

[First Reprint]

ASSEMBLY, No. 3382

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED FEBRUARY 12, 2018

Sponsored by:

Assemblyman ROY FREIMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Assemblyman VINCENT MAZZEO

District 2 (Atlantic)

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Senator PAUL A. SARLO

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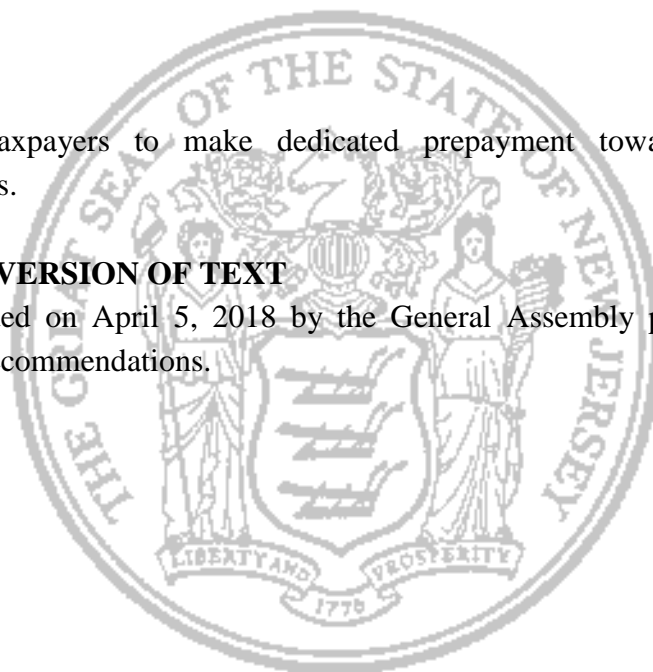
**Assemblyman Benson, Assemblywomen Murphy, Pinkin, Mosquera and
Assemblyman Houghtaling**

SYNOPSIS

Permits taxpayers to make dedicated prepayment toward anticipated property taxes.

CURRENT VERSION OF TEXT

As amended on April 5, 2018 by the General Assembly pursuant to the Governor's recommendations.



(Sponsorship Updated As Of: 4/13/2018)

1 AN ACT concerning the prepayment of property taxes, amending
2 R.S.54:4-68, and supplementing chapter 4 of Title 54 of the
3 Revised Statutes.

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

7
8 1. R.S.54:4-68 is amended as follows:

9 **【**When the governing body of a municipality shall by resolution
10 so direct, the**】** The officer charged with the collection of taxes or
11 assessments shall receive the tax or assessment due or to become
12 due for any current year at any time during the year as provided in
13 this section and section 54:4-69 of this title. The payments may be
14 made on the basis of taxes and assessments levied for the preceding
15 year and may be paid in full, or in installments in amounts of not
16 less than one dollar or multiples thereof. The collecting officer
17 shall issue a receipt therefor and credit the amount paid to the
18 account of any tax or assessment so levied or to be levied.
19 (cf: R.S.54:4-68)

20
21 2. (New Section) a. For the purposes of this section:

22 “Dedicated prepayment” means a payment toward an anticipated
23 quarterly installment property tax and assessment obligation that is
24 made prior to the issuance of the tax bill for that installment.

25 “Tax collector” means a municipal officer charged with the
26 collection of taxes.

27 b. Notwithstanding any provision of law or regulation to the
28 contrary, when a taxpayer makes a dedicated prepayment, the tax
29 collector shall issue a receipt therefor, and shall credit the amount
30 received toward the amount to become due and payable by the
31 taxpayer for the dedicated installment. The dedicated prepayment
32 shall be made payable to the **¹【tax collector】 municipality¹** and shall
33 explicitly and conspicuously indicate the installment to which the
34 payment shall be credited. ¹If the taxpayer is otherwise delinquent on
35 property taxes or other municipal charges, the taxpayer shall first
36 satisfy all such outstanding delinquencies before being permitted to
37 make a dedicated prepayment.¹

38 c. (1) When the amount paid in a dedicated prepayment
39 exceeds the total property tax and assessment levied for the dedicated
40 installment, the **¹【tax collector】 municipality¹** shall **¹【**, within 30 days
41 of the issuance of the tax bill,**】¹** refund the taxpayer the amount of the
42 excess **¹【.】** within 60 days of issuance of the tax bill or, if the
43 governing body does not meet within those 60 days, the next regularly

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 amendments adopted in accordance with Governor's recommendations April 5, 2018.

1 scheduled governing body meeting thereafter.¹ When, upon issuing
2 the tax bill for a dedicated installment, the tax collector determines that
3 the dedicated prepayment is insufficient to equal the total property tax
4 and assessment levied, the difference due and payable shall be paid or
5 collected as other taxes are collected.

6 (2) When a mortgagee pays any property tax and assessment
7 installment for the mortgaged premises, and the owner of the
8 mortgaged premises also makes a dedicated prepayment toward the
9 installment, the ¹~~tax collector~~ municipality¹ shall, within ¹~~30~~ 60¹
10 days of the issuance of the tax bill ¹~~or, if the governing body does~~
11 not meet within those 60 days, the next regularly scheduled governing
12 body meeting thereafter,¹ refund the ¹~~owner of the mortgaged~~
13 ~~premises~~ second-in-time payor¹ the amount in excess of the tax and
14 assessment levied.

15
16 3. This act shall take effect immediately and shall be
17 retroactive to July 1, 2017.