

SENATE COMMITTEE SUBSTITUTE FOR
**SENATE CONCURRENT
RESOLUTION No. 84**

STATE OF NEW JERSEY
216th LEGISLATURE

ADOPTED JUNE 5, 2014

Sponsored by:

Senator BOB SMITH

District 17 (Middlesex and Somerset)

Senator CHRISTOPHER "KIP" BATEMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Co-Sponsored by:

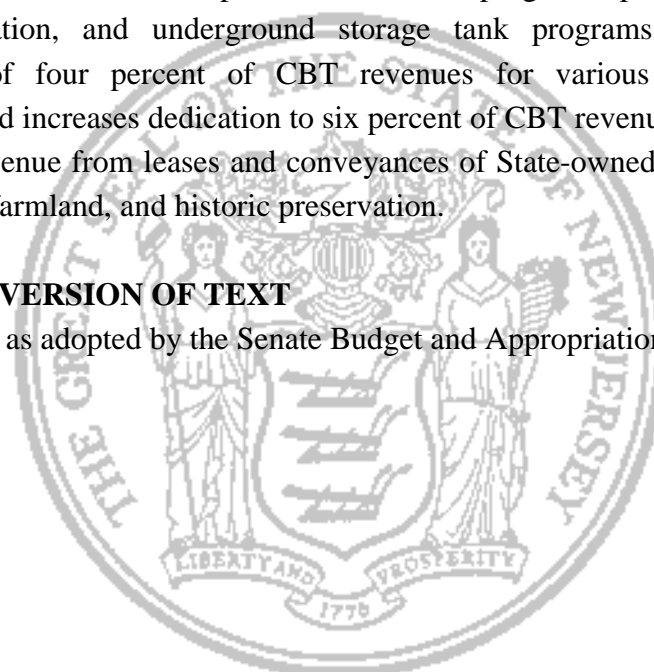
Senators Gordon and Greenstein

SYNOPSIS

Amends Constitution to dedicate four percent of CBT revenues to open space, farmland, and historic preservation, water programs, public and private site remediation, and underground storage tank programs, ends current dedication of four percent of CBT revenues for various environmental programs, and increases dedication to six percent of CBT revenues in 2019; and dedicates revenue from leases and conveyances of State-owned open space for open space, farmland, and historic preservation.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate Budget and Appropriations Committee.



(Sponsorship Updated As Of: 6/27/2014)

1 A CONCURRENT RESOLUTION proposing to amend Article VIII,
2 Section II, paragraph 6 of the New Jersey Constitution.

3

4 BE IT RESOLVED by the Senate of the State of New Jersey (the
5 General Assembly concurring):

6

7 1. The following proposed amendment to the Constitution of
8 the State of New Jersey is agreed to:

9

10 PROPOSED AMENDMENT

11

12 Amend Article VIII, Section II, paragraph 6 to read as follows:

13 6. **【**There shall be credited annually to a special account in the
14 General Fund an amount equivalent to 4% of the revenue annually
15 derived from the tax imposed pursuant to the "Corporation Business
16 Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as amended
17 and supplemented, or any other State law of similar effect.

18 The amount annually credited pursuant to this paragraph shall be
19 dedicated and shall be appropriated from time to time by the
20 Legislature only for the following purposes: paying or financing
21 costs incurred by the State for the remediation of discharges of
22 hazardous substances, which costs may include performing
23 necessary operation and maintenance activities relating to remedial
24 actions and costs incurred for providing alternative sources of
25 public or private water supplies, when a water supply has been, or is
26 suspected of being, contaminated by a hazardous substance
27 discharge; providing funding, including the provision of loans or
28 grants, for the upgrade, replacement, or closure of underground
29 storage tanks that store or were used to store hazardous substances,
30 and for the costs of remediating any discharge therefrom; providing
31 funding, including the provision of loans or grants, for the costs of
32 the remediation of discharges of hazardous substances, which costs
33 may include costs incurred for providing alternative sources of
34 public or private water supplies, when a water supply has been, or is
35 suspected of being, contaminated by a hazardous substance
36 discharge; for paying or financing the cost of water quality point
37 and nonpoint source pollution monitoring, watershed based water
38 resource planning and management, and nonpoint source pollution
39 prevention projects; for providing grants for the costs of air
40 pollution control equipment to reduce the levels of particulate
41 matter emissions from diesel-powered engines, and for funding for
42 other measures to reduce human exposure to those emissions; and
43 for providing funding, including loans and grants, for the
44 development of lands for recreation and conservation purposes, and
45 to satisfy any payments relating to bonds, notes, or other

