

P.L. 2019, CHAPTER 458, *approved January 21, 2020*
Senate, No. 4313

1 **AN ACT** appropriating \$33,915,000 from constitutionally dedicated
2 corporation business tax revenues for the acquisition of lands by
3 the State for recreation and conservation purposes and for Blue
4 Acres projects.

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

8
9 1. a. There is appropriated to the Department of Environmental
10 Protection the sum of \$29,314,000 from dedicated corporation
11 business tax revenues pursuant to Article VIII, Section II, paragraph
12 6 of the State Constitution in the “Preserve New Jersey Green Acres
13 Fund,” established pursuant to section 6 of the “Preserve New
14 Jersey Act,” P.L.2016, c.12 (C.13:8C-48), for the acquisition of
15 lands by the State for recreation and conservation purposes in
16 accordance with the provisions of the “Preserve New Jersey Act,”
17 P.L.2016, c.12 (C.13:8C-43 et seq.).

18 b. The funds appropriated pursuant to subsection a. of this
19 section shall be allocated as follows:

Project	County	Municipality	Amount
(1) BARNEGAT BAY WATERSHED GREENWAY			\$2,881,000
	Monmouth	Freehold Twp Howell Twp	
	Ocean	Barnegat Twp Berkeley Twp Brick Twp Eagleswood Twp Jackson Twp Lacey Twp Lakewood Twp Little Egg Harbor Twp Ocean Twp Stafford Twp Toms River Twp	
(2) CAPE MAY PENINSULA			4,000,000
	Cape May	Cape May City Cape May Point Boro Dennis Twp Lower Twp Middle Twp Ocean City Sea Isle City	

1		Upper Twp	
2		West Cape May Boro	
3		Woodbine Boro	
4			
5	(3) CROSSROADS OF THE AMERICAN REVOLUTION		2,000,000
6	Bergen	Bogota Boro	
7		Carlstadt Boro	
8		East Rutherford Boro	
9		Fort Lee Boro	
10		Garfield City	
11		Hackensack City	
12		Hasbrouck Heights Boro	
13		Leonia Boro	
14		Little Ferry Boro	
15		Lodi Boro	
16		Lyndhurst Twp	
17		Maywood Boro	
18		Moonachie Boro	
19		New Milford Boro	
20		North Arlington Boro	
21		Palisades Park Boro	
22		Ridgefield Park Village	
23		River Edge Boro	
24		Rochelle Park Twp	
25		Rutherford Boro	
26		South Hackensack Twp	
27		Teterboro Boro	
28		Wallington Boro	
29		Wood-Ridge Boro	
30			
31	Burlington	Beverly City	
32		Bordentown City	
33		Bordentown Twp	
34		Burlington City	
35		Burlington Twp	
36		Edgewater Park Twp	
37		Fieldsboro Boro	
38		Florence Twp	
39		Hainesport Twp	
40		Mansfield Twp	
41		Maple Shade Twp	
42		Moorestown Twp	
43		Mount Holly Twp	
44		Mount Laurel Twp	
45		Palmyra Boro	
46		Riverside Twp	
47		Riverton Boro	
48		Springfield Twp	
49		Westampton Twp	
50		Willingboro Twp	
51			
52	Camden	Audubon Boro	
53		Audubon Park Boro	
54		Brooklawn Boro	
55		Camden City	
56		Cherry Hill Twp	
57		Collingswood Boro	
58		Gloucester City	

