

P.L. 2018, CHAPTER 19, *approved May 30, 2018*
Senate Committee Substitute (*First Reprint*) for
Senate, No. 846

1 AN ACT concerning ¹**[certain]**¹ urban enterprise zones, amending
2 P.L.1983, c.303 and P.L.2001, c.347 ^{1,1} and supplementing Title
3 52 of the Revised Statutes.

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

7
8 1. Section 7 of P.L.1983, c.303 (C.52:27H-66) is amended to
9 read as follows:

10 7. The authority shall designate enterprise zones from among
11 those areas of qualifying municipalities determined to be eligible
12 pursuant to P.L.1983, **[s.]** c.303 (C.52:27H-60 et seq.). No more
13 than 32 enterprise zones shall be in effect at any one time. No more
14 than one enterprise zone shall be designated in any one
15 municipality. **[Except as otherwise provided by section 11 of**
16 **P.L.2001, c.347 (C.52:27H-66.6), any designation granted shall be**
17 **for a period of 20 years, beginning with the year in which a zone is**
18 **eligible for an exemption to the extent of 50% of the tax imposed**
19 **under the "Sales and Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et**
20 **seq.), and shall not be renewed at the end of that period.]** In
21 designating enterprise zones the authority shall seek to avoid
22 excessive geographic concentration of zones in any particular
23 region of the State. At least six of the 10 additional enterprise
24 zones authorized pursuant to section 3 of P.L.1993, c.367 shall be
25 located in counties in which enterprise zones have not previously
26 been designated and shall be designated within 90 days of the date
27 of the submittal of an application and zone development plan. The
28 authority shall accept applications within 90 days of the effective
29 date of P.L.1993, c.367. Notwithstanding the provisions of
30 P.L.1983, c.303 (C.52:27H-60 et seq.) to the contrary, the six
31 additional enterprise zones to be designated by the authority
32 pursuant to the criteria for priority consideration in this section shall
33 be entitled to an exemption to the extent of **[50%]** 50 percent of the
34 tax imposed under the "Sales and Use Tax Act," P.L.1966, c.30
35 (C.54:32B-1 et seq.). The following criteria shall be utilized in
36 according priority consideration for designation of these zones by
37 the authority:

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:

¹ **Assembly floor amendments adopted March 26, 2018.**

- 1 a. One zone shall be located in a county of the second class
2 with a population greater than 595,000 and less than 675,000
3 according to the latest federal decennial census and shall be located
4 in the qualifying municipality in that county with the highest annual
5 average number of unemployed persons and the highest average
6 annual unemployment rate for the 1992 calendar year according to
7 the estimate by the State Department of Labor and Workforce
8 Development;
- 9 b. Two zones shall be located in a county of the second class
10 with a population greater than 445,000 and less than 455,000
11 according to the latest federal decennial census, one of which shall
12 be located in the qualifying municipality in that county with the
13 highest annual average number of unemployed persons and the
14 highest average annual unemployment rate for the 1992 calendar
15 year according to the estimate by the State Department of Labor and
16 Workforce Development, and one of which shall be located in the
17 qualifying municipality in that county with the second highest
18 annual average number of unemployed persons and the second
19 highest average annual unemployment rate for the 1992 calendar
20 year according to the estimate by the State Department of Labor and
21 Workforce Development;
- 22 c. One zone shall be located in a county of the third class with
23 a population greater than 84,000 and less than 92,000 according to
24 the latest federal decennial census and shall be located in the
25 qualifying municipality in that county with the highest annual
26 average number of unemployed persons and the highest average
27 annual unemployment rate for the 1992 calendar year according to
28 the estimate by the State Department of Labor and Workforce
29 Development;
- 30 d. One zone shall be located within two noncontiguous
31 qualifying municipalities but comprised of not more than two
32 noncontiguous areas each having a continuous border, if:
- 33 (1) both municipalities are located in the same county which
34 shall be a county of the fifth class with a population greater than
35 500,000 and less than 555,000 according to the latest federal
36 decennial census;
- 37 (2) the two municipalities submit a joint application and zone
38 development plan; and
- 39 (3) each of the municipalities has a population greater than
40 16,000 and less than 30,000 and a population density of more than
41 5,000 persons per square mile, according to the latest federal
42 decennial census; and
- 43 e. One zone shall be located within a municipality having a
44 population greater than 38,000 and less than 46,000 according to
45 the latest federal decennial census if the municipality is located
46 within a county of the fifth class with a population greater than

1 340,000 and less than 440,000 according to the latest federal
2 decennial census.