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.

1 obligations, including refunding bonds, issued by an authority or
2 similar entity established by law to provide funding for the
3 development of lands for recreation and conservation purposes.

4 It shall not be competent for the Legislature, under any pretense
5 whatever, to borrow, appropriate, or use the amount credited to the
6 special account pursuant to this paragraph, or any portion thereof,
7 for any purpose or in any manner other than as enumerated in this
8 paragraph. It shall not be competent for the Legislature, under any
9 pretense whatever, to borrow, appropriate, or use the amount
10 credited to the special account pursuant to this paragraph, or any
11 portion thereof, for the payment of the principal or interest on any
12 general obligation bond that was approved by the voters prior to
13 this paragraph becoming part of this Constitution.

14 (a) Fifteen percent of the amount annually credited pursuant to
15 this paragraph shall be dedicated, and shall be appropriated from
16 time to time by the Legislature, only for paying or financing the
17 cost of water quality point and nonpoint source pollution
18 monitoring, watershed based water resource planning and
19 management, and nonpoint source pollution prevention projects.

20 (b) Twenty-five percent of the amount annually credited
21 pursuant to this paragraph shall be dedicated, and shall be
22 appropriated from time to time by the Legislature, only for
23 providing funding, including the provision of loans or grants, for
24 the upgrade, replacement, or closure of underground storage tanks
25 that store or were used to store hazardous substances, and for the
26 costs of remediating any discharge therefrom, and for providing
27 funding, including the provision of loans or grants, for the costs of
28 the remediation of discharges of hazardous substances, which costs
29 may include costs incurred for providing alternative sources of
30 public or private water supplies, when a water supply has been, or is
31 suspected of being, contaminated by a hazardous substance
32 discharge. Of any amount dedicated pursuant to this subparagraph
33 (b) but not expended prior to January 1, 2004, fifty percent of that
34 amount shall be expended on funding for the upgrade, replacement,
35 or closure of underground storage tanks that store or were used to
36 store hazardous substances, and for the costs of remediating any
37 discharge therefrom, and fifty percent shall be expended on funding
38 the costs of the remediation of discharges of hazardous substances,
39 including costs incurred for providing alternative sources of public
40 or private water supplies, when a water supply has been, or is
41 suspected of being, contaminated by a hazardous substance
42 discharge.

43 Commencing January 1, 2004 and ending December 31, 2005,
44 fifty percent of the moneys dedicated pursuant to this subparagraph
45 (b) shall be appropriated for funding the upgrade, replacement, or
46 closure of underground storage tanks that store or were used to
47 store hazardous substances, and for the costs of remediating any

1 discharge therefrom, and fifty percent shall be appropriated for
2 funding the costs of the remediation of discharges of hazardous
3 substances, which costs may include costs incurred for providing
4 alternative sources of public or private water supplies, when a water
5 supply has been, or is suspected of being, contaminated by a
6 hazardous substance discharge.

7 Commencing January 1, 2006 and ending December 31, 2006,
8 forty percent of the moneys dedicated pursuant to this subparagraph
9 (b) shall be appropriated for funding the upgrade, replacement, or
10 closure of underground storage tanks that store or were used to
11 store hazardous substances, and for the costs of remediating any
12 discharge therefrom, and sixty percent shall be appropriated for
13 funding the costs of the remediation of discharges of hazardous
14 substances, which costs may include costs incurred for providing
15 alternative sources of public or private water supplies, when a water
16 supply has been, or is suspected of being, contaminated by a
17 hazardous substance discharge.

