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NJLM
New Jersey State League of Municipalities
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Executive Director

Legislative Bulletin

March 2014
No. 1
2013-2014 Legislative Session

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Mount Olive Township Clerk's Office

THE FOLLOWING BILLS WERE ENACTED AS THE PUBLIC LAWS OF 2013:

Chapter 116 **A-3788** **8/8/2013**
Codifies regulation exempting firearms records from State's open public records law.

Chapter 123 **S-2539** **8/9/2013**
Authorizes release or reduction of original performance guarantee after deposit of adequate replacement performance guarantee by successor developer.

Chapter 132 **A-3818** **8/9/2013**
Clarifies that the "Uniform Electronic Transactions Act" applies to real estate transactions.

Chapter 134 **A-4113** **8/9/2013**
Appropriates $1,393,084 from 2009 Historic Preservation Fund to provide historic site management grants for certain historic preservation projects.

Chapter 147 **S-2737** **8/19/2013**
Permits contractor in certain construction contracts with State college to choose between a retainage deduction from monthly progress payments or depositing a bond; allows 2% retainage deduction of amount due on each partial payment.

Chapter 152 **A-2593** **8/28/2013**
Requires Director of Division of Fire Safety to review preparation of local fire mutual aid plans and determine necessity of designated fire command structure.

Chapter 153 **A-2596** **8/28/2013**
Removes requirement for one and two-family residences to be equipped with a portable fire extinguisher.

Chapter 158 **A-3598** **9/6/2013**
Establishes conditional dismissal program in municipal court.

Chapter 159 **A-3615** **9/6/2013**
Codifies protections set forth in certain case law and limits use of eminent domain under the "Local Redevelopment and Housing Law."

Chapter 161 **A-3680** **9/18/2013**
"The New Jersey Economic Opportunity Act of 2013."

Chapter 165 **A-691** **9/29/2013**
Provides for indication of veteran status on driver's licenses and identification cards issued by MVC.

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Chapter 166 **S-533** **10/16/2013**

The "Common Sense Shared Services Pilot Program Act"; concerns shared service agreements and joint contracts, in certain municipalities, for certain tenured local employees under "Uniform Shared Services and Consolidation Act."

Chapter 173 **A-248** **1/2/2014**

Requires Commissioner of Education to change deadline for municipal review of defeated school budgets whenever he changes the annual school election date.

Chapter 177 **S-512** **1/13/2014**

Authorizes payment of funeral expenses for certain public safety employees killed in line of duty.

Chapter 179 **S-2984** **1/13/2014**

Amends special charter of Gloucester City in Camden County to revise method of election of members of Common Council.

Chapter 186 **A-3625** **1/13/2014**

Requires emergency operations plans in certain senior occupied buildings.

Chapter 188 **A-4531** **1/15/2014**

Provides extended validity to wastewater service area designations and sewer service area designations, and revises certain aspects of wastewater management planning process.

Chapter 189 **A-1273** **1/17/2014**

Requires SHBP and joint insurance funds to provide certain information to participating public employers.

Chapter 190 **A-4232** **1/17/2014**

Creates pilot program to allow certain county utilities authorities to fund certain local infrastructure.

Chapter 191 **S-71** **1/17/2014**

Establishes "New Jersey Yellow Dot Program" in MVC.*

Chapter 192 **S-124** **1/17/2014**

Prohibits certain advertising on real property and related structures without prior permission of owner.

Chapter 207 **S-2271** **1/17/2014**

Clarifies that a single State college may enter into a joint purchasing agreement with other contracting units.

Chapter 221 **S-2996** **1/17/2014**

Concerns eligibility for certain leave and benefit programs.

Chapter 224 **S-3082** **1/17/2014**

"Angelie's Law"; regulates the operation of certain autobuses.

Chapter 225 **S-3087** **1/17/2014**

Concerns employee leasing companies and unemployment compensation.

Chapter 228 **A-266** **1/17/2014**

Requires, for roof mounted solar photovoltaic systems, identifying emblem on certain structures, and fire department notification for all structures.

Chapter 236 **A-1521** **1/17/2014**

Modifies process for contested case hearings by OAL with regard to telephone and video conferences, delegation of final decision authority, oral decisions, checklist decisions, electronic filings, and settlements.

Chapter 240 **A-2042** **1/17/2014**

Allows municipalities to provide veterans free or reduced cost access to beaches.

Chapter 242 **A-2128** **1/17/2014**

Permits certain former mayors to solemnize marriage and civil union ceremonies.

Chapter 243 **A-2201** **1/17/2014**

Authorizes certified celebrants to solemnize marriages and civil unions.

Chapter 255 **A-3254** **1/17/2014**

Permits municipal court to order certain offenders to perform community service in lieu of payment of penalty.

Chapter 258 **A-3319** **1/17/2014**

Prohibits State departments and agencies from charging a fee to an applicant solely to correct clerical errors on any application form.

Chapter 261 **A-3302** **1/17/2014**

Exempts certain properties acquired by municipalities from county, school, and fire district taxes immediately upon acquisition.

Chapter 271 **A-3764** **1/17/2014**

Permits counties and municipalities to use snow removal reserve funds for clearance of debris following declaration of emergency by President or Governor.

Chapter 280 **A-4300** **1/17/2014**

Extends the timeline for performing certain budget-related tasks in school districts that have moved the annual school election to November.

Chapter 284 **A-4590** **1/17/2014**

Authorizes certain municipalities to impose parking surcharges.

A = Approved By the League
O = Opposed By the League

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-815/S-852 Coughlin, Craig Ciattarelli, Jack Diegnan, Patrick Jr. Vitale, Joseph F.	Requires municipalities which license canvassers, peddlers, and solicitors to accept certain background check results from other municipalities. ***Takes away local discretion.***	Reported out of Assembly Comm. with Amendments, 2nd Reading/ Senate Law and Public Safety Committee	**O**
A-864 Sumter, Shavonda Wimberly, Benjie Green, Jerry Garcia, Carmelo	Requires newly-constructed multiple dwellings with 25 or more residential units to install standby generators to provide electricity in case of emergency. ***Well intended bill, but this could drive up the costs of new construction.***	Assembly Homeland Security and State Preparedness Committee	**O**
A-1266 Schepisi, Holly	Revises property assessment calendar. ***While supportive of the concept, we believe we should wait for the completion of Monmouth County Real Property Tax Assessment demonstration program to evaluate and address any issues that may arise.***	Assembly State and Local Government Committee	**O**

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-1412 Chivukula, Upendra Riley, Celeste McKeon, John F. Vainieri Huttle, Valerie	Requires BPU to establish uniform Statewide reliability standards for electric and gas public utilities.	Assembly Comm. with Amendments, 2nd Reading	**A**
A-1564 DeCroce, BettyLou	"Transparency in Government Legal Billing Act;" requires that bill for legal services rendered for public entity contain certain information as condition of payment. ***We appreciate the sponsor's intent, however, we believe that the bill is unnecessary as a mechanism currently exