

Approp.

P.L. 1997, CHAPTER 129, *approved June 27, 1997*
Assembly, No. 3092 (*First Reprint*)

1 **AN ACT** appropriating funds for a supplemental distribution to
2 municipalities during fiscal year 1997, amending and
3 supplementing P.L.1996, c.42.

4

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

7

8 1. The following provision in section 1 of P.L.1996, c.42, the
9 Fiscal Year 1997 annual appropriations act, is amended to read as
10 follows:

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STATE AID

12

82 DEPARTMENT OF TREASURY

13

70 Government Direction, Management and Control

14

75 State Subsidies and Financial Aid -- State Aid

15

16 [Based upon the State's fiscal circumstances in May 1997, amounts collected
17 in excess of \$960,000,000 from Public Utility Gross Receipts and
18 Franchise Taxes (combined) for fiscal year 1997 may be distributed to
19 municipalities.]

20 (cf: P.L.1996, c.42, s.1)

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22 2. In addition to the amounts appropriated under P.L.1996, c.42,
23 there is appropriated out of the General Fund the following sum for
24 the purpose specified in the following language:

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STATE AID

27

82 DEPARTMENT OF TREASURY

28

70 Government Direction, Management and Control

29

75 State Subsidies and Financial Aid -- State Aid

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31 There is appropriated ¹[the amount of] from public utilities franchise, gross
32 receipts, and energy unit taxes¹ \$45,000,000 ¹[for] as¹ supplementary
33 payments to municipalities ¹[to] and such additional amounts as may be

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and 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 AAP committee amendments adopted June 16, 1997.

1 necessary to fund corrections as described herein. These amounts shall¹ be
2 distributed on or before June 30, 1997¹, first in amounts equal to decreases,
3 if any, resulting from corrections to apportionment valuations made by the
4 Director of the Division of Taxation pursuant to R.S.54:30-2 and thereafter¹
5 in proportion to the amount of the payment each municipality received during
6 Fiscal Year 1997 from the \$685,000,000 distribution from the proceeds of the
7 public utilities franchise¹[and],¹ gross receipts¹, and energy unit¹ taxes. A
8 supplementary payment shall be used solely and exclusively by each
9 municipality for the purpose of reducing the amount the municipality is
10 required to raise by local property tax levy for municipal purposes. If the
11 amount of the supplementary payment exceeds the amount required to be
12 raised by local property tax levy for municipal purposes, the balance of the
13 supplementary payment shall be used to reduce the amount the municipality
14 is required to raise for county purposes, notwithstanding the provisions of law
15 to the contrary. Notwithstanding any provisions of the "Local Budget Law,"
16 N.J.S.40A:4-1 et seq., each municipality may anticipate the receipt of the
17 amount of supplementary payment as shall be certified to it by the Director of
18 the Division of Taxation in the Department of the Treasury and shall file any
19 amendment or correction in its local budget as may be required to properly
20 reflect that payment. The Director of the Division of Taxation shall provide
21 the Director of the Division of Local Government Services in the Department
22 of Community Affairs with a list of the certified supplementary payments for
23 all affected municipalities. The Director of the Division of Local Government
24 Services in the Department of Community Affairs shall certify that each
25 municipality has complied with the requirements set forth herein concerning
26 the use of the supplementary payments.

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28 3. This act shall take effect immediately.

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33 Makes FY97 supplemental appropriation of \$45,000,000 for aid to
34 municipalities as a supplemental distribution to the FY97
35 \$685,000,000 distribution of public utilities gross receipts and
36 franchise taxes.