18 Commencing January 1, 2007 and ending December 31, 2021,
19 the moneys dedicated pursuant to this subparagraph (b) shall be
20 appropriated for funding the costs of the remediation of discharges
21 of hazardous substances, which costs may include costs incurred for
22 providing alternative sources of public or private water supplies,
23 when a water supply has been, or is suspected of being,
24 contaminated by a hazardous substance discharge; but if in any
25 fiscal year during that time the amount previously dedicated and
26 appropriated for funding loans or grants for the upgrade,
27 replacement, or closure of underground storage tanks that store or
28 were used to store hazardous substances, and for the costs of
29 remediating any discharge therefrom, and available for that purpose
30 but not expended, is less than \$20,000,000, then in the following
31 fiscal year, fifty-five percent of the monies dedicated pursuant to
32 this subparagraph (b) shall be appropriated for funding loans or
33 grants for underground storage tanks and only forty-five percent of
34 the monies dedicated pursuant to this subparagraph (b) shall be
35 appropriated for funding the costs of the remediation of discharges
36 of hazardous substances, which costs may include costs incurred for
37 providing alternative sources of public or private water supplies,
38 when a water supply has been, or is suspected of being,
39 contaminated by a hazardous substance discharge.

40 Commencing January 1, 2004, up to \$2,000,000.00 per year,
41 which shall be taken from the amount appropriated pursuant to this
42 subparagraph (b) for the costs of the remediation of discharges of
43 hazardous substances, may be expended for the costs of a State
44 underground storage tank inspection program, which costs may
45 include the direct but not indirect program administrative costs
46 incurred by the State for the employment of inspectors and a

1 compliance and enforcement staff, and the purchase of vehicles and
2 equipment necessary for the implementation thereof.

3 All moneys derived from repayments of any loan issued from the
4 amount dedicated pursuant to this subparagraph (b) shall be
5 dedicated, and shall be appropriated from time to time by the
6 Legislature, only for the purposes authorized pursuant to this
7 subparagraph (b). The dedication of moneys derived from loan
8 repayments shall not expire.

9 Except for moneys that may be expended for the costs of a State
10 underground storage tank inspection program, and except for
11 amounts that may be appropriated from time to time by the
12 Legislature on or after January 1, 2006, but not to exceed
13 \$1,000,000 annually, to administer programs to provide loans and
14 grants for the upgrade, replacement, or closure of underground
15 storage tanks that store or were used to store hazardous substances,
16 no moneys appropriated pursuant to this subparagraph (b) may be
17 expended on any direct or indirect administrative costs of the State
18 or any of its departments, agencies, or authorities.

19 Commencing January 1, 2006, funding for administrative costs
20 for programs to provide loans and grants for the upgrade,
21 replacement, or closure of underground storage tanks that store or
22 were used to store hazardous substances may be appropriated from
23 time to time by the Legislature from the amount dedicated pursuant
24 to this subparagraph (b) for those purposes in an amount not to
25 exceed \$1,000,000 in any year.

26 No moneys appropriated pursuant to this subparagraph (b) may
27 be expended on any upgrade, replacement, or closure of any
28 underground storage tank, or for the remediation of any discharge
29 therefrom, for any underground storage tank owned by the State or
30 any of its departments, agencies, or authorities, or for costs incurred
31 by the State for the remediation of discharges of hazardous
32 substances.

33 Commencing on January 1, 2022, the moneys dedicated pursuant
34 to this subparagraph (b) may be appropriated from time to time by
35 the Legislature: for providing funding, including the provision of
36 loans or grants, for the upgrade, replacement, or closure of
37 underground storage tanks that store or were used to store
38 hazardous substances, and for the costs of remediating any
39 discharge therefrom; for providing funding, including the provision
40 of loans or grants, for the costs of the remediation of discharges of
41 hazardous substances, which costs may include costs incurred for
42 providing alternative sources of public or private water supplies,
43 when a water supply has been, or is suspected of being,
44 contaminated by a hazardous substance discharge; or for the costs
45 of a State underground storage tank inspection program, in an
46 amount up to \$2,000,000.00 per year.