1		Haddon Heights Boro
2		Haddon Twp
3		Haddonfield Boro
4		Merchantville Boro
5		Mount Ephraim Boro
6		Oaklyn Boro
7		Pennsauken Twp
8		Woodlynne Boro
9		
10	Essex	Belleville Twp
11		Irvington Twp
12		Livingston Twp
13		Maplewood Twp
14		Millburn Twp
15		Newark City
16		Nutley Twp
17		
18	Gloucester	National Park Boro
19		West Deptford Twp
20		Westville Boro
21		
22	Hunterdon	Delaware Twp
23		East Amwell Twp
24		Flemington Boro
25		Franklin Twp
26		Frenchtown Boro
27		Kingwood Twp
28		Lambertville City
29		Raritan Twp
30		Readington Twp
31		Stockton Boro
32		West Amwell Twp
33		
34	Mercer	East Windsor Twp
35		Ewing Twp
36		Hamilton Twp
37		Hightstown Boro
38		Hopewell Boro
39		Hopewell Twp
40		Lawrence Twp
41		Pennington Boro
42		Princeton Boro
43		Robbinsville Twp
44		Trenton City
45		West Windsor Twp
46		
47	Middlesex	Carteret Boro
48		Cranbury Twp
49		Dunellen Boro
50		East Brunswick Twp
51		Edison Twp
52		Helmetta Boro
53		Highland Park Boro
54		Jamesburg Boro
55		Metuchen Boro
56		Middlesex Boro
57		Milltown Boro
58		Monroe Twp

1		New Brunswick City
2		North Brunswick Twp
3		Old Bridge Twp
4		Perth Amboy City
5		Piscataway Twp
6		Plainsboro Twp
7		Sayreville Boro
8		South Amboy City
9		South BrunswickTwp
10		South Plainfield Boro
11		South River Boro
12		Spotswood Boro
13		Woodbridge Twp
14		
15	Monmouth	Aberdeen Twp
16		Allentown Boro
17		Colts Neck Twp
18		Englishtown Boro
19		Freehold Boro
20		Freehold Twp
21		Holmdel Twp
22		Manalapan Twp
23		Marlboro Twp
24		Matawan Boro
25		Millstone Twp
26		Roosevelt Boro
27		Upper Freehold Twp
28		Wall Twp
29		
30	Morris	Boonton Town
31		Boonton Twp
32		Butler Boro
33		Chatham Boro
34		Chatham Twp
35		Chester Boro
36		Denville Twp
37		Dover Town
38		East Hanover Twp
39		Florham Park Boro
40		Hanover Twp
41		Harding Twp
42		Kinnelon Boro
43		Lincoln Park Boro
44		Long Hill Twp
45		Madison Boro
46		Mendham Boro
47		Mendham Twp
48		Mine Hill Twp
49		Montville Twp
50		Morris Plains Boro
51		Morris Twp
52		Morristown Town
53		Mountain Lakes Boro
54		Parsippany-Troy Hills Twp
55		Pequannock Twp
56		Randolph Twp
57		Riverdale Boro
58		Rockaway Boro

1		Rockaway Twp	
2		Victory Gardens Boro	
3		Wharton Boro	
4			
5	Passaic	Clifton City	
6		Passaic City	
7			
8	Somerset	Bedminster Twp	
9		Bernards Twp	
10		Bernardsville Boro	
11		Bound Brook Boro	
12		Branchburg Twp	
13		Bridgewater Twp	
14		Far Hills Boro	
15		Franklin Twp	
16		Green Brook Twp	
17		Hillsborough Twp	
18		Manville Boro	
19		Millstone Boro	
20		Montgomery Twp	
21		North Plainfield Boro	
22		Peapack-Gladstone Boro	
23		Raritan Boro	
24		Rocky Hill Boro	
25		Somerville Boro	
26		South Bound Brook Boro	
27		Warren Twp	
28		Watchung Boro	
29			
30	Union	Berkeley Heights Twp	
31		Clark Twp	
32		Cranford Twp	
33		Elizabeth City	
34		Fanwood Boro	
35		Garwood Boro	
36		Hillside Twp	
37		Kenilworth Boro	
38		Linden City	
39		Mountainside Boro	
40		New Providence Boro	
41		Plainfield City	
42		Rahway City	
43		Roselle Boro	
44		Roselle Park Boro	
45		Scotch Plains Twp	
46		Springfield Twp	
47		Summit City	
48		Union Twp	
49		Westfield Twp	
50		Winfield Twp	
51			
52	(4) DELAWARE BAY WATERSHED GREENWAY		5,000,000
53			
54	Atlantic	Buena Boro	
55		Buena Vista Twp	
56			
57	Cape May	Dennis Twp	
58		Lower Twp	

