

[First Reprint]  
SENATE, No. 2153

STATE OF NEW JERSEY

INTRODUCED JUNE 5, 1997

By Senators INVERSO, LITTELL, LaRossa, Kyrillos and  
Ewing

1 AN ACT appropriating funds for a supplemental distribution to  
2 municipalities during fiscal year 1997, amending and supplementing  
3 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:

11

**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)

21

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:

25

26

**STATE AID**

27

**82 DEPARTMENT OF TREASURY**

28

***70 Government Direction, Management and Control***

29

***75 State Subsidies and Financial Aid -- State Aid***

30

31 There is appropriated <sup>1</sup>[the amount of] from public utilities franchise, gross  
32 receipts, and energy unit taxes<sup>1</sup> \$45,000,000 <sup>1</sup>[for] as<sup>1</sup> supplementary

**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:**

<sup>1</sup> Senate SBA committee amendments adopted June 16, 1997.

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

30  
31 2. In addition to the amounts appropriated under P.L.1996, c.42,  
32 there is appropriated out of the General Fund the following sum for  
33 the purpose specified in the following language:

34  
35 3. This act shall take effect immediately.

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38 \_\_\_\_\_  
39  
40 Makes FY97 supplemental appropriation of \$45 million for aid to  
41 municipalities as a supplemental distribution to the FY97 \$685 million  
42 distribution of public utilities franchise, gross receipts and energy unit  
43 taxes.