3 (cf: P.L.2004, c.75, s.2)

4

5 2. Section 11 of P.L.2001, c.347 (C.52:27H-66.6) is amended
6 to read as follows:

7 11. a. Notwithstanding the provisions of any law, rule,
8 regulation or order to the contrary, the designation of an enterprise
9 zone by the authority pursuant to P.L.1983, c.303 (C.52:27H-60 et
10 seq.), which is located in a municipality in which the annual
11 average of unemployed persons is equal to or greater than 2,000, or
12 the municipal average annual unemployment rate exceeds the State
13 average annual unemployment rate, or an enterprise zone which is
14 located in a municipality contiguous to a municipality in which an
15 enterprise zone is designated pursuant to P.L.1983, c.303
16 (C.52:27H-60 et seq.) and in which the annual average of
17 unemployed persons is equal to or greater than 2,000 or the
18 municipal average annual unemployment rate exceeds the State
19 average annual unemployment rate, shall, following the expiration
20 of the third five-year period during which the State shall have
21 collected reduced rate revenues within the zone as provided in
22 subsection c. of section 21 of P.L.1983, c.303 (C.52:27H-80), be
23 extended by the authority **【**, on a one-time basis,**】** for a period of 16
24 years, within 90 days after the effective date of P.L.2001, c.347
25 (C.52:27H-66.2 et al.), or within 90 days after the expiration of that
26 third five-year period, whichever is later.

27 b. During the 90-day period provided for in subsection a. of
28 this section, the authority shall notify all qualified businesses in the
29 enterprise zone that the benefits authorized by sections 16 through
30 20 of P.L.1983, c.303 (C.52:27H-75 through C.52:27H-79) shall be
31 extended to qualified businesses in the enterprise zone commencing
32 with the designation of the extended enterprise zone and continuing
33 as long as a zone retains its designation as an extended enterprise
34 zone.

35 c. Notwithstanding **【**any other**】** the provisions of any law, rule
36 or regulation to the contrary, 90 days after the expiration of the
37 period provided for in subsection c. of section 21 of P.L.1983, c.303
38 (C.52:27H-80), except as provided in subsection b. of section 6 of
39 P.L.1996, c.124 (C.13:1E-116.6), and after first depositing 10
40 percent of the gross amount of all revenues received from the
41 taxation of retail sales made by certified vendors from business
42 locations in an extended enterprise zone designated pursuant to
43 subsection a. of this section, to which this exemption shall apply
44 into the account created in the name of the authority in the
45 enterprise zone assistance fund established pursuant to section 29 of
46 P.L.1983, c.303 (C.52:27H-88), the remaining 90 percent shall be

1 deposited immediately upon collection by the Department of the
2 Treasury, as follows:

3 (1) In the first five-year period during which the State shall have
4 collected reduced rate revenues within the extended enterprise zone,
5 **【all such】** those revenues shall be deposited in the enterprise zone
6 assistance fund ¹**【created pursuant to section 29 of P.L.1983, c.303**
7 **(C.52:27H-88)】¹**;

8 (2) In the second five-year period during which the State shall
9 have collected reduced rate revenues within the extended enterprise
10 zone, 66 **【2/3%】** and 2/3 percent of **【all】** those revenues shall be
11 deposited in the enterprise zone assistance fund, and 33 **【1/3%】** and
12 1/3 percent shall be deposited in the General Fund;

13 (3) In the third five-year period during which the State shall
14 have collected reduced rate revenues within the extended enterprise
15 zone, 33 **【1/3%】** and 1/3 percent of **【all】** those revenues shall be
16 deposited in the enterprise zone assistance fund, and 66 **【2/3%】** and
17 2/3 percent shall be deposited in the General Fund;

18 (4) In the **【final】** sixteenth year during which the State shall
19 have collected reduced rate revenues within the extended enterprise
20 zone, but not to exceed the life of the enterprise zone, **【all】** those
21 revenues shall be deposited in the General Fund.

22 The revenues required to be deposited in the enterprise zone
23 assistance fund **【under】** pursuant to this section shall be used for
24 the purposes of **【that】** the enterprise ¹**【urban】** zone ¹ assistance fund
25 and for the uses prescribed in section 29 of P.L.1983, c.303
26 (C.52:27H-88), subject to annual appropriations being made for
27 those purposes and uses.

