

[Second Reprint]

ASSEMBLY, No. 559

STATE OF NEW JERSEY
214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

Sponsored by:

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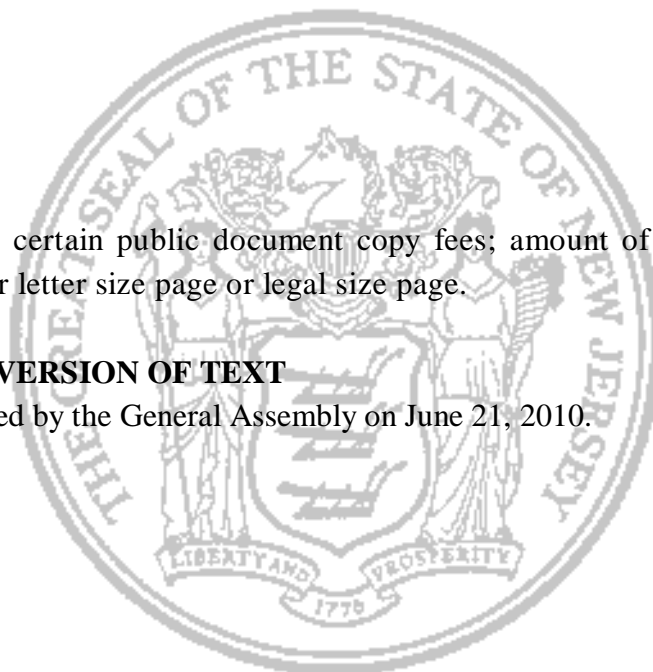
Assemblyman Connors, Assemblywomen Quigley, Voss, Assemblyman Thompson, Assemblywomen Handlin, Vainieri Huttle, Assemblymen Johnson, Bramnick, Moriarty, Assemblywoman N.Munoz, Assemblyman Chiappone, Assemblywoman Rodriguez and Senator Weinberg

SYNOPSIS

Decreases certain public document copy fees; amount of fee dependent upon whether letter size page or legal size page.

CURRENT VERSION OF TEXT

As amended by the General Assembly on June 21, 2010.



(Sponsorship Updated As Of: 6/29/2010)

1 AN ACT concerning certain copy fees for public documents and
2 amending various parts of the statutory law.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 11 of P.L.1987, c.435 (C.22A:4-1a) is amended to
8 read as follows:

9 11. For services herein enumerated the State Treasurer shall
10 collect the following fees:

11 a. For filing any original business certificate for which no other
12 fee is fixed by statute or regulation, \$125.

13 For filing any change or amendment to a previously filed
14 document for which no other fee is fixed by statute or regulation,
15 \$75.

16 For issuing any certificate or filing any other document for
17 which no other fee is fixed by statute or regulation, \$25.00, except
18 that the provisions of this subsection shall not apply to:

19 (1) certificates of appointments for gubernatorial appointees;

20 (2) documents filed by public bodies under the "Open Public
21 Meetings Act," P.L.1975, c.231 (C.10:4-6 et seq.);

22 (3) financial disclosures filed by State officials;

23 (4) oaths of office;

24 (5) resignation of office holders;

25 (6) documents filed by other State government entities indexed
26 in the department's miscellaneous file.

27 b. For certification or exemplification of any document on file,
28 \$25.00.

29 c. For certification or exemplification of any signature on file,
30 including the issuance of a certificate for proving a document
31 outside the United States, also known as an apostille, \$25.00;
32 except that in cases of adoption of a child, the fee for an apostille
33 shall be \$5.00.

34 d. For filing a certified copy of an order of change of name,
35 \$50.00.

36 e. For a paper copy of any document on file, **[\$1.00 per page]**
37 up to \$0.10 per letter size page or smaller and up to \$0.15 per legal
38 size page or larger. If a roll of microfilm images is requested, the
39 State Treasurer shall collect a fee of \$1.00 for each image on the
40 microfilm roll. If a microfiche copy of a microfiche is requested,
41 \$3.00.

42 f. For filing a proof of publication, \$10.00.

43 (cf: P.L.2002, c.34, s.34)

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ASG committee amendments adopted June 14, 2010.

²Assembly floor amendments adopted June 21, 2010.

1 ¹[2. R.S.39:4-131 is amended to read as follows:

2 39:4-131. The commission shall prepare and supply to police
3 departments and other suitable agencies, forms for accident reports
4 calling for sufficiently detailed information with reference to a
5 motor vehicle accident, including the cause, the conditions then
6 existing, the persons and vehicles involved, the compliance with
7 P.L.1984, c.179 (C.39:3-76.2e et seq.) by the operators and
8 passengers of the vehicles involved in the accident, whether the
9 operator of the vehicle was using a cellular telephone when the
10 accident occurred, and such other information as the chief
11 administrator may require.

12 Every law enforcement officer who investigates a vehicle
13 accident of which report must be made as required in this Title, or
14 who otherwise prepares a written report as a result of an accident or
15 thereafter by interviewing the participants or witnesses, shall
16 forward a written report of such accident to the commission, on
17 forms furnished by it, within five days after his investigation of the
18 accident.

19 Such written reports required to be forwarded by law
20 enforcement officers and the information contained therein shall not
21 be privileged or held confidential. Every citizen of this State shall
22 have the right, during regular business hours and under supervision,
23 to inspect and copy such reports and shall also have the right in
24 person to purchase copies of the reports at the same fee established
25 by section 6 of P.L.2001, c.404 (C.47:1A-5). If copies of reports
26 are requested other than in person, an additional fee of up to \$5.00
27 **【for the first three pages and \$1.00 per page thereafter】** may be
28 added to cover the administrative costs of the report. Upon request,
29 a police department shall send an accident report to a person
30 through the mail or via fax as defined in section 2 of P.L.1976, c.23
31 (C.19:59-2). The police department may require the person
32 requesting the report to provide a completed request form and the
33 appropriate fee prior to faxing or mailing the report. The police
34 department shall provide the person requesting the report with the
35 option of submitting the form and providing the appropriate fee
36 either in person, through the mail, or via fax as defined in section 2
37 of P.L.1976, c.23 (C.19:59-2).

38 The provisions of any other law or regulation to the contrary
39 notwithstanding, reports obtained pursuant to this act shall not be
40 subject to confidentiality requirements except as provided by
41 section 28 of P.L.1960, c.52 (C.2A:84A-28).

42 (cf: P.L.2007, c.20, s.1) **】¹**

43

44 ¹2. R.S.39:4-131 is amended to read as follows:

45 39:4-131. The commission shall prepare and supply to police
46 departments and other suitable agencies, forms for accident reports
47 calling for sufficiently detailed information with reference to a

1 motor vehicle accident, including the cause, the conditions then
2 existing, the persons and vehicles involved, the compliance with
3 P.L.1984, c.179 (C.39:3-76.2e et seq.) by the operators and
4 passengers of the vehicles involved in the accident, whether the
5 operator of the vehicle was using a cellular telephone when the
6 accident occurred, and such other information as the chief
7 administrator may require.

8 Every law enforcement officer who investigates a vehicle
9 accident of which report must be made as required in this Title, or
10 who otherwise prepares a written report as a result of an accident or
11 thereafter by interviewing the participants or witnesses, shall
12 forward a written report of such accident to the commission, on
13 forms furnished by it, within five days after his investigation of the
14 accident.

15 Such written reports required to be forwarded by law
16 enforcement officers and the information contained therein shall not
17 be privileged or held confidential. Every citizen of this State shall
18 have the right, during regular business hours and under supervision,
19 to inspect and copy such reports and shall also have the right in
20 person to purchase copies of the reports at the same fee established
21 by section 6 of P.L.2001, c.404 (C.47:1A-5). If copies of reports
22 are requested other than in person, an additional fee of up to \$5.00
23 **【for the first three pages and \$1.00 per page thereafter】** may be
24 added to cover the administrative costs of the report. Upon request,
25 a police department shall send an accident report to a person
26 through the mail or via fax as defined in section 2 of P.L.1976, c.23
27 (C.19:59-2). The police department may require the person
28 requesting the report to provide a completed request form and the
29 appropriate fee prior to faxing or mailing the report. The police
30 department shall provide the person requesting the report with the
31 option of submitting the form and providing the appropriate fee
32 either in person, through the mail, or via fax as defined in section 2
33 of P.L.1976, c.23 (C.19:59-2).

34 The provisions of any other law or regulation to the contrary
35 notwithstanding, reports obtained pursuant to this act shall not be
36 subject to confidentiality requirements except as provided by
37 section 28 of P.L.1960, c.52 (C.2A:84A-28).

38 When a motor vehicle accident results in the death or
39 incapacitation of the driver or any passenger, the law enforcement
40 officer responsible for notifying the next of kin that their relative is
41 deceased or incapacitated, also shall inform the relative, in writing,
42 how to obtain a copy of the accident report required by this section
43 and the name, address, and telephone number of the person storing
44 the motor vehicle pursuant to section 1 of P.L.1964, c.81
45 (C.39:10A-1).¹

46 (cf: P.L.2008, c.107, s.1)

1 3. Section 65 of P.L.1993, c.210 (C.42:2B-65) is amended to
2 read as follows:

3 65. a. No document required to be filed under this act shall be
4 effective until the applicable fee required by this section is paid.
5 The following fees shall be paid to and collected by the State
6 Treasurer for the use of the State:

7 (1) Upon the receipt for filing of a certificate of registration of
8 alternate name or a certificate of renewal pursuant to section 4 of
9 this act, a fee in the amount of \$50.

10 (2) Upon the receipt for filing of an application for reservation
11 of name, an application for renewal of reservation or a notice of
12 transfer or cancellation of reservation pursuant to section 5 of this
13 act, a fee in the amount of \$50.

14 (3) Upon the receipt for filing of a certificate under subsection
15 b. of section 6 of this act, a fee in the amount of \$25, upon the
16 receipt for filing of a certificate under subsection b. of section 7 of
17 this act, a fee in the amount of \$25 and a further fee of \$10 for each
18 limited liability company affected by such certificate.

19 (4) Upon the receipt for filing of a notice of resignation and
20 affidavit pursuant to subsection c. of section 7 of this act, a fee in
21 the amount of \$25 and upon the receipt for filing of a certificate of
22 change pursuant to subsection c. of section 7 of this act, a fee in the
23 amount of \$25.

24 (5) Upon the receipt for filing of a certificate of formation under
25 section 11 of this act a fee in the amount of \$125; and upon receipt
26 for filing, a certificate of correction under section 12 of this act, a
27 certificate of amendment under section 13 of this act, a certificate
28 of cancellation under section 14 of this act, a certificate of merger
29 or consolidation under section 20 of this act or a restated certificate
30 of formation under section 19 of this act, a fee in the amount of
31 \$100.

32 (6) Upon filing of an annual report, a fee in the amount of
33 \$50.00.

34 (7) Upon requesting a reinstatement of a certificate of a limited
35 liability company, a late filing fee of \$200.00 and a reinstatement
36 filing fee of \$75.00.

37 (8) For certifying copies of any paper on file as provided for by
38 this act, a fee in the amount of \$25 for each copy certified.

39 (9) The State Treasurer may issue photocopies of instruments on
40 file as well as other copies, and for all of those copies, whether
41 certified or not, a fee in the amount of **[\$10 for the first page and \$2**
42 **per page]** up to \$0.10 per letter size page or smaller and up to \$0.15
43 per legal size page or larger thereafter shall be paid.

44 (10) Upon the receipt for filing of an application for registration
45 as a foreign limited liability company under section 53 of this act or
46 a certificate of cancellation under section 56 of this act, a fee in the
47 amount of \$125.

1 (11) For preclearance of any document for filing, a fee in the
2 amount of \$50.

3 (12) For preparing and providing a written report of a record
4 search, a fee in the amount of \$50.

5 (13) For issuing any certificate of the State Treasurer, including
6 but not limited to a certificate of good standing, other than a
7 certification of a copy under paragraph (6) of this subsection, a fee
8 in the amount of \$50, except that for issuing any certificate of the
9 State Treasurer that recites all of a limited liability company's
10 filings with the State Treasurer, a fee of \$100 shall be paid for each
11 such certificate.

12 (14) For receiving and filing and/or indexing any certificate,
13 affidavit, agreement or any other paper provided for by this act, for
14 which no different fee is specifically prescribed, a fee in the amount
15 of \$75.

16 (15) The State Treasurer may in the Treasurer's discretion charge
17 a fee of \$50 for each check received for payment of any fee that is
18 returned due to insufficient funds or the result of a stop payment
19 order.

20 b. In addition to those fees charged under subsection a. of this
21 section, there shall be collected by and paid to the State Treasurer
22 the following:

23 (1) for all services described in subsection a. of this section that
24 are requested to be completed within the same day as the day of the
25 request, an additional sum of up to \$50; and

26 (2) for all services described in subsection a. of this section that
27 are requested to be completed within a 24-hour period from the time
28 of the request, an additional sum of up to \$25.

29 The State Treasurer shall establish (and may from time to time
30 amend) a schedule of specific fees payable pursuant to this
31 subsection.

32 c. The State Treasurer may in his discretion permit the
33 extension of credit for the fees required by this section upon such
34 terms as he shall deem to be appropriate.

35 (cf: P.L.2002, c.34, s.38)

36
37 4. Section 4 of P.L.1997, c.412 (C.46:16-18) is amended to
38 read as follows:

39 4. a. If a notice of federal lien, a refiling of a notice of federal
40 lien, or a notice of revocation of any certificate is presented to the
41 county recording officer, he shall endorse thereon his identification
42 and the date and time of receipt and forthwith file it alphabetically
43 or enter it in an alphabetical index showing the name and address of
44 the person named in the notice, the date and time of receipt, the title
45 and address of the official or entity certifying the lien, and the total
46 amount appearing on the notice of lien.

1 b. If a refiled notice of federal lien referred to in subsection a.
2 of this section or any certificate of release, nonattachment,
3 discharge or subordination is presented for filing to the county
4 recording officer, he shall permanently attach the refiled notice of
5 the certificate to the original notice of lien and enter the refiled
6 notice or the certificate with the date of filing in any alphabetical
7 lien index on the line where the original notice of lien is entered.

8 c. All notices received by a filing officer pursuant to this
9 section and the index of the notices shall be held for public
10 inspection by the filing officer. Upon request, the filing officer
11 shall furnish a copy of any notice of federal lien, or notice or
12 certificate affecting a federal lien, for a fee of **[\$2 per page] up to**
13 **\$0.10 per letter size page or smaller, and up to \$0.15 per legal size**
14 **page or larger.**

15 (cf: P.L.1997, c.412, s.4)

16

17 5. Section 6 of P.L.2001, c.404 (C.47:1A-5) is amended to read
18 as follows:

19 6. a. The custodian of a government record shall permit the
20 record to be inspected, examined, and copied by any person during
21 regular business hours; or in the case of a municipality having a
22 population of 5,000 or fewer according to the most recent federal
23 decennial census, a board of education having a total district
24 enrollment of 500 or fewer, or a public authority having less than
25 \$10 million in assets, during not less than six regular business hours
26 over not less than three business days per week or the entity's
27 regularly-scheduled business hours, whichever is less; unless a
28 government record is exempt from public access by: P.L.1963, c.73
29 (C.47:1A-1 et seq.) as amended and supplemented; any other
30 statute; resolution of either or both houses of the Legislature;
31 regulation promulgated under the authority of any statute or
32 Executive Order of the Governor; Executive Order of the Governor;
33 Rules of Court; any federal law; federal regulation; or federal order.
34 Prior to allowing access to any government record, the custodian
35 thereof shall redact from that record any information which
36 discloses the social security number, credit card number, unlisted
37 telephone number, or driver license number of any person; except
38 for use by any government agency, including any court or law
39 enforcement agency, in carrying out its functions, or any private
40 person or entity acting on behalf thereof, or any private person or
41 entity seeking to enforce payment of court-ordered child support;
42 except with respect to the disclosure of driver information by the
43 Division of Motor Vehicles as permitted by section 2 of P.L.1997,
44 c.188 (C.39:2-3.4); and except that a social security number
45 contained in a record required by law to be made, maintained or
46 kept on file by a public agency shall be disclosed when access to
47 the document or disclosure of that information is not otherwise

1 prohibited by State or federal law, regulation or order or by State
2 statute, resolution of either or both houses of the Legislature,
3 Executive Order of the Governor, rule of court or regulation
4 promulgated under the authority of any statute or executive order of
5 the Governor. Except where an agency can demonstrate an
6 emergent need, a regulation that limits access to government
7 records shall not be retroactive in effect or applied to deny a request
8 for access to a government record that is pending before the agency,
9 the council or a court at the time of the adoption of the regulation.

10 b. A copy or copies of a government record may be purchased
11 by any person upon payment of the fee prescribed by law or
12 regulation ¹[, or if a fee is not prescribed by law or regulation, upon
13 payment of the actual cost of duplicating the record]¹. Except as
14 otherwise provided by law or regulation, the fee assessed for the
15 duplication of a government record embodied in the form of printed
16 matter ²¹, whether by copying or by faxing, scanning or other
17 electronic means of duplication,¹² shall ¹[not exceed the
18 following:] be¹ [first page to tenth page, \$0.75 per page; eleventh
19 page to twentieth page, \$0.50 per page; all pages over twenty, \$0.25
20 per page] ¹[up to]¹ ²[\$0.10] \$0.05² per letter size page or
21 smaller, and ¹[up to]¹ ²[\$0.15] \$0.07² per legal size page or
22 larger. ¹[The actual cost of duplicating the record shall be the cost
23 of materials and supplies used to make a copy of the record, but
24 shall not include the cost of labor or other overhead expenses
25 associated with making the copy except as provided for in
26 subsection c. of this section.]¹ If a public agency can demonstrate
27 that its actual costs for duplication of a government record exceed
28 the foregoing rates, the public agency shall be permitted to charge
29 the actual cost of duplicating the record. ¹The actual cost of
30 duplicating the record ², upon which all copy fees are based,² shall
31 be the cost of materials and supplies used to make a copy of the
32 record, but shall not include the cost of labor or other overhead
33 expenses associated with making the copy except as provided for in
34 subsection c. of this section.¹ ²Access to electronic records and
35 non-printed materials shall be provided free of charge, but the
36 public agency may charge for the actual costs of any needed
37 supplies such as computer discs.²

38 c. Whenever the nature, format, manner of collation, or volume
39 of a government record embodied in the form of printed matter to
40 be inspected, examined, or copied pursuant to this section is such
41 that the record cannot be reproduced by ordinary document copying
42 equipment in ordinary business size or involves an extraordinary
43 expenditure of time and effort to accommodate the request, the
44 public agency may charge, in addition to the actual cost of
45 duplicating the record, a special service charge that shall be
46 reasonable and shall be based upon the actual direct cost of

1 providing the copy or copies; provided, however, that in the case of
2 a municipality, rates for the duplication of particular records when
3 the actual cost of copying exceeds the foregoing rates shall be
4 established in advance by ordinance. The requestor shall have the
5 opportunity to review and object to the charge prior to it being
6 incurred.

7 d. A custodian shall permit access to a government record and
8 provide a copy thereof in the medium requested if the public agency
9 maintains the record in that medium. If the public agency does not
10 maintain the record in the medium requested, the custodian shall
11 either convert the record to the medium requested or provide a copy
12 in some other meaningful medium. If a request is for a record: (1)
13 in a medium not routinely used by the agency; (2) not routinely
14 developed or maintained by an agency; or (3) requiring a substantial
15 amount of manipulation or programming of information technology,
16 the agency may charge, in addition to the actual cost of duplication,
17 a special charge that shall be reasonable and shall be based on the
18 cost for any extensive use of information technology, or for the
19 labor cost of personnel providing the service, that is actually
20 incurred by the agency or attributable to the agency for the
21 programming, clerical, and supervisory assistance required, or both.

22 e. Immediate access ordinarily shall be granted to budgets,
23 bills, vouchers, contracts, including collective negotiations
24 agreements and individual employment contracts, and public
25 employee salary and overtime information.

26 f. The custodian of a public agency shall adopt a form for the
27 use of any person who requests access to a government record held
28 or controlled by the public agency. The form shall provide space
29 for the name, address, and phone number of the requestor and a
30 brief description of the government record sought. The form shall
31 include space for the custodian to indicate which record will be
32 made available, when the record will be available, and the fees to be
33 charged. The form shall also include the following: (1) specific
34 directions and procedures for requesting a record; (2) a statement as
35 to whether prepayment of fees or a deposit is required; (3) the time
36 period within which the public agency is required by P.L.1963, c.73
37 (C.47:1A-1 et seq.) as amended and supplemented, to make the
38 record available; (4) a statement of the requestor's right to challenge
39 a decision by the public agency to deny access and the procedure
40 for filing an appeal; (5) space for the custodian to list reasons if a
41 request is denied in whole or in part; (6) space for the requestor to
42 sign and date the form; (7) space for the custodian to sign and date
43 the form if the request is fulfilled or denied. The custodian may
44 require a deposit against costs for reproducing documents sought
45 through an anonymous request whenever the custodian anticipates
46 that the information thus requested will cost in excess of \$5 to
47 reproduce.

1 g. A request for access to a government record shall be in
2 writing and hand-delivered, mailed, transmitted electronically, or
3 otherwise conveyed to the appropriate custodian. A custodian shall
4 promptly comply with a request to inspect, examine, copy, or
5 provide a copy of a government record. If the custodian is unable
6 to comply with a request for access, the custodian shall indicate the
7 specific basis therefor on the request form and promptly return it to
8 the requestor. The custodian shall sign and date the form and
9 provide the requestor with a copy thereof. If the custodian of a
10 government record asserts that part of a particular record is exempt
11 from public access pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.)
12 as amended and supplemented, the custodian shall delete or excise
13 from a copy of the record that portion which the custodian asserts is
14 exempt from access and shall promptly permit access to the
15 remainder of the record. If the government record requested is
16 temporarily unavailable because it is in use or in storage, the
17 custodian shall so advise the requestor and shall make arrangements
18 to promptly make available a copy of the record. If a request for
19 access to a government record would substantially disrupt agency
20 operations, the custodian may deny access to the record after
21 attempting to reach a reasonable solution with the requestor that
22 accommodates the interests of the requestor and the agency.

23 h. Any officer or employee of a public agency who receives a
24 request for access to a government record shall forward the request
25 to the custodian of the record or direct the requestor to the
26 custodian of the record.