1 The Legislature may appropriate after January 1, 2006, an
2 amount not to exceed \$10,000,000, of any of the amounts
3 appropriated in any fiscal year ending before July 1, 2005, made for
4 the purpose of the provision of loans or grants, for the upgrade,
5 replacement, or closure of underground storage tanks that store or
6 were used to store hazardous substances, and for the costs of
7 remediating any discharge therefrom, and not expended for that
8 purpose prior to the end of the fiscal year ending on June 30, 2005,
9 for the purpose set forth in subparagraph (d) of this paragraph.

10 (c) Twenty-eight percent of the amount annually credited
11 pursuant to this paragraph shall be dedicated, and shall be
12 appropriated from time to time by the Legislature, only for paying
13 or financing costs incurred by the State for the remediation of
14 discharges of hazardous substances, which costs may include
15 performing necessary operation and maintenance activities relating
16 to remedial actions and costs incurred for providing alternative
17 sources of public or private water supplies, when a water supply has
18 been, or is suspected of being, contaminated by a hazardous
19 substance discharge. No moneys appropriated pursuant to this
20 subparagraph (c) may be expended for any indirect administrative
21 costs of the State, its departments, agencies, or authorities. No
22 more than nine percent of the moneys annually credited pursuant to
23 this paragraph, which shall be taken from the amount dedicated
24 pursuant to this subparagraph (c), may be expended for any direct
25 program administrative costs of the State, its departments, agencies,
26 or authorities.

27 (d) Commencing January 1, 2006 and ending December 31,
28 2015, seventeen percent of the amount annually credited pursuant to
29 this paragraph shall be dedicated, and shall be appropriated from
30 time to time by the Legislature, only for providing grants for the
31 costs of air pollution control equipment to reduce the levels of
32 particulate matter emissions from diesel-powered engines, funding
33 for other measures to reduce human exposure to those emissions,
34 and funding for those program administrative costs as provided in
35 this subparagraph. No more than \$1,150,000 per year of the amount
36 dedicated pursuant to this subparagraph (d) may be expended for
37 program administrative costs of the State, its departments, agencies,
38 or authorities for implementing the provisions of this subparagraph
39 (d), and for regulating particulate matter emissions from diesel-
40 powered engines.

41 Any amount dedicated and appropriated pursuant to this
42 subparagraph (d) but not expended prior to January 1, 2016 shall be
43 dedicated and may be appropriated from time to time by the
44 Legislature for the purposes authorized in subparagraph (c) of this
45 paragraph.

46 (e) Fifteen percent of the amount annually credited pursuant to
47 this paragraph shall be dedicated, and shall be appropriated from

1 time to time by the Legislature, only for providing funding,
2 including loans and grants, for the development of lands for
3 recreation and conservation purposes, and to satisfy any payments
4 relating to bonds, notes, or other obligations, including refunding
5 bonds, issued by an authority or similar entity established by law to
6 provide funding for the development of lands for recreation and
7 conservation purposes.

8 Commencing January 1, 2016, thirty-two percent of the amount
9 annually credited pursuant to this paragraph shall be dedicated, and
10 shall be appropriated from time to time by the Legislature, only for
11 providing funding, including loans and grants, for the development
12 of lands for recreation or conservation purposes, and to satisfy any
13 payments relating to bonds, notes, or other obligations, including
14 refunding bonds, issued by an authority or similar entity established
15 by law to provide funding, for the development of lands for
16 recreation or conservation purposes.

17 All moneys derived from repayments of any loan issued from the
18 amount dedicated pursuant to this subparagraph (e) shall be
19 dedicated, and shall be appropriated from time to time by the
20 Legislature, only for the purposes authorized pursuant to this
21 subparagraph (e).