28 d. The designation as an extended enterprise zone pursuant to
29 this section shall terminate if the authority determines that the
30 municipality in which the zone is located fails to meet the criteria of
31 subsection a. of this section for three consecutive years. Any
32 enterprise zone which loses its designation as an extended
33 enterprise zone pursuant to this subsection shall be eligible to re-
34 apply to the authority for designation as an extended enterprise zone
35 pursuant to the provisions of P.L.1983, c.303 (C.52:27H-60 et seq.).
36 If the authority approves its application, an urban enterprise zone
37 designation may be extended to the applicant in accordance with the
38 schedules set forth in P.L.1983, c.303 (C.52:27H-60 et seq.),
39 beginning at the point where the enterprise zone was located on
40 **【such】** those schedules on the effective date of P.L.2001, c.347
41 (C.52:27H-66.2 et al.).
42 (cf: P.L.2001, c.347, s.11)

43
44 ¹**【3. New section) a.** Notwithstanding the provisions of any
45 law, rule, or regulation to the contrary, the duration of the first five
46 enterprise zones that were designated pursuant to P.L.1983, c.303

1 (C.52:27H-60 et seq.) are hereby extended for a period commencing
2 on the effective date of P.L. , c. (C.) (pending before the
3 Legislature as this bill) and ending on September 30, 2019. This
4 extension shall be in addition to the extension provided for in
5 section 11 of P.L.2001, c.347 (C.52:27H-66.6).

6 b. The authority shall notify all qualified businesses in the
7 enterprise zones extended pursuant to subsection a. of this section
8 that the benefits authorized by sections 16 through 20 of P.L.1983,
9 c.303 (C.52:27H-75 through C.52:27H-79) and by section 23 of
10 P.L.2004, c.65 (C.52:27H-87.1) have been extended to qualified
11 businesses, and the exemption provided by section 21 of P.L.1983,
12 c.303 (C.52:27H-80) will remain in effect for retail sales made by a
13 certified seller from a place of business, in the enterprise zones for a
14 period commencing on the effective date of P.L. , c. (C.)
15 (pending before the Legislature as this bill) and ending on
16 September 30, 2019.

17 c. Notwithstanding the provisions of any law, rule, or
18 regulation to the contrary, after first depositing 10 percent of the
19 gross amount of all revenues received from the taxation of retail
20 sales made by qualified businesses from business locations in each
21 enterprise zone, to which this exemption shall apply, into the
22 account created in the name of the authority in the enterprise zone
23 assistance fund established pursuant to section 29 of P.L.1983,
24 c.303 (C.52:27H-88), the remaining 90 percent shall be deposited
25 immediately in the General Fund upon collection by the Department
26 of the Treasury.

27 d. The revenues required to be deposited in the enterprise zone
28 assistance fund pursuant to subsection c. of this section shall be
29 used for the purposes of the assistance fund and for the uses
30 prescribed in section 29 of P.L.1983, c.303 (C.52:27H-88), subject
31 to annual appropriations being made for those purposes and uses. ¹

32
33 ¹4. (New section) In addition to the duties of the authority
34 required pursuant to section 6 of P.L.1983, c.303 (C.52:27H-65),
35 and any other provisions of law, the authority shall undertake a
36 review and analysis of the Urban Enterprise Zone program created
37 pursuant to the “New Jersey Urban Enterprise Zones Act,”
38 P.L.1983, c.303 (C.52:27H-60 et seq.), and shall report the findings
39 and recommendations of the authority to the Governor and,
40 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
41 Legislature, no later than the date the Governor transmits the budget
42 message for the fiscal year ending June 30, 2020 to the Legislature.
43 The authority may enter into an agreement with a third party,
44 including, but not limited to, a public institution of higher education
45 in the State or an independent consulting firm, for purposes of
46 preparing all or part of the report. The report shall include, but not
47 be limited to, an assessment of the following aspects of the “New

- 1 Jersey Urban Enterprise Zones Act,” P.L.1983, c.303 (C.52:27H-60
2 et seq.):
- 3 a. the appropriateness of the criteria evaluated when
4 designating an enterprise zone or UEZ-impacted business district;
 - 5 b. any additional criteria that should be considered when
6 making or reviewing an enterprise zone designation;
 - 7 c. whether the designation of a new, or the de-designation of an
8 existing, enterprise zone or UEZ-impacted business district furthers
9 the goals of the “New Jersey Urban Enterprise Zones Act,” and if
10 so, the municipalities, zones, or districts that should be designated
11 or de-designated;
 - 12 d. impediments to obtaining an enterprise zone or UEZ-
13 impacted business district designation, or to de-designating an
14 existing enterprise zone or district;
 - 15 e. the economic, employment, and demographic effects
16 attributable to the expiration of the first five enterprise zones;
 - 17 f. business participation rates; and
 - 18 g. whether an alternative, location-based program to assist
19 fiscally distressed municipalities is appropriate, and if so, the
20 parameters of such a program that would provide a sufficient return
21 on State investment.】¹