27 i. Unless a shorter time period is otherwise provided by
28 statute, regulation, or executive order, a custodian of a government
29 record shall grant access to a government record or deny a request
30 for access to a government record as soon as possible, but not later
31 than seven business days after receiving the request, provided that
32 the record is currently available and not in storage or archived. In
33 the event a custodian fails to respond within seven business days
34 after receiving a request, the failure to respond shall be deemed a
35 denial of the request, unless the requestor has elected not to provide
36 a name, address or telephone number, or other means of contacting
37 the requestor. If the requestor has elected not to provide a name,
38 address, or telephone number, or other means of contacting the
39 requestor, the custodian shall not be required to respond until the
40 requestor reappears before the custodian seeking a response to the
41 original request. If the government record is in storage or archived,
42 the requestor shall be so advised within seven business days after
43 the custodian receives the request. The requestor shall be advised
44 by the custodian when the record can be made available. If the
45 record is not made available by that time, access shall be deemed
46 denied.

1 j. A custodian shall post prominently in public view in the part
 2 or parts of the office or offices of the custodian that are open to or
 3 frequented by the public a statement that sets forth in clear, concise
 4 and specific terms the right to appeal a denial of, or failure to
 5 provide, access to a government record by any person for
 6 inspection, examination, or copying or for purchase of copies
 7 thereof and the procedure by which an appeal may be filed.

8 k. The files maintained by the Office of the Public Defender
 9 that relate to the handling of any case shall be considered
 10 confidential and shall not be open to inspection by any person
 11 unless authorized by law, court order, or the State Public Defender.
 12 (cf: P.L.2001, c.404, s.6)

13
 14 6. Section 1 of P.L.1959, c.43 (C.48:2-56) is amended to read as
 15 follows:

16 1. The Board of **[Regulatory Commissioners]** Public Utilities
 17 is hereby empowered, authorized and required to charge and collect
 18 fees and charges for the purposes and in the amounts hereinafter set
 19 out.

20 **[.] A. Filing of Annual Reports**

	Charge Per
	Report
23 (1) Sewer	\$20.00
24 0 Classes A, B, C, and D ...	20.00
25 Class E (Income Sheets)	5.00
26 (2) Railroad	50.00
27 Nonoperating	10.00
28 (3) Telephone	
29 Class A	50.00
30 Class B	20.00
31 (4) Water	
32 Class A	50.00
33 Classes B and C	20.00
34 Class D	10.00
35 Class E (Income Sheets)	5.00
36 (5) Bus	
37 Class A	50.00
38 Class B	25.00
39 Class C	10.00
40 (6) Gas	50.00
41 (7) Electric	50.00
42 (8) Combination gas and electric	100.00
43 (9) (Deleted by amendment, P.L.1993, c.124).	

44
 45 **B. Examination and Audit of Annual Reports**

46 (1) The total fee is to be based on reported intrastate operating
 47 revenues, and, except as noted below for certain interstate utilities,

1 will consist of a base charge plus an incremental charge per unit of
 2 \$1,000.00 or fraction thereof for each such unit in excess of the
 3 lower limit of the indicated range.

		The	
		Incremental	
		Charge per	
		\$1,000	
		Unit is	
4			
5			
6			
7	If the Reported Operating	The Base	
8	Revenues Fall Within the Range	Charge is	
9	Under \$10,000	\$10.00	.....
10	\$10,000 to 25,000	15.00	.....
11	25,000 to 50,000	25.00	.....
12	50,000 to 500,000	25.00	\$0.50/M
13	500,000 to 1,000,000	250.00	0.39/M
14	1,000,000 to 5,000,000	445.00	0.15/M
15	5,000,000 to 10,000,000	1,045.00	0.10/M
16	10,000,000 to 50,000,000	1,545.00	0.08/M
17	50,000,000 to 100,000,000	4,745.00	0.07/M
18	100,000,000 to 200,000,000	8,245.00	0.05/M
19	200,000,000 and over	13,245.00	0.03/M
20			

21 (2) Public utilities engaged in interstate commerce who are
 22 required to file annual reports with the board and who derive 50%
 23 or more of their operating revenues from interstate commerce shall
 24 pay a fee for examination and audit of their annual report in
 25 accordance with the following schedule. The board may establish
 26 reasonable rules for the determination of such intrastate revenues in
 27 cases where the same have not been reported.