22 No more than five percent per year of the amount dedicated
23 pursuant to this subparagraph (e) may be expended for program
24 administrative costs of the State, its departments, agencies, or
25 authorities for implementing the provisions of this subparagraph
26 (e).

27 The authority or other similar entity established by law as
28 described in this subparagraph (e) shall be the same authority or
29 entity established for the purposes of Article VIII, Section II,
30 paragraph 7 of the State Constitution.】

31 (a) Commencing July 1, 2015 and ending June 30, 2019, there
32 shall be credited to a special account in the General Fund an amount
33 equivalent to four percent of the revenue annually derived from the
34 tax imposed pursuant to the "Corporation Business Tax Act
35 (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as amended and
36 supplemented, or any other State law of similar effect.

37 Commencing July 1, 2019, there shall be credited to a special
38 account in the General Fund an amount equivalent to six percent of
39 the revenue annually derived from the tax imposed pursuant to the
40 "Corporation Business Tax Act (1945)," P.L.1945,
41 c.162 (C.54:10A-1 et seq.), as amended and supplemented, or any
42 other State law of similar effect.

43 The amount annually credited pursuant to this subparagraph shall
44 be dedicated and shall be appropriated from time to time by the
45 Legislature only for: providing funding, including loans or grants,
46 for the preservation, including acquisition, development, and
47 stewardship, of lands for recreation and conservation purposes,

1 including lands that protect water supplies and lands that have
2 incurred flood or storm damage or are likely to do so, or that may
3 buffer or protect other properties from flood or storm damage;
4 providing funding, including loans or grants, for the preservation
5 and stewardship of land for agricultural or horticultural use and
6 production; providing funding, including loans or grants for historic
7 preservation; paying administrative costs associated with each of
8 those efforts; paying or financing the cost of water quality point and
9 nonpoint source pollution monitoring, watershed based water
10 resource planning and management, and nonpoint source pollution
11 prevention projects; paying or financing costs incurred by the State
12 for the remediation of discharges of hazardous substances, which
13 costs may include performing necessary operation and maintenance
14 activities relating to remedial actions and costs incurred for
15 providing alternative sources of public or private water supplies,
16 when a water supply has been, or is suspected of being,
17 contaminated by a hazardous substance discharge; providing
18 funding, including loans or grants, for the upgrade, replacement, or
19 closure of underground storage tanks that store or were used to
20 store hazardous substances, and for the costs of remediating any
21 discharge therefrom; and providing funding, including loans and
22 grants, for the costs of the remediation of discharges of hazardous
23 substances, which costs may include costs incurred for providing
24 alternative sources of public or private water supplies, when a water
25 supply has been, or is suspected of being, contaminated by a
26 hazardous substance discharge.

27 It shall not be competent for the Legislature, under any pretense
28 whatever, to borrow, appropriate, or use the amount credited to the
29 special account pursuant to this paragraph, or any portion thereof,
30 for any purpose or in any manner other than as enumerated in this
31 paragraph. It shall not be competent for the Legislature, under any
32 pretense whatever, to borrow, appropriate, or use the amount
33 credited to the special account pursuant to this paragraph, or any
34 portion thereof, for the payment of the principal or interest on any
35 general obligation bond that was approved by the voters prior to or
36 subsequent to this paragraph becoming part of this Constitution.

37 All moneys derived from repayments of any loan issued from the
38 amount dedicated pursuant to this paragraph prior to July 1, 2015
39 for the development of lands for recreation or conservation
40 purposes shall be dedicated, and shall be appropriated from time to
41 time by the Legislature, only for the development of lands for
42 recreation or conservation purposes.