1		Middle Twp	
2		Upper Twp	
3			
4	Cumberland	Bridgeton City	
5		Commercial Twp	
6		Deerfield Twp	
7		Downe Twp	
8		Fairfield Twp	
9		Greenwich Twp	
10		Hopewell Twp	
11		Lawrence Twp	
12		Maurice River Twp	
13		Millville City	
14		Shiloh Boro	
15		Stow Creek Twp	
16		Upper Deerfield Twp	
17		Vineland City	
18			
19	Gloucester	Clayton Boro	
20		Elk Twp	
21		Franklin Twp	
22		Glassboro Boro	
23		Monroe Twp	
24		Newfield Boro	
25			
26	Salem	Alloway Twp	
27		Carneys Point Twp	
28		Elmer Boro	
29		Elsinboro Twp	
30		Lower Alloways Creek Twp	
31		Mannington Twp	
32		Oldmans Twp	
33		Pennsville Twp	
34		Pilesgrove Twp	
35		Pittsgrove Twp	
36		Quinton Twp	
37		Upper Pittsgrove Twp	
38		Woodstown Boro	
39			
40	(5) HIGHLANDS GREENWAY		6,500,000
41			
42	Bergen	Mahwah Twp	
43		Oakland Boro	
44			
45	Hunterdon	Alexandria Twp	
46		Bethlehem Twp	
47		Bloomsbury Boro	
48		Califon Boro	
49		Clinton Town	
50		Clinton Twp	
51		Glen Gardner Boro	
52		Hampton Boro	
53		High Bridge Boro	
54		Holland Twp	
55		Lebanon Boro	
56		Lebanon Twp	
57		Milford Boro	
58		Tewksbury Twp	

1		Union Twp
2		
3	Morris	Boonton Town
4		Boonton Twp
5		Butler Boro
6		Chester Boro
7		Chester Twp
8		Denville Twp
9		Dover Town
10		Hanover Twp
11		Harding Twp
12		Jefferson Twp
13		Kinnelon Boro
14		Mendham Boro
15		Mendham Twp
16		Mine Hill Twp
17		Montville Twp
18		Morris Plains Boro
19		Morris Twp
20		Morristown Town
21		Mount Arlington Boro
22		Mount Olive Twp
23		Mountain Lakes Boro
24		Netcong Boro
25		Parsippany-Troy Hills Twp
26		Pequannock Twp
27		Randolph Twp
28		Riverdale Boro
29		Rockaway Boro
30		Rockaway Twp
31		Roxbury Twp
32		Victory Gardens Boro
33		Washington Twp
34		Wharton Boro
35		
36	Passaic	Bloomington Boro
37		Pompton Lakes Boro
38		Ringwood Boro
39		Wanaque Boro
40		West Milford Twp
41		
42	Somerset	Bedminster Twp
43		Bernards Twp
44		Bernardsville Boro
45		Far Hills Boro
46		Peapack-Gladstone Boro
47		
48	Sussex	Byram Twp
49		Franklin Boro
50		Green Twp
51		Hamburg Boro
52		Hardyston Twp
53		Hopatcong Boro
54		Ogdensburg Boro
55		Sparta Twp
56		Stanhope Boro
57		Vernon Twp