22

23 ^{13.} (New section) a. The Department of Community Affairs
24 shall study the Urban Enterprise Zone program and submit to the
25 Legislature a report and recommendations as to whether the
26 program shall continue as is, be amended, or expire. The
27 department may enter into an agreement with a third party,
28 including but not limited to a public institution of higher education
29 in the State or an independent consulting firm, to conduct the study
30 and prepare the report. The Commissioner of Community Affairs,
31 after consulting with the State Treasurer, and prior to the first day
32 of the twelfth month next following the date of enactment of
33 P.L. , c. (C.) (pending before the Legislature as this bill),
34 shall submit to the Legislature the report on the Urban Enterprise
35 Zone program and the department's recommendations as to whether
36 the program shall be continued, as it exists on the effective date of
37 P.L. , c. (C.) (pending before the Legislature as this bill),
38 be continued with specific recommended changes, or be
39 reconstituted.

40 b. The study, report, and recommendations required pursuant to
41 subsection a. of this section shall include, but not be limited to, an
42 assessment of the following aspects of the Urban Enterprise Zone
43 program:

- 44 (1) the adequacy of past funding for urban enterprise zones in
45 furthering the goals of the “New Jersey Urban Enterprise Zones
46 Act”;

1 (2) whether changes are needed to address future funding for
2 urban enterprise zones in furthering these goals;

3 (3) whether the criteria established for eligibility to assist
4 fiscally distressed municipalities is appropriate; and

5 (4) what parameters shall be established to keep urban
6 enterprise zone municipalities competitive while providing a
7 sufficient return on State investment.

8 c. The New Jersey Urban Enterprise Zone Authority shall fund
9 the cost of conducting the study and preparing the report on the
10 Urban Enterprise Zone program from the account maintained,
11 pursuant to section 29 of P.L.1983, c.303 (C.52:27H-88), in the
12 name of the authority in the enterprise zone assistance fund.

13 d. (1) Notwithstanding the provisions of any law, rule,
14 regulation, or order to the contrary, each enterprise zone that
15 expired prior to the effective date of P.L. , c. (C.) (pending
16 before the Legislature as this bill) is hereby reinstated until
17 December 31, 2023.

18 (2) Notwithstanding the provisions of any law, rule, regulation,
19 or order to the contrary, the duration of each enterprise zone that is
20 scheduled to expire prior to December 31, 2023 is hereby extended
21 until December 31, 2023.

22 (3) Any extension or reinstatement granted pursuant to this
23 subsection shall occur notwithstanding the extension provided for in
24 section 11 of P.L.2001, c.347 (C.52:27H-66.6).

25 e. As necessary, the authority shall notify all qualified
26 businesses in the enterprise zones reinstated or extended pursuant to
27 subsection d. of this section that the benefits authorized by sections
28 16 through 20 of P.L.1983, c.303 (C.52:27H-75 through C.52:27H-
29 79) have been reinstated or extended to qualified businesses in the
30 enterprise zones until December 31, 2023.

31 f. Notwithstanding the provisions of any law, rule, regulation,
32 or order to the contrary, all reduced-rate revenues collected within
33 an enterprise zone which is reinstated or extended pursuant to
34 subsection d. of this section shall be deposited into the General
35 Fund.¹

36
37 ¹4. Section 29 of P.L.1983, c.303 (C.52:27H-88) is amended to
38 read as follows:

39 29. a. There is created an enterprise zone assistance fund to be
40 held by the State Treasurer, which shall be the repository for all
41 moneys required to be deposited therein under section 21 of
42 P.L.1983, c.303 (C.52:27H-80) or moneys appropriated annually to
43 the fund. All moneys deposited in the fund shall be held and
44 disbursed in the amounts necessary to fulfill the purposes of this
45 section and subject to the requirements hereinafter prescribed. The
46 State Treasurer may invest and reinvest any moneys in the fund, or
47 any portion thereof, in legal obligations of the United States or of

1 the State or of any political subdivision thereof. Any income from,
2 interest on, or increment to moneys so invested or reinvested shall
3 be included in the fund.