43 Commencing July 1, 2015 and ending June 30, 2019, seventy-
44 one percent of the amount annually credited pursuant to this
45 subparagraph shall be dedicated, and shall be appropriated from
46 time to time by the Legislature, only for: providing funding,
47 including loans or grants, for the preservation, including

1 acquisition, development, and stewardship, of lands for recreation
2 and conservation purposes, including lands that protect water
3 supplies and lands that have incurred flood or storm damage or are
4 likely to do so, or that may buffer or protect other properties from
5 flood or storm damage; providing funding, including loans or
6 grants, for the preservation and stewardship of land for agricultural
7 or horticultural use and production; providing funding, including
8 loans or grants, for historic preservation; and paying administrative
9 costs associated with each of those efforts.

10 Commencing July 1, 2019, seventy-eight percent of the amount
11 annually credited pursuant to this subparagraph shall be dedicated,
12 and shall be appropriated from time to time by the Legislature, only
13 for: providing funding, including loans or grants, for the
14 preservation, including acquisition, development, and stewardship,
15 of lands for recreation and conservation purposes, including lands
16 that protect water supplies and lands that have incurred flood or
17 storm damage or are likely to do so, or that may buffer or protect
18 other properties from flood or storm damage; providing funding,
19 including loans or grants, for the preservation and stewardship of
20 land for agricultural or horticultural use and production; providing
21 funding, including loans or grants, for historic preservation; and
22 paying administrative costs associated with each of those efforts.

23 All moneys derived from repayments of any loan issued from the
24 amount dedicated pursuant to this subparagraph for the
25 preservation, including acquisition, development, and stewardship,
26 of lands for recreation and conservation purposes, the preservation
27 and stewardship of land for agricultural or horticultural use and
28 production, or for historic preservation, and all income derived
29 from the investment of moneys in the special account established
30 pursuant to this paragraph, shall be dedicated, and shall be
31 appropriated from time to time by the Legislature only for the
32 preservation, including acquisition, development, and stewardship,
33 of lands for recreation and conservation purposes, the preservation
34 and stewardship of land for agricultural or horticultural use and
35 production, or for historic preservation, as authorized pursuant to
36 this subparagraph.

37 Commencing July 1, 2015, five percent of the amount annually
38 credited pursuant to this subparagraph shall be dedicated, and shall
39 be appropriated from time to time by the Legislature, only for
40 paying or financing the cost of water quality point and nonpoint
41 source pollution monitoring, watershed based water resource
42 planning and management, and nonpoint source pollution
43 prevention projects.

44 Commencing July 1, 2015, five percent of the amount annually
45 credited pursuant to this subparagraph shall be dedicated, and shall
46 be appropriated from time to time by the Legislature, only for
47 paying or financing the costs incurred by the State for the

1 remediation of discharges of hazardous substances, which costs
2 may include performing necessary operation and maintenance
3 activities relating to remedial actions and costs incurred for
4 providing alternative sources of public or private water supplies
5 when a water supply has been, or is suspected of being,
6 contaminated by a hazardous substance discharge.

7 No moneys appropriated pursuant to this subparagraph for the
8 remediation of discharges of hazardous substances may be
9 expended for any direct or indirect administrative costs of the State,
10 or any of its departments, agencies, or authorities.

11 Commencing July 1, 2015 and ending June 30, 2019, nine
12 percent of the amount annually credited pursuant to this
13 subparagraph shall be dedicated, and shall be appropriated from
14 time to time by the Legislature, only for providing funding,
15 including loans or grants, for the upgrade, replacement, or closure
16 of underground storage tanks that store or were used to store
17 hazardous substances, and for the costs of remediating any
18 discharge therefrom, and for providing funding, including loans or
19 grants, for the costs of the remediation of discharges of hazardous
20 substances, which costs may include costs incurred for providing
21 alternative sources of public or private water supplies when a water
22 supply has been, or is suspected of being, contaminated by a
23 hazardous substance discharge.

24 Commencing July 1, 2019, five percent of the amount annually
25 credited pursuant to this subparagraph shall be dedicated, and shall
26 be appropriated from time to time by the Legislature, only for
27 providing funding, including loans or grants, for the upgrade,
28 replacement, or closure of underground storage tanks that store or
29 were used to store hazardous substances, and for the costs of
30 remediating any discharge therefrom, and for providing funding,
31 including loans or grants, for the costs of the remediation of
32 discharges of hazardous substances, which costs may include costs
33 incurred for providing alternative sources of public or private water
34 supplies when a water supply has been, or is suspected of being,
35 contaminated by a hazardous substance discharge.