1	Warren	Allamuchy Twp	
2		Alpha Boro	
3		Belvidere Town	
4		Franklin Twp	
5		Frelinghuysen Twp	
6		Greenwich Twp	
7		Hackettstown Town	
8		Harmony Twp	
9		Hope Twp	
10		Independence Twp	
11		Liberty Twp	
12		Lopatcong Twp	
13		Mansfield Twp	
14		Oxford Twp	
15		Phillipsburg Town	
16		Pohatcong Twp	
17		Washington Boro	
18		Washington Twp	
19		White Twp	
20			
21	(6) HISTORIC RESOURCES		1,500,000
22			
23	<i>Allaire State Park</i>		
24			
25	Monmouth	Howell Twp	
26		Wall Twp	
27			
28	<i>Fort Mott Officers Quarters</i>		
29			
30	Salem	Pennsville Twp	
31			
32	<i>Griggstown Muletenders Barracks</i>		
33			
34	Somerset	Franklin Twp	
35			
36	<i>Historic Sites</i>		
37			
38	Burlington	Medford Twp	
39			
40	Monmouth	Red Bank Boro	
41			
42	<i>Monmouth Battlefield</i>		
43			
44	Monmouth	Freehold Twp	
45		Manalapan Twp	
46			
47	<i>New Bridge Landing</i>		
48			
49	Bergen	New Milford Boro	
50		River Edge Boro	
51			
52	<i>Proprietary House</i>		
53			
54	Middlesex	Perth Amboy City	
55			
56	<i>Register Eligible Sites</i>		
57			
58	Somerset	Green Brook Twp	

1		Watchung Boro	
2			
3	Rockingham Farmstead		
4			
5		Somerset	Franklin Twp
6	Twin Lights		
7			
8		Monmouth	Highlands Boro
9			
10	Washington Crossing State Park		
11			
12		Mercer	Ewing Twp
13			Hopewell Twp
14			
15	Waterloo Village		
16			
17		Sussex	Byram Twp
18			Stanhope Boro
19			
20	(7) PINELANDS		3,433,000
21			
22		Atlantic	Brigantine City
23			Buena Boro
24			Buena Vista Twp
25			Corbin City
26			Egg Harbor City
27			Egg Harbor Twp
28			Estell Manor City
29			Folsom Boro
30			Galloway Twp
31			Hamilton Twp
32			Hammonton Town
33			Mullica Twp
34			Port Republic City
35			Weymouth Twp
36			
37		Burlington	Bass River Twp
38			Evesham Twp
39			Medford Lakes Boro
40			Medford Twp
41			New Hanover Twp
42			North Hanover Twp
43			Pemberton Twp
44			Shamong Twp
45			Southampton Twp
46			Springfield Twp
47			Tabernacle Twp
48			Washington Twp
49			Woodland Twp
50			Wrightstown Boro
51			
52		Camden	Berlin Boro
53			Berlin Twp
54			Chesilhurst Boro
55			Waterford Twp
56			Winslow Twp
57			
58		Cape May	Dennis Twp

S4313
10

1		Middle Twp	
2		Upper Twp	
3		Woodbine Boro	
4			
5	Cumberland	Maurice River Twp	
6		Vineland City	
7			
8	Gloucester	Franklin Twp	
9		Monroe Twp	
10			
11	Ocean	Barnegat Twp	
12		Beachwood Boro	
13		Berkeley Twp	
14		Eagleswood Twp	
15		Jackson Twp	
16		Lacey Twp	
17		Lakehurst Boro	
18		Little Egg Harbor Twp	
19		Manchester Twp	
20		Ocean Twp	
21		Plumsted Twp	
22		South Toms River Boro	
23		Stafford Twp	
24		Toms River Twp	
25		Tuckerton Boro	
26			
27	(8) RIDGE AND VALLEY GREENWAY		4,000,000
28			
29	Sussex	Andover Boro	
30		Andover Twp	
31		Branchville Boro	
32		Frankford Twp	
33		Fredon Twp	
34		Green Twp	
35		Hampton Twp	
36		Lafayette Twp	
37		Montague Twp	
38		Newton Town	
39		Sandyston Twp	
40		Stillwater Twp	
41		Sussex Boro	
42		Walpack Twp	
43		Wantage Twp	
44			
45	Warren	Blairstown Twp	
46		Frelinghuysen Twp	
47		Hackettstown Town	
48		Hardwick Twp	
49		Hope Twp	
50		Knowlton Twp	
51		Liberty Twp	
52			
53	TOTAL		\$29,314,000
54			

55 c. Any transfer of any funds, or change in project site, listed in
56 subsection b. of this section shall require the approval of the Joint
57 Budget Oversight Committee or its successor.

