

SENATE, No. 2159

STATE OF NEW JERSEY

INTRODUCED JUNE 5, 1997

By Senator LaROSSA

1 AN ACT concerning the sale of real property by the State and
2 amending P.L.1962, c.220 and R.S.52:20-1.

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

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7 1. Section 3 of P.L.1962, c.220 (C.52:31-1.3) is amended to read
8 as follows:

9 3. (a) The provisions of this act shall apply to real property or
10 interests therein that have a value of [~~\$100,000.00~~] \$3,000,000 or less
11 and to easements that have a value of \$10,000.00 or less.
12 Commencing March 1, 1998 and each year thereafter, the State
13 Treasurer shall adjust the amount of the maximum value of real
14 property or interests hereinbefore set forth in direct proportion to the
15 rise or fall of the composite average for the New York City and the
16 Philadelphia areas, as that average is determined by the Treasurer, in
17 the Housing component of the Consumer Price Index for all Urban
18 Consumers as reported by the United States Department of Labor.
19 The State Treasurer shall, no later than June 1 of each year, notify the
20 President of the Senate, the Speaker of the General Assembly, and the
21 State House Commission of the adjustment. The adjustment shall
22 become effective on July 1 of each year.

23 (b) The provisions of this act shall be deemed to be additional and
24 supplemental to any existing authority to sell property of the State and
25 shall not be deemed to be in derogation of such existing authority.
26 Nothing in this act, P.L.1962, c.220 (C.52:31-1.1 et seq.), as amended
27 and supplemented, shall be construed to affect, amend, alter or repeal
28 any provision of any other law relating to the disposition of public
29 lands for recreation and conservation, farmland preservation, or any
30 other public purpose.

31 (cf: P.L.1962, c.220, s.3)

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33 2. R.S.52:20-1 is amended to read as follows:

34 52:20-1. The State House Commission shall consist of the

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.

1 Governor, who shall be the presiding officer, the State Treasurer, and
2 the [Comptroller of the Treasury] Director of the Division of Budget
3 and Accounting or their designees, or the persons upon whom shall
4 devolve by law the powers, duties and emoluments of said offices
5 respectively, for the time being, and 2 members of the Senate
6 appointed by the President thereof and 2 members of the General
7 Assembly appointed by the Speaker thereof, no more than one of
8 either group of 2 being of the same political party. The members of
9 the commission shall serve without pay in connection with all such
10 duties as are prescribed in this chapter. The appointed members of the
11 commission shall serve as members thereof for terms co-extensive with
12 their respective terms as members of the Houses of the Legislature
13 from which they were appointed.

14 (cf: P.L.1963, c.180, s.1)

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16 3. This act shall take effect immediately.

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STATEMENT

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21 This bill increases the maximum value of State land that may be
22 sold without specific legislative authorization.

23 Under existing law, the head or principal executive of any State
24 department, with the written approval of the Governor, is authorized
25 to sell and convey the State's interest in any real property (and the
26 improvements thereon) held by the department, provided that: (1) the
27 department does not need the property for the public interest and the
28 sale is in the best interest of the State, and (2) that the value of the
29 property is \$100,000 or less. The sale of the property is based on the
30 terms and conditions determined by the State House Commission and
31 the sale is by public auction to the highest bidder unless the
32 commission otherwise directs.

33 This bill increases from \$100,000 to \$3,000,000 the maximum value
34 of property the sale of which would not be subject to legislative
35 authorization and provides for the annual adjustment of this maximum
36 value for inflation. In addition, the bill clarifies that this change does
37 not affect, alter, amend or repeal provisions in other statutes
38 concerning the disposition of public lands for recreation and
39 conservation, farmland preservation, or any other public purpose.

40 Under current law, the Comptroller of the Treasury is a member of
41 the State House Commission. The duties of the Comptroller are
42 performed by the Director of the Division of Budget and Accounting.
43 The bill amends current law to reflect this and also authorizes the
44 Executive Branch members of the commission (the Governor, the
45 State Treasurer, and the Director of the Division of Budget and
46 Accounting) to name designees to serve.

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4 Increases from \$100,000 to \$3,000,000 value of surplus real property
5 State department may sell without specific legislative authorization;
6 authorizes Executive Branch members of State House Commission to
name designees.