

SENATE, No. 777

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 15, 1996

By Senators CAFIERO, KYRILLOS, Ciesla, Palaia and
Connors

1 AN ACT dedicating certain moneys for the purposes of maintenance
2 dredging, amending N.J.S.18A:56-5 and supplementing Title 12 of
3 the Revised Statutes.

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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. N.J.S.18A:56-5 is amended to read as follows:
9 18A:56-5. All lands belonging to this State now or formerly lying
10 under water are dedicated to the support of public schools. [All]
11 Except as provided pursuant to P.L. , c. (C.)(before the
12 Legislature as this bill), all moneys hereafter received from the sales
13 of such lands shall be paid to the board of trustees, and shall constitute
14 a part of the permanent school fund of the State. To the extent that
15 moneys received from the sales of these lands may, by law, be made
16 payable to any purposes other than the school fund, these moneys shall
17 not be paid to other purposes so long as there is a deficiency in the
18 school bond reserve.
19 (cf: P.L.1980, c.72, s.3)

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21 2. (New section) Notwithstanding any provisions of
22 N.J.S.18A:56-5 to the contrary, there shall be appropriated annually
23 to the Department of Environmental Protection, from the moneys
24 received from the sales of any lands belonging to the State now or
25 formerly lying under water, a sum equal to the amount appropriated
26 in the same fiscal year to the Tidelands Resource Council from monies
27 received from the sales of such lands, to provide for the maintenance
28 dredging of State navigational waterways; provided that, in addition
29 to the amounts appropriated to the department and the council, not
30 less than \$500,000 is available for deposit each year into the Fund for
31 the Support of Free Public Schools. If in any year the annual
32 appropriation to the department would result in a deposit of less than
33 \$500,000 to the Fund, the appropriation to the department shall be

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 reduced by such amount as shall be necessary to ensure that not less
2 than \$500,000 is deposited into the Fund. The department shall
3 establish and annually update a priority list of dredging projects
4 eligible to receive funding from moneys appropriated pursuant to this
5 section.

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7 3. This act shall take effect immediately.

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STATEMENT

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12 This bill would require that an annual appropriation be made to the
13 Department of Environmental Protection (DEP) from the moneys
14 received from the sales of any lands belonging to the State now or
15 formerly lying under water, to provide for the maintenance dredging
16 of State navigational waterways. The amount of the appropriation
17 would be equal to the amount appropriated to the Tidelands Resource
18 Council from sales of such lands. If the appropriation to the
19 department would result in a deposit of less than \$500,000 to the
20 Fund for the Support of Free Public Schools, the appropriation would
21 be reduced to allow for at least a \$500,000 deposit to the Fund. The
22 bill also requires the department to establish and annually update a
23 priority list of dredging projects eligible to receive funding from
24 moneys appropriated pursuant to the bill.

25 The bill also amends N.J.S.18A:56-5 to authorize the use of monies
26 from the lease of riparian lands, which are currently dedicated to the
27 fund for the support of free public schools, for maintenance dredging
28 as provided by section 2 of the bill.

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33 Authorizes annual appropriation of moneys received from riparian land
34 leases for maintenance dredging.