1 d. To the extent that moneys remain available after the projects
2 listed in subsection b. of this section are offered funding pursuant
3 thereto, any State project that previously received funding
4 appropriated or reappropriated from any Green Acres bond act, any
5 annual appropriations act, or the Garden State Green Acres
6 Preservation Trust Fund, established pursuant to the “Garden State
7 Preservation Trust Act,” P.L.1999, c.152 (C.13:8C-1 et seq.), for
8 recreation and conservation purposes shall be eligible to receive
9 additional funding, as determined by the Department of
10 Environmental Protection, subject to the approval of the Joint
11 Budget Oversight Committee or its successor.

12 For the purposes of this subsection, “Green Acres bond act”
13 means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204, P.L.1992,
14 c.88, and P.L.1989, c.183.

15
16 2. a. There is appropriated to the Department of Environmental
17 Protection the sum of \$4,601,000 for the acquisition, for recreation
18 and conservation purposes, of lands throughout the State that have
19 been damaged by, or may be prone to incurring damage caused by,
20 storms or storm-related flooding, or that may buffer or protect other
21 lands from such damage, as follows:

22 (1) \$2,482,000 from dedicated corporation business tax
23 revenues pursuant to Article VIII, Section II, paragraph 6 of the
24 State Constitution in the “Preserve New Jersey Blue Acres Fund,”
25 established pursuant to section 7 of the “Preserve New Jersey Act,”
26 P.L.2016, c.12 (C.13:8C-49); and

27 (2) \$2,119,000 from dedicated corporation business tax
28 revenues pursuant to Article VIII, Section II, paragraph 6 of the
29 State Constitution in the “Preserve New Jersey Green Acres Fund,”
30 established pursuant to section 6 of the “Preserve New Jersey Act,”
31 P.L.2016, c.12 (C.13:8C-48).

32 b. The funds appropriated pursuant to subsection a. of this
33 section shall be allocated as follows:

34

35 Project	County	Municipality	Amount
36 BLUE ACRES			\$4,601,000
37	Every county	Every municipality	
38			
39			
40			
41 TOTAL			\$4,601,000

42

43 c. The expenditure of moneys appropriated pursuant to this
44 section is subject to the provisions of the “Preserve New Jersey
45 Act,” P.L.2016, c.12 (C.13:8C-43 et seq.).

46
47 3. a. There is reappropriated to the Department of
48 Environmental Protection the unexpended balances, due to project
49 cancellations or cost savings, of the amounts appropriated or

1 reappropriated from this act, any Green Acres bond act, any annual
2 appropriations act, or the Garden State Green Acres Preservation
3 Trust Fund, established pursuant to the "Garden State Preservation
4 Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.), for State projects
5 to acquire or develop lands for recreation and conservation
6 purposes, for the purpose of providing additional funding, as
7 determined by the Department of Environmental Protection, to any
8 State project that previously received funding appropriated or
9 reappropriated from any Green Acres bond act, any annual
10 appropriations act, or the Garden State Green Acres Preservation
11 Trust Fund for recreation and conservation purposes or that receives
12 funding approved pursuant to section 1 of this act, subject to the
13 approval of the Joint Budget Oversight Committee or its successor.
14 Any such additional funding provided from a Green Acres bond act
15 may include administrative costs.

16 b. For the purposes of this section, "Green Acres bond act"
17 means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204, P.L.1992,
18 c.88, and P.L.1989, c.183.

19
20 4. a. There is appropriated from the General Fund to the
21 "Preserve New Jersey Green Acres Fund," established pursuant to
22 section 6 of the "Preserve New Jersey Act," P.L.2016, c.12
23 (C.13:8C-48), the sum of \$31,433,000 to implement the provisions
24 of this act.