36 Commencing July 1, 2015, up to \$1,000,000 per year, which
37 shall be taken from the amount appropriated pursuant to this
38 subparagraph for underground storage tank programs, may be
39 expended for the costs of a State underground storage tank
40 inspection program, which costs may include the direct but not
41 indirect program administrative costs incurred by the State for the
42 employment of inspectors and a compliance and enforcement staff,
43 and the purchase of vehicles and equipment necessary for the
44 implementation thereof.

45 All moneys derived from repayments of any loan issued from the
46 amount dedicated pursuant to this paragraph prior to or after July 1,
47 2015 for underground storage tank programs shall be dedicated, and

1 shall be appropriated from time to time by the Legislature, only for
2 loans or grants for underground storage tank programs authorized
3 pursuant to this subparagraph. The dedication of moneys derived
4 from loan repayments shall not expire.

5 Except for moneys that may be expended for the costs of a State
6 underground storage tank inspection program, no moneys
7 appropriated pursuant to this subparagraph for underground storage
8 tank programs may be expended on any direct or indirect
9 administrative costs of the State or any of its departments, agencies,
10 or authorities.

11 No moneys appropriated at any time pursuant to this
12 subparagraph for underground storage tank programs may be
13 expended on any upgrade, replacement, or closure of any
14 underground storage tank, or for the remediation of any discharge
15 therefrom, for any underground storage tank owned by the State or
16 any of its departments, agencies, or authorities, or for costs incurred
17 by the State for the remediation of discharges of hazardous
18 substances therefrom.

19 Commencing July 1, 2015 and ending June 30, 2019, ten percent
20 of the amount annually credited pursuant to this subparagraph shall
21 be dedicated, and shall be appropriated from time to time by the
22 Legislature, only for providing funding, including loans or grants,
23 for the costs of the remediation of discharges of hazardous
24 substances, which costs may include costs incurred for providing
25 alternative sources of public or private water supplies, when a water
26 supply has been, or is suspected of being, contaminated by a
27 hazardous substance discharge.

28 Commencing July 1, 2019, seven percent of the amount annually
29 credited pursuant to this subparagraph shall be dedicated, and shall
30 be appropriated from time to time by the Legislature, only for
31 providing funding, including loans or grants, for the costs of the
32 remediation of discharges of hazardous substances, which costs
33 may include costs incurred for providing alternative sources of
34 public or private water supplies, when a water supply has been, or is
35 suspected of being, contaminated by a hazardous substance
36 discharge.

37 All moneys derived from repayments of any loan issued from the
38 amount dedicated pursuant to this paragraph prior to or after July 1,
39 2015 for hazardous substance discharge remediation shall be
40 dedicated, and shall be appropriated from time to time by the
41 Legislature, only for loans or grants for hazardous substance
42 discharge remediation authorized pursuant to this subparagraph.
43 The dedication of moneys derived from loan repayments shall not
44 expire.

45 No moneys appropriated pursuant to this subparagraph for
46 hazardous substance discharge remediation may be expended on

1 any direct or indirect administrative costs of the State or any of its
2 departments, agencies, or authorities.

3 (b) There shall be credited annually to a special account in the
4 General Fund an amount equivalent to the revenue annually derived
5 from leases and conveyances of lands acquired or developed by the
6 State for recreation and conservation purposes.

7 The amount annually credited pursuant to this subparagraph shall
8 be dedicated, and shall be appropriated from time to time by the
9 Legislature, only for providing funding, including loans or grants,
10 for the preservation, including acquisition, development, and
11 stewardship, of lands for recreation and conservation purposes,
12 including lands that protect water supplies and lands that have
13 incurred flood or storm damage or are likely to do so, or that may
14 buffer or protect other properties from flood or storm damage;
15 providing funding, including loans or grants, for the preservation
16 and stewardship of land for agricultural or horticultural use and
17 production; providing funding, including loans or grants for historic
18 preservation; and paying administrative costs associated with each
19 of those efforts.

