

[First Reprint]  
**SENATE, No. 670**

**STATE OF NEW JERSEY**

INTRODUCED FEBRUARY 5, 1996

By Senators ADLER and INVERSO

1 AN ACT providing an additional purpose for county improvement  
2 authorities and amending P.L.1960, c.183.

3

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

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7 1. Section 11 of P.L.1960, c.183 (C.40:37A-54) is amended to  
8 read as follows:

9 11. The purposes of every authority shall be (a) provision within  
10 the county or any beneficiary county of public facilities for use by the  
11 State, the county or any beneficiary county, or any municipality in any  
12 such county, or any two or more or any subdivisions, departments,  
13 agencies or instrumentalities of any of the foregoing for any of their  
14 respective governmental purposes, (b) provision within the county or  
15 any beneficiary county of public facilities for use as convention halls,  
16 or the rehabilitation, improvement or enlargement of any convention  
17 hall, including appropriate and desirable appurtenances located within  
18 the convention hall or near, adjacent to or over it within boundaries  
19 determined at the discretion of the authority, including but not limited  
20 to office facilities, commercial facilities, community service facilities,  
21 parking facilities, hotel facilities and other facilities for the  
22 accommodation and entertainment of tourists and visitors, (c)  
23 provision within the county or any beneficiary county of structures,  
24 franchises, equipment and facilities for operation of public  
25 transportation or for terminal purposes, including development and  
26 improvement of port terminal structures, facilities and equipment for  
27 public use in counties in, along or through which a navigable river  
28 flows, (d) provision within the county or any beneficiary county of  
29 structures or other facilities used or operated by the authority or any  
30 governmental unit in connection with, or relative to development and  
31 improvement of, aviation for military or civilian purposes, including

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Senate floor amendments adopted November 7, 1996.

1 research in connection therewith, and including structures or other  
2 facilities for the accommodation of passengers, (e) provision within the  
3 county or any beneficiary county of a public facility for a combination  
4 of governmental and nongovernmental uses; provided that not more  
5 than 50% of the usable space in any such facility shall be made  
6 available for nongovernmental use under a lease or other agreement by  
7 or with the authority, (f) acquisition of any real property within the  
8 county or any beneficiary county, with or without the improvements  
9 thereof or thereon or personal property appurtenant or incidental  
10 thereto, from the United States of America or any department, agency  
11 or instrumentality heretofore or hereafter created, designated or  
12 established by or for it, and the clearance, development or  
13 redevelopment, improvement, use or disposition of the acquired lands  
14 and premises in accordance with the provisions and for the purposes  
15 stated in this act, including the construction, reconstruction,  
16 demolition, rehabilitation, conversion, repair or alteration of  
17 improvements on or to said lands and premises, and structures and  
18 facilities incidental to the foregoing as may be necessary, convenient  
19 or desirable, (g) acquisition, construction, maintenance and operation  
20 of garbage and solid waste disposal systems for the purpose of  
21 collecting and disposing of garbage, solid waste or refuse matter,  
22 whether owned or operated by any person, the authority or any other  
23 governmental unit, within or without the county or any beneficiary  
24 county, (h) the improvement, furtherance and promotion of the tourist  
25 industries and recreational attractiveness of the county or any  
26 beneficiary county through the planning, acquisition, construction,  
27 improvement, maintenance and operation of facilities for the recreation  
28 and entertainment of the public, which facilities may include, without  
29 being limited to, a center for the performing and visual arts, (i)  
30 provision of loans and other financial assistance and technical  
31 assistance for the construction, reconstruction, demolition,  
32 rehabilitation, conversion, repair or alteration of buildings or facilities  
33 designed to provide decent, safe and sanitary dwelling units for  
34 persons of low and moderate income in need of housing, including the  
35 acquisition of land, equipment or other real or personal properties  
36 which the authority determines to be necessary, convenient or  
37 desirable appurtenances, all in accordance with the provisions of this  
38 act, as amended and supplemented, (j) planning, initiating and carrying  
39 out redevelopment projects for the elimination, and for the prevention  
40 of the development or spread of blighted, deteriorated or deteriorating  
41 areas and the disposition, for uses in accordance with the objectives of  
42 the redevelopment project, of any property or part thereof acquired in  
43 the area of such project, (k) any combination or combinations of the  
44 foregoing or following, [and] (l) subject to the prior approval of the  
45 Local Finance Board, the planning, design, acquisition, construction,  
46 improvement, renovation, installation, maintenance and operation of

1 facilities or any other type of real or personal property within the  
2 county <sup>1</sup>or any beneficiary county<sup>1</sup> for a corporation or other person  
3 organized for any one or more of the purposes described in subsection  
4 a. of N.J.S.15A:2-1 except those facilities or any other type of real or  
5 personal property which can be financed pursuant to the provisions of  
6 P.L.1972, c.29 (C.26:2I-1 et seq.) as amended, and (m) the  
7 furtherance of economic development <sup>1</sup>within the county or any  
8 beneficiary county<sup>1</sup> by undertaking activities to provide assistance to  
9 business and industry that will retain or create employment  
10 opportunities <sup>1</sup>; however, an authority shall not issue "qualified small  
11 issue bonds" (industrial revenue bonds), as defined pursuant to section  
12 144 of the federal Internal Revenue Code of 1986, 26 U.S.C. § 144,  
13 unless the authority has requested the New Jersey Economic  
14 Development Authority to act as a conduit financier and issue the  
15 bonds and the New Jersey Economic Development Authority has  
16 provided the authority with written notice of its determination not to  
17 act as conduit financier and not to issue bonds. The New Jersey  
18 Economic Development Authority shall respond to a request from an  
19 authority within 90 days of receipt. If the New Jersey Economic  
20 Development Authority determines not to act as conduit financier and  
21 not to issue the "qualified small issue bonds," the authority may issue  
22 "qualified small issue bonds" subject to any other required approval by  
23 the Local Finance Board or any authorization necessary to receive an  
24 allocation of volume cap by the State Treasurer pursuant to the "New  
25 Jersey Private Activity Bond Volume Cap Allocation Act," P.L.1987,  
26 c.393 (C.49:2A-1 et seq.).

27 An authority may issue bonds other than "qualified small issue  
28 bonds" under this subsection subject to any other required approval of  
29 the Local Finance Board or any authorization necessary to receive an  
30 allocation of volume cap by the State Treasurer pursuant to the "New  
31 Jersey Private Activity Bond Volume Cap Allocation Act," P.L.1987,  
32 c.393 (C.49:2A-1 et seq.)<sup>1</sup>.  
33 (cf: P.L.1994, c.110, s.1)

34  
35 2. This act shall take effect immediately.

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40 Permits county improvement authorities to undertake economic  
41 development activities.