

**SENATE, No. 1071**

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**STATE OF NEW JERSEY**

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**219th LEGISLATURE**

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INTRODUCED JANUARY 30, 2020

**Sponsored by:**

**Senator THOMAS H. KEAN, JR.**

**District 21 (Morris, Somerset and Union)**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Co-Sponsored by:**

**Senators Brown, O'Scanlon, Greenstein, Holzapfel and Testa**

**SYNOPSIS**

Increases amount annually credited to Shore Protection Fund to \$50 million.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 6/30/2021)

1   **AN ACT** increasing the annual amount deposited in the Shore  
2   Protection Fund from the realty transfer fee and amending  
3   P.L.1968, c.49.

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

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8       1. Section 4 of P.L.1968, c.49 (C.46:15-8) is amended to read  
9   as follows:

10      4. a. The proceeds of the fees collected by the county  
11   recording officer, as authorized by P.L.1968, c.49 (C.46:15-5 et  
12   seq.), shall be accounted for and remitted to the county treasurer.

13      b. (1) The county portion of the basic fee collected pursuant to  
14   paragraph (1) of subsection a. of section 3 of P.L.1968, c.49  
15   (C.46:15-7) shall be retained by the county treasurer for the use of  
16   the county.

17      (2) The State portion of the basic fee, the additional fee, and the  
18   general purpose fee shall be paid to the State Treasurer for the use  
19   of the State. Payments shall be made to the State Treasurer on the  
20   tenth day of each month following the month of collection.

21      c. (1) Amounts, not in excess of **[\$25,000,000]** \$50,000,000,  
22   paid during the State fiscal year to the State Treasurer from the  
23   payment of the State portion of the basic fee shall be credited to the  
24   "Shore Protection Fund" created pursuant to section 1 of P.L.1992,  
25   c.148 (C.13:19-16.1), in the manner established under that section.

26      (2) In addition to the amounts credited to the "Shore Protection  
27   Fund" pursuant to paragraph (1) of this subsection, amounts equal  
28   to \$12,000,000 in each of the first 10 years after the date of  
29   enactment of the "Highlands Water Protection and Planning Act,"  
30   P.L.2004, c.120 (C.13:20-1 et al.) and to \$5,000,000 in each year  
31   thereafter, paid during the State fiscal year to the State Treasurer  
32   from the payment of fees collected by the county recording officer  
33   other than the additional fee of \$0.75 for each \$500.00 of  
34   consideration or fractional part thereof recited in the deed in excess  
35   of \$150,000.00 shall be credited to the "Highlands Protection Fund"  
36   created pursuant to section 21 of P.L.2004, c.120 (C.13:20-19), in  
37   the manner established under that section. No monies shall be  
38   credited to the "Highlands Protection Fund" pursuant to this  
39   paragraph until and unless the full amount of **[\$25,000,000]**  
40   \$50,000,000 has first been credited to the "Shore Protection Fund"  
41   pursuant to paragraph (1) of this subsection.

42      d. All amounts paid to the State Treasurer from the payment of  
43   the additional fee shall be credited to the Neighborhood  
44   Preservation Nonlapsing Revolving Fund established pursuant to  
45   P.L.1985, c.222 (C.52:27D-301 et al.), in the manner established

**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 under section 20 thereof (C.52:27D-320).

2 (cf: P.L.2004, c.120, s.61)

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4       2. This act shall take effect immediately and shall apply only to  
5 State fiscal years beginning after the enactment of this act.

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## STATEMENT

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10 This bill increases from \$25 million to \$50 million the amount  
11 that is annually credited to the Shore Protection Fund from the  
12 collection of realty transfer fees.

The realty transfer fee is imposed on the recording of deeds transferring real property and is calculated on the basis of the amount paid in the deed. The basic rate is \$1.75 for each \$500 of consideration, of which \$0.50 is retained by the county and \$1.25 is the State share. Currently, the first \$25 million of the State share collected annually is credited to the Shore Protection Fund.