	For Intrastate Revenues Within the Range	The Fee is
28		
29	Under \$10,000	\$25.00
30	\$10,000 to 50,000	50.00
31	50,001 to 200,000	75.00
32	200,001 to 500,000	150.00
33	500,001 to 1,000,000	300.00
34	over 1,000,000	500.00

	C. Pamphlets and Publications	Charge Per
		Copy
35		
36		
37	(1) Annual report of the Board of	
38	【Regulatory Commissioners】 <u>Public Utilities</u> ...	\$2.00
39	(2) Utility annual report forms	
40	Sewer	5.00
41	Income Sheets	2.00
42	Railroad	10.00
43	Telephone	10.00
44	Water	
45	Classes A, B and C	10.00
46	Class D	5.00
47	Class E (Income Sheets)	2.00

1	Buses		
2	Class A	10.00	
3	Class B	5.00	
4	Class C	2.00	
5	Gas	10.00	
6	Electric	10.00	
7	(3) Pamphlets containing rules and regulations		
8	and all other pamphlets published by the		
9	board		
10	Pamphlets with less than 25 pages...	2.00	
11	Pamphlets with 25 pages or more but less		
12	than 50 pages	2.50	
13	Pamphlets with 50 pages or more	2.50	
14	Plus \$0.25 for each additional 25 pages or		
15	fraction thereof in excess of 50 pages		
16	(4) Uniform system of accounts	10.00	
17	(5) Photocopies of documents or reports--		
18	per page.....	[1.00]	<u>up to \$0.10 for letter size or</u>
19	<u>smaller up to \$0.15 for legal size or larger</u>		
20		Charge for	
21		Each	
22		Year Covered	
23	(6) Compilation of board's decisions ...	\$2.00	
24	(7) Statistics of utilities--private and		
25	municipal	3.00	
26	D. Subpoenas--Petition for and Issuance	Charge per	
27		Subpoena	
28	(1) Subpoena for the attendance of		
29	witnesses	\$2.00	
30	(2) Subpoena duces tecum	5.00	
31	E. Applications and Petitions Submitted to the Board		
32	(1) For approval of issuance of securities or evidences of		
33	indebtedness the filing fee shall be based on the estimated proceeds		
34	before costs and expenses of issuance. When the actual proceeds		
35	become known, the fee will be adjusted accordingly. The total		
36	filing fee will consist of a base charge plus an incremental charge		
37	per unit of \$1,000.00 or fraction thereof of proceeds in excess of the		
38	lower limit of the range of the indicated block. In the case of stock		
39	dividends, the proceeds shall be taken as the amount to be		
40	transferred from earned surplus account.		
41			
42		The Incre-	
43		mental	
44		Charge	
45	If the proceeds of the Trans-	The Base	per \$1,000
46	action Fall Within the Range	Charge is	Unit is
47	Under \$5,000	\$10.00	.....

1	\$5,001 to	10,000	15.00	.....
2	10,001 to	20,000	30.00	.....
3	20,001 to	30,000	50.00	.....
4	30,001 to	100,000	50.00	\$0.70/M
5	100,001 to	500,000	99.00	0.60/M
6	500,001 to	1,000,000	339.00	0.50/M
7	1,000,001 to	5,000,000	589.00	0.40/M
8	5,000,001 to	10,000,000	2,189.00	0.35/M
9	10,000,001 to	25,000,000	3,939.00	0.30/M
10	25,000,001 and over		8,439.00	0.25/M

11 (2) For increases in rates or fares, whether by petition, filing of
 12 revised tariff, or by petition for negotiated relief under R.S.48:2-
 13 21.1, provided that when two petitions or a petition with an
 14 amendment relate to one and the same increase only one fee shall be
 15 charged, the fees are to be based on the proposed increase in annual
 16 operating revenues for which application is made and will consist of
 17 a base charge plus an incremental charge per unit of \$1,000.00 or
 18 fraction thereof for each such unit in excess of the lower limit of the
 19 indicated range.

20				The Incre-
21				mental
22				Charge
23	If the Proposed		The Base	per \$1,000
24	Increase Falls Within the Range		Charge is	Unit is
25	Up to	\$5,000	\$25.00	.....
26	\$5,000 to	30,000	25.00	\$2.00/M
27	30,000 to	100,000	75.00	1.80/M
28	100,000 to	300,000	201.00	1.60/M
29	300,000 to	600,000	521.00	1.40/M
30	600,000 to	1,000,000	941.00	1.20/M
31	1,000,000 to	5,000,000	1,421.00	1.00/M
32	5,000,000 to	10,000,000	5,421.00	0.80/M
33	10,000,000 to	20,000,000	9,421.00	0.60/M
34	20,000,000 and over		15,421.00	0.30/M

35 Filing of an initial rate, a contract for a special rate or any other
 36 document involving a tariff change not otherwise provided for
 37 above 25.00

38 In addition to the filing fee computed in accordance with the
 39 foregoing, the public utility shall pay a processing fee of 1/10 of 1%
 40 of the new or initial annual operating revenues or increase in annual
 41 operating revenues that may be authorized by the board, which fee
 42 in no event shall be less than 25.00

43 Filing automatic adjustment clause tariff
 44 revision..... \$25.00

45 (3) For sales of property or leases of property
 46 (Based on the Consideration or Annual Rental) Filing Fee
 47 Up to \$1,000 \$10.00

