

# SENATE, No. 2295

## STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED MARCH 16, 2020

**Sponsored by:**

**Senator ANTHONY M. BUCCO**

**District 25 (Morris and Somerset)**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

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**Senator ROBERT W. SINGER**

**District 30 (Monmouth and Ocean)**

**Senator DECLAN J. O'SCANLON, JR.**

**District 13 (Monmouth)**

**Senator STEVEN V. OROHO**

**District 24 (Morris, Sussex and Warren)**

**SYNOPSIS**

Permits extension of deadlines for adoption of county and municipal budgets under certain circumstances.

**CURRENT VERSION OF TEXT**

As introduced.

(Sponsorship Updated As Of: 3/19/2020)

1 AN ACT concerning county and municipal budgets and amending  
2 P.L.1989, c.31.

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

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7 1. Section 1 of P.L.1989, c.31 (C.40A:4-5.1) is amended to  
8 read as follows:

9 1. a. Notwithstanding the provisions of any law, rule or  
10 regulation to the contrary, the Director of the Division of Local  
11 Government Services, in the Department of Community Affairs,  
12 hereinafter the "director," may, with the approval of the Local  
13 Finance Board, in the Department of Community Affairs, extend the  
14 dates for the introduction and approval, and for the adoption, of  
15 county and municipal budgets, for any local fiscal year, beyond the  
16 dates required under the "Local Budget Law" (N.J.S.40A:4-1 et  
17 seq.).

18 b. Notwithstanding the provisions of subsection a. of this  
19 section, whenever a Public Health Emergency pursuant to the  
20 "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et  
21 seq.) or a State of Emergency pursuant to P.L.1942, c. 251  
22 (C.App.A.9-33 et seq.), or both, has been declared by the Governor  
23 and is in effect, the director may extend the statutory dates for the  
24 introduction and approval, and adoption, of county and municipal  
25 budgets without the approval of the Local Finance Board.

26 Notwithstanding any provision of this section to the contrary, the  
27 governing body of a local unit may adopt the budget for that unit at  
28 any time within 10 days after the director has certified his approval  
29 thereof and returned the same, if the certification is later than the  
30 date of the advertised hearing.

31 (cf: P.L.1991, c.75, s.10)

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33 2. This act shall take effect immediately.

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#### STATEMENT

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38 This bill would expand the current authority of the Director  
39 of the Division of Local Government Services, in the Department of  
40 Community Affairs, to extend the statutory dates for the  
41 introduction and approval, and for the adoption, of county and  
42 municipal budgets when the Governor has declared a Public Health  
43 Emergency or State of Emergency.

44 P.L.1989, c.31 permits the Director of the Division of Local  
45 Government Services in the Department of Community Affairs,

**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.**

**S2295 A.M.BUCCO, GOPAL**

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1 with the approval of the Local Finance Board, to extend the dates  
2 for the introduction and approval, and for the adoption, of county  
3 and municipal budgets, for any local fiscal year, beyond the dates  
4 required under the "Local Budget Law" (N.J.S.40A:4-1 et seq.).

5 This bill would amend that law to permit the director to extend  
6 those dates unilaterally whenever a Public Health Emergency or a  
7 State of Emergency, or both, has been declared by the Governor and  
8 is in effect.