4 The State Treasurer shall maintain separate accounts for each
5 enterprise zone designated under P.L.1983, c.303 (C.52:27H-60 et
6 seq.), and one in the authority's name for the administration of the
7 Urban Enterprise Zone program. The State Treasurer shall credit to
8 each account an amount of the moneys deposited in the fund equal
9 to the amount of revenues collected from the taxation of retail sales
10 made in the zone and appropriated to the enterprise zone assistance
11 fund, or that amount of moneys appropriated to the fund and
12 required to be credited to the enterprise zone account of the
13 qualifying municipality pursuant to section 21 of P.L.1983, c.303
14 (C.52:27H-80).

15 The State Treasurer shall promulgate the rules and regulations
16 necessary to govern the administration of the fund for the purposes
17 of this section, which shall include, but not be limited to,
18 regulations requiring the establishment of separate bank accounts
19 for funds credited to the enterprise zone account of each
20 municipality from the enterprise zone assistance fund, commonly
21 known as "first generation funds," and funds generated from the
22 repayments of loans to individuals and businesses from the
23 enterprise zone account of each municipality and the proceeds from
24 the sale of properties and equipment acquired through the enterprise
25 zone program, commonly known as "second generation funds," and
26 the review, compilation, and monitoring of second generation fund
27 quarterly reports submitted by each enterprise zone.

28 Any individual, including an individual who is not directly
29 employed by a municipality, with the authority to administer,
30 allocate or approve the use of zone assistance funds is subject to the
31 "Local Government Ethics Law," P.L.1991, c.29 (C.40A:9-22.1 et
32 seq.), unless the individual is a State employee or a special State
33 officer.

34 b. The enterprise zone assistance fund shall be used for the
35 purpose of assisting qualifying municipalities in which enterprise
36 zones are designated in undertaking **【public improvements,】**
37 economic development projects **【and in upgrading eligible**
38 **municipal services】** in designated enterprise zones.

39 c. The governing body of a qualifying municipality in which an
40 enterprise zone is designated and the zone development corporation
41 created or designated by the municipality for that enterprise zone
42 may, by resolution jointly adopted after public hearing, propose to
43 undertake **【a】** an economic development project **【for the public**
44 **improvement of the enterprise zone or to increase eligible municipal**
45 **services】** in the enterprise zone, and to fund that project **【or**
46 **increase in eligible municipal services】** from moneys deposited in

1 the enterprise zone assistance fund and credited to the account
2 maintained by the State Treasurer for the enterprise zone.

3 The proposal so adopted shall set forth a plan for the project [or
4 for the increase in eligible municipal services] and shall include:

5 (1) A description of the proposed project [or of the municipal
6 services to be increased];

7 (2) An estimate of the total project costs [, or of the total costs
8 of increasing the municipal services], and an estimate of the
9 amounts of funding necessary annually from the enterprise zone
10 account;

11 (3) A statement of any other revenue sources to be used to
12 finance the project [or to fund the increase in eligible municipal
13 services];

14 (4) A statement of the time necessary to complete the project [,
15 or of the time during which the increased municipal services are to
16 be maintained];

17 (5) A statement of the manner in which the proposed project [or
18 increase in municipal services] furthers the municipality's policy
19 and intentions for addressing [the] economic [and social conditions
20 existing] development in the [area of the] enterprise zone as set
21 forth in the zone development plan approved by the authority; and

22 (6) A description of the financial and programmatic controls and
23 reporting mechanisms to be used to guarantee that the funds will be
24 spent in accordance with the plan and that the project [or increased
25 municipal service] will accomplish its purpose.

26 As used in this section, "project" means an activity funded by the
27 zone assistance fund through the qualified municipality and
28 implemented by the zone development corporation, [including the
29 purchasing, leasing, condemning, or otherwise acquiring of land or
30 other property, or an interest therein, in the enterprise zone or as
31 necessary for a right-of-way or other easement to or from the
32 enterprise zone; the relocating and moving of persons or businesses
33 displaced by the acquisition of land or property; the rehabilitation
34 and redevelopment of land or property, including demolition,
35 clearance, removal, relocation, renovation, alteration, construction,
36 reconstruction, installation or repair of land or a building, street,
37 highway, alley, utility, service or other structure or improvement]
38 which will lead to the creation of new jobs and increased economic
39 activity within the zone [; the purchase and installation of closed
40 circuit television surveillance systems or other related equipment
41 and those expenses associated with homeland security and domestic
42 preparedness; the acquisition, construction, reconstruction,
43 rehabilitation, or installation of public facilities and improvements,
44 except buildings and facilities for the general conduct of
45 government and schools;] , such as: the establishment of revolving