20 All moneys derived from repayments of any loan issued from the
21 amount dedicated pursuant to this subparagraph shall be dedicated,
22 and shall be appropriated from time to time by the Legislature, only
23 for the purposes authorized pursuant to this subparagraph.

24 (cf: Article VIII, Section II, paragraph 6 amended effective
25 December 7, 2006)

26

27 2. When this proposed amendment to the Constitution is finally
28 agreed to pursuant to Article IX, paragraph 1 of the Constitution, it
29 shall be submitted to the people at the next general election
30 occurring more than three months after the final agreement and
31 shall be published at least once in at least one newspaper of each
32 county designated by the President of the Senate, the Speaker of the
33 General Assembly and the Secretary of State, not less than three
34 months prior to the general election.

35

36 3. This proposed amendment to the Constitution shall be
37 submitted to the people at that election in the following manner and
38 form:

39 There shall be printed on each official ballot to be used at the
40 general election, the following:

41 a. In every municipality in which voting machines are not used,
42 a legend which shall immediately precede the question as follows:

43 If you favor the proposition printed below make a cross (X), plus
44 (+), or check (✓) in the square opposite the word "Yes." If you are
45 opposed thereto make a cross (X), plus (+) or check (✓) in the
46 square opposite the word "No."

47 b. In every municipality the following question:

	YES	<p style="text-align: center;">CONSTITUTIONAL AMENDMENT DEDICATING STATE FUNDS FOR OPEN SPACE, FARMLAND, AND HISTORIC PRESERVATION, AND CHANGING EXISTING DEDICATION FOR WATER PROGRAMS, UNDERGROUND STORAGE TANKS, AND HAZARDOUS SITE CLEANUPS</p> <p>Do you approve amending the Constitution to dedicate certain State revenues each year for environmental programs?</p> <p>The Constitution now dedicates four percent of the money collected from the Corporation Business Tax to help pay for some environmental programs. This amendment raises the amount from four percent to six percent beginning on July 1, 2019.</p> <p>The amendment also changes, beginning July 1, 2015, some of the programs funded by the current dedication. The new dedication would be used mostly to preserve and steward open space, farmland, historic sites, and flood-prone areas. Funds would also be used to improve water quality, remove and clean up underground tanks, and clean up polluted sites. Lastly, the amendment dedicates money received from leases and other uses of State open space lands to pay for open space, farmland, and historic preservation.</p>
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	<p>NO</p>	<p style="text-align: center;">INTERPRETIVE STATEMENT</p> <p>This amendment would ensure stable funding for some of the State's environmental programs.</p> <p>The Constitution now dedicates four percent of the money collected from the Corporation Business Tax to help pay for some environmental programs. This amendment raises the amount from four percent to six percent beginning on July 1, 2019. It also changes the amounts allocated to some of the programs funded by the existing dedication beginning on July 1, 2015.</p> <p>The money from the new dedication would be used: (1) to preserve and care for open space (Green Acres), farmland, historic sites, and flood-prone areas (Blue Acres); (2) to improve water quality; (3) to pay for polluted site cleanups; and (4) for underground tank removal and cleanup.</p> <p>Lastly, the amendment requires that money received from leases and certain other uses of State-owned preserved open space be used to pay for open space, farmland, and historic preservation.</p> <p>The current dedication of Corporation Business Tax revenue helps pay for water quality programs, polluted site cleanups, underground tank removal and cleanup, air pollution equipment for diesel engines, and improvements to parks.</p> <p>Under the State's open space preservation programs, known as Green Acres and Blue Acres, land is bought to protect water supplies, create and maintain parks and fish and wildlife areas, and protect flood-prone areas. The Green Acres program also helps pay for improvements to parks.</p>
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