

CHAPTER 129

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

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

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

STATE AID
82 DEPARTMENT OF THE TREASURY
70 Government Direction, Management and Control
75 State Subsidies and Financial Aid -- State Aid

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

STATE AID
82 DEPARTMENT OF THE TREASURY
70 Government Direction, Management and Control
75 State Subsidies and Financial Aid -- State Aid

There is appropriated from public utilities franchise, gross receipts, and energy unit taxes \$45,000,000 as supplementary payments to municipalities and such additional amounts as may be necessary to fund corrections as described herein. These amounts shall be distributed on or before June 30, 1997, first in amounts equal to decreases, if any, resulting from corrections to apportionment valuations made by the Director of the Division of Taxation pursuant to R.S.54:30-2 and thereafter in proportion to the amount of the payment each municipality received during Fiscal Year 1997 from the \$685,000,000 distribution from the proceeds of the public utilities franchise, gross receipts, and energy unit taxes. A supplementary payment shall be used solely and exclusively by each municipality for the purpose of reducing the amount the municipality is required to raise by local property tax levy for municipal purposes. If the amount of the supplementary payment exceeds the amount required to be raised by local property tax levy for municipal purposes, the balance of the supplementary payment shall be used to reduce the amount the municipality is required to raise for county purposes, notwithstanding the provisions of law to the contrary. Notwithstanding any provisions of the "Local Budget Law," N.J.S.40A:4-1 et seq., each municipality may anticipate the receipt of the amount of supplementary payment as shall be certified to it by the Director of the Division of Taxation in the Department of the Treasury and shall file any amendment or correction in its local budget as may be required to properly reflect that payment. The Director of the Division of Taxation shall provide the Director of the Division of Local Government Services in the Department of Community Affairs with a list of the certified supplementary payments for all affected municipalities. The Director of the Division of Local Government Services in the Department of Community Affairs shall certify that each municipality has complied with the requirements set forth herein concerning the use of the supplementary payments.

3. This act shall take effect immediately.

Approved June 27, 1997.