1 loan [or grant] programs for qualified businesses in the zone to
2 encourage private investment and job creation, [matching grant
3 programs for the establishment or operation of pedestrian malls,
4 special improvement districts and tax increment districts, or other
5 appropriate entity;] and marketing, advertising and special event
6 activities that will lead to increased economic activity or encourage
7 private investment and job creation in the zone, but not including
8 the expenditures therefor which are required to be reported pursuant
9 to "The New Jersey Campaign Contributions and Expenditures
10 Reporting Act," P.L.1973, c.83 (C.19:44A-1 et al.) and the costs
11 associated therewith including the costs of [an administrative
12 appraisal,] economic [and environmental] analyses [,
13 environmental remediation, engineering, planning, design,
14 architectural, surveying or other professional or managerial
15 services].

16 [As used in this section, "eligible municipal services" means the
17 hiring of additional policemen or firemen assigned duties in the
18 enterprise zone, or the purchasing or leasing of additional police or
19 fire vehicles, equipment or apparatus to be used for the provision of
20 augmented or upgraded public safety services in the enterprise zone
21 and its immediate vicinities.]

22 d. Upon adoption by the governing body of the qualifying
23 municipality and by the zone development corporation, the proposal
24 shall be sent to the authority for its evaluation and approval. The
25 authority shall approve the proposal if it shall find [:

26 (1) In the case of a project,] that the proposed project furthers
27 the policy and intentions of the zone development plan approved by
28 the authority, and that the estimated annual payments for the project
29 from the enterprise zone account to which the proposal pertains are
30 not likely to result in a deficit in that account [;

31 (2) In the case of an increase in eligible municipal services, that
32 the proposal furthers the policy and intentions of the zone
33 development plan approved by the authority; that the qualifying
34 municipality has furnished satisfactory assurances that the
35 additional policemen or firemen to be hired, or the additional
36 vehicles, equipment or apparatus to be purchased or leased, shall be
37 used to augment or upgrade public safety in the enterprise zone, and
38 shall not be used in other areas of the municipality; that the
39 qualifying municipality shall annually appropriate for the increased
40 eligible municipal services an amount equal to 20% of the amount
41 of annual payments for the eligible municipal services from the
42 enterprise zone account and shall not request for the increased
43 eligible municipal services an amount equal to more than 35% of
44 the amount of annual payments into the enterprise zone account,
45 unless the municipality and the authority have entered into an
46 agreement or agreements to the contrary prior to July 1, 1992; and

1 that the estimated annual payments for the eligible municipal
2 services from the enterprise zone account to which the proposal
3 pertains are not likely to result in a deficit in that account **】**.

4 e. If the authority shall approve the proposal, it shall annually,
5 upon its receipt of a written statement from the governing body of
6 the qualifying municipality and the zone development corporation,
7 certify to the State Treasurer the amount to be paid in that year from
8 the enterprise zone account in the enterprise zone assistance fund
9 with respect to each approved project **【**or increase in eligible
10 municipal services approved**】**. The authority may at any time
11 revoke its approval of a project **【**or an increase in eligible municipal
12 services**】** if it finds that the annual payments made from the
13 enterprise zone assistance fund are not being used as required by
14 this section.

15 f. Upon certification by the authority of the annual amount to
16 be paid to a qualifying zone with respect to any project **【**or increase
17 in eligible municipal services**】**, the State Treasurer shall pay in each
18 year to the qualifying municipality from the amounts deposited in
19 the enterprise zone assistance fund the amount so certified, within
20 the limits of the amounts credited to the enterprise zone account of
21 the qualifying municipality.

22 g. An amount not to exceed one-third of the amount deposited
23 in the account created in the name of the authority in the enterprise
24 zone assistance fund shall be used by the authority for the
25 coordination and administration of the program throughout the
26 State, including but not limited to costs for personnel, operating
27 expenses and marketing. The balance of the remaining amount
28 shall be distributed to qualifying municipalities in proportion to
29 each municipality's contribution to the enterprise zone assistance
30 fund for the coordination and administration of the program within
31 the municipality, including but not limited to costs for personnel,
32 operating expenses and marketing.¹

33 (cf: P.L.2009, c.25, s.1)

34

35 5. This act shall take effect immediately.

36

37

38

39

40 Reinstates and extends duration of certain UEZs; requires DCA
41 to study UEZ program and report recommendations to the
42 Legislature.