25 b. There is appropriated from the General Fund to the
26 "Preserve New Jersey Blue Acres Fund," established pursuant to
27 section 7 of the "Preserve New Jersey Act," P.L.2016, c.12
28 (C.13:8C-49), the sum of \$2,482,000 to implement the provisions of
29 this act.

30
31 5. This act shall take effect immediately.
32
33

34 STATEMENT

35
36 This bill appropriates the sum of \$33.915 million to the
37 Department of Environmental Protection (DEP) to provide funding
38 for the acquisition by the State of lands for recreation and
39 conservation purposes, including for Blue Acres projects, pursuant
40 to the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-43 et
41 seq.). The "Preserve New Jersey Act" established the funding
42 allocations for FY2017 through FY2019, and P.L.2019, c.136
43 amended the act to establish the funding allocations for FY2020 and
44 thereafter.

45 The funding in this bill is provided from constitutionally
46 dedicated corporation business tax (CBT) revenues pursuant to
47 Article VIII, Section II, paragraph 6 of the State Constitution,
48 approved by the voters of the State in November 2014. The

1 “Preserve New Jersey Act” implements the constitutional
2 dedication of CBT revenues for open space, farmland, and historic
3 preservation. The act provides that a certain amount of the portion
4 of dedicated CBT revenues allocated each year for the Green Acres
5 program is to be used for: the acquisition of lands for open space,
6 including Blue Acres projects, and development projects on State
7 lands administered by the DEP’s Division of Fish and Wildlife and
8 Division of Parks and Forestry; grants and loans to fund local
9 government open space acquisition and development projects; and
10 grants to nonprofit entities to acquire or develop lands for
11 recreation and conservation purposes. This bill appropriates
12 moneys for State open space acquisition projects, including for Blue
13 Acres projects.

14 Specifically, this bill appropriates \$29.314 million to the DEP
15 from the “Preserve New Jersey Green Acres Fund” to provide
16 funding for the acquisition by the State of lands for recreation and
17 conservation purposes. The “Preserve New Jersey Green Acres
18 Fund” was established by section 6 of the “Preserve New Jersey
19 Act.” This appropriation allocates funding for the acquisition by
20 the State of lands for recreation and conservation purposes in eight
21 project categories throughout the State.

22 In addition, this bill appropriates \$4.601 million to the DEP to
23 provide funding by the State for the acquisition, for recreation and
24 conservation purposes, of properties throughout the State that are
25 prone to or have incurred flood or storm damage, or that may buffer
26 or protect other lands from such damage, i.e., “Blue Acres”
27 projects. Of this funding, \$2.482 million is from the “Preserve New
28 Jersey Blue Acres Fund” and \$2.119 million is from the “Preserve
29 New Jersey Green Acres Fund.” The “Preserve New Jersey Blue
30 Acres Fund” was established by section 7 of the “Preserve New
31 Jersey Act.” P.L.2019, c.136 amended the “Preserve New Jersey
32 Act” to incorporate the purposes of the “Preserve New Jersey Blue
33 Acres Fund” into the “Preserve New Jersey Green Acres Fund,”
34 rather than having two separate allocations and two separate funds,
35 both providing moneys to the DEP’s Green Acres program for the
36 acquisition of lands for recreation and conservation purposes.

37 The projects and appropriations listed in this bill have been
38 approved by the DEP and the Garden State Preservation Trust.

39 Lastly, the bill authorizes the department to re-distribute certain
40 other moneys made available by project cancellations or cost
41 savings to provide additional funding, for recreation and
42 conservation purposes, to previously approved and funded State
43 projects, subject to the approval of the Joint Budget Oversight
44 Committee. The bill provides that the additional funding, if
45 provided from a Green Acres bond act, may include administrative
46 costs.

1 _____
2
3 Appropriates \$33.915 million from constitutionally dedicated
4 CBT revenues to DEP for State acquisition of lands for recreation
5 and conservation purposes, including Blue Acres projects.