

# ASSEMBLY, No. 4004

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED MAY 5, 2005

**Sponsored by:**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex)**

**Assemblyman UPENDRA J. CHIVUKULA**

**District 17 (Middlesex and Somerset)**

**Assemblyman JOHN E. ROONEY**

**District 39 (Bergen)**

**SYNOPSIS**

Requires scheduled revisions to New Jersey Statewide Water Supply Plan; appropriates \$2.5 million from "Water Supply Fund" therefor.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 5/17/2005)

A4004 MCKEON, CHIVUKULA

2

1 AN ACT concerning the New Jersey Statewide Water Supply Plan, and  
2 amending and supplementing P.L.1981, c.262, and making an  
3 appropriation.

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

7

8 1. Section 13 of P.L.1981, c.262 (C.58:1A-13) is amended to read  
9 as follows:

10 13. a. The department shall prepare and adopt the New Jersey  
11 Statewide Water Supply Plan, which plan shall be revised and updated  
12 at least once every five years.

13 b. The plan shall include, but need not be limited to, the following:

14 (1) An identification of existing Statewide and regional ground and  
15 surface water supply sources, both interstate and intrastate, and the  
16 current usage thereof;

17 (2) Projections of Statewide and regional water supply demands  
18 for the duration of the plan;

19 (3) Recommendations for improvements to existing State water  
20 supply facilities, the construction of additional State water supply  
21 facilities, and for the interconnection or consolidation of existing water  
22 supply systems , both interstate and intrastate ;

23 (4) Recommendations for the diversion or use of fresh surface or  
24 ground waters and saline surface or ground waters for aquaculture  
25 purposes;

26 (5) Recommendations for legislative and administrative actions to  
27 provide for the maintenance and protection of watershed areas; [and]

28 (6) Identification of lands purchased by the State for water supply  
29 facilities that currently are not actively used for water supply purposes,  
30 including, but not limited to, the Six Mile Run Reservoir Site, with  
31 recommendations as to the future use of these lands for water supply  
32 purposes within or outside of the planning horizon for the plan ; and

33 (7) Recommendations for administrative actions to ensure the  
34 protection of ground and surface water quality and water supply  
35 sources .

36 c. Prior to adopting the plan, including any revisions and updates  
37 thereto, the department shall:

38 (1) Prepare and make available to all interested persons a copy of  
39 the proposed plan or proposed revisions and updates to the current  
40 plan;

41 (2) Conduct public meetings in the several geographic areas of the  
42 State on the proposed plan or proposed revisions and updates to the  
43 current plan; and

44 (3) Consider the comments made at these meetings, make any

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

**Matter underlined thus is new matter.**

1 revisions to the proposed plan or proposed revisions and updates to  
2 the current plan as it deems necessary, and adopt the plan.

3 (cf: P.L.2003, c.251, s.2)

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5 2. (New section) a. The department shall prepare and adopt  
6 appropriate revisions and updates to the current New Jersey Statewide  
7 Water Supply Plan no later than December 31, 2005 pursuant to the  
8 provisions of section 13 of P.L.1981, c.262 (C.58:1A-13).

9 b. In its preparation of proposed revisions and updates to the  
10 current plan, the department shall consult with the New Jersey Water  
11 Supply Authority established pursuant to section 4 of P.L.1981, c.293  
12 (C.58:1B-4) and the New Jersey Environmental Infrastructure Trust  
13 created pursuant to section 4 of P.L.1985, c.334 (C.58:11B-4), as  
14 appropriate, as well as with the public and private water purveyors.

15

16 3. There is appropriated to the Department of Environmental  
17 Protection from the "Water Supply Fund" created pursuant to the  
18 "Water Supply Bond Act of 1981," P.L.1981, c.261, as amended by  
19 P.L.1983, c.355 and P.L.1997, c.223, the sum of \$2,500,000 to revise  
20 and update the New Jersey Statewide Water Supply Plan as provided  
21 in section 2 of P.L. , c. (pending in the Legislature as this bill).

22

23 4. The expenditure of the sum appropriated to the Department of  
24 Environmental Protection pursuant to section 3 of P.L. , c.  
25 (pending in the Legislature as this bill) is subject to the provisions and  
26 conditions of P.L.1981, c.261, as amended by P.L.1983, c.355 and  
27 P.L.1997, c.223, and any regulations adopted by the Commissioner of  
28 Environmental Protection pursuant thereto.

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30 5. This act shall take effect immediately.

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#### STATEMENT

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35 This bill directs the Department of Environmental Protection (DEP)  
36 to prepare and adopt appropriate revisions and updates to the current  
37 New Jersey Statewide Water Supply Plan no later than December 31,  
38 2005. The DEP is already required by law to prepare and adopt  
39 revisions and updates to the Plan at least once every five years. The  
40 current plan was last updated in June, 1996.

41 The bill requires the DEP, in preparing its revisions and updates to  
42 the current plan, to consult with the New Jersey Water Supply  
43 Authority and the New Jersey Environmental Infrastructure Trust, as  
44 appropriate, as well with public and private water purveyors. The two  
45 State agencies have the primary responsibility for the development and  
46 financing of needed public and private water supply projects.

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1       The bill appropriates the sum of \$2.5 million to the DEP from the  
2 "Water Supply Fund" created pursuant to the "Water Supply Bond Act  
3 of 1981," P.L.1981, c.261, as amended by P.L.1983, c.355 and  
4 P.L.1997, c.223, to cover the costs of revising and updating the New  
5 Jersey Statewide Water Supply Plan. Under the provisions of  
6 P.L.1997, c.223, moneys in the "Water Supply Fund" may be used by  
7 the DEP "for the purposes of covering the costs of the department for  
8 planning and feasibility studies for ground and surface water programs,  
9 water delivery and treatment programs, the analysis and  
10 implementation of water conservation practices, or the updating of the  
11 New Jersey Statewide Water Supply Plan."