1	\$1,001 to	5,000	25.00
2	5,001 to	10,000	50.00
3	10,001 to	20,000	75.00
4	20,001 to	50,000	150.00
5	50,001 to	100,000	250.00
6	100,001 and over	.....	350.00
7	(4) For approval of mergers		Filing Fee
8	The filing fee for approval of mergers is to be based on		
9	the total utility plant account of the surviving utility and will be		
10	computed according to the schedule of charges set forth herein for		
11	sales of property or leases of property.		
12	(5) For approval of a municipal consent		\$20.00
13	Where petition requests approval of more		
14	than one municipal consent on the same		
15	route for each such additional consent		10.00
16	(6) For rehearing, reopening, reargument or		
17	reconsideration of any matter		15.00
18	(7) For approval of contracts under Revised		
19	Statutes 48:3-7.1.....		100.00
20	(8) For establishment of new railroad-highway		
21	crossing at grade.....		50.00
22	(9) For grade crossing separation		100.00
23	(10) For relocation or widening of grade		
24	crossing.....		100.00
25	(11) For abandonment of grade crossing ...		50.00
26	(12) For discontinuance of station agents		
27	and stations		50.00
28	(13) For authority to exercise eminent domain--		
29	for each separate parcel of property		
30	involved		100.00
31	(14) Any application or petition not herein		
32	specifically designated or described.....		25.00
33	(15) For inspection or test of electric,		
34	water or gas meter		5.00
35	(This fee is to be returned to the		
36	customer and collected from the utility		
37	in cases where the meter is found to be		
38	registering fast beyond the allowable		
39	limit of accuracy established by the board.)		
40	F. Buses or Other Motor Vehicles		
41	(1) For approval of transfer of municipal		
42	consents.....		\$25.00
43	(2) For approval of conditional sale contract,		
44	notes or chattel mortgage based on the		
45	principal amount involved		

1		Filing Fee
2	\$5,000 or less	10.00
3	5,001 to 10,000	15.00
4	10,001 to 25,000	25.00
5	25,001 to 50,000	50.00
6	50,001 to 100,000	75.00
7	Over \$100,000	100.00
8	(3) For changes, extensions or consolidation	
9	of existing autobus routes	25.00
10	(4) For approval of leases of equipment	25.00
11		Charges
12	(5) For inspection of new bus equipment and	
13	issuance of certificate of compliance--	
14	each bus	115.00
15	(6) Specification recheck--each bus	50.00
16	(7) For issuance of duplicate certificate of	
17	compliance--each	2.00
18	(8) For inspection of autobus for restoration	
19	to service after removal for lack of	
20	insurance	70.00
21	(9) For each periodic inspection of autobus by	
22	board's inspector (including first	
23	recheck)--each bus	85.00
24	(10) Additional maintenance recheck--each bus	35.00
25	(11) Self inspection--each bus	30.00
26	G. Miscellaneous	Filing Fee
27	(1) Formal complaints--Costs to be assessed	
28	against the respondent utility if the	
29	complaint is sustained by the board	\$25.00
30	(2) Answers to formal complaints	10.00
31	(3) Where the answer sets up a prayer	
32	for affirmative relief	25.00
33	(4) Amendment to any petition or answer ..	10.00
34	(5) Reports and statements filed by pipeline	
35	companies as required by board's rules	
36	issued under the authority of Title 48	
37	of the Revised Statutes except accident	
38	reports	200.00
39	(6) Deleted by amendment, P.L.1993, c.124.	
40		Charge Per
41		Copy
42	(7) Extra copy of any decision, order or	
43	certificate of the board	【2.00
44	Plus a charge for each page exceeding 2 pages	1.00】 up to
45	\$0.10 per letter size page or smaller, up to \$0.15 per legal size page	
46	or larger	
47	(8) Certification of any document	2.50

1 All filing fees shall be paid at the time of the original filing of
2 the report, application, petition or other document or paper in the
3 matter. No pleading will be considered filed until the appropriate
4 fees are paid. In cases where such payment is not feasible, as may
5 be determined by the board, the amount will be due and payable on
6 the presentation of an invoice.

7 When a petition covers more than one matter or makes a prayer
8 for relief with respect to more than one matter, the fee for filing the
9 same shall be the sum of the fees that would be paid for each
10 individual matter.

11 When several utilities or petitioners join in the filing of a single
12 petition, then the fees herein provided shall apply to each petitioner
13 as may be appropriate.

14 (cf: P.L.1993, c.124, s.1)

15

16 7. This act shall take effect immediately but shall be
17 inoperative until the 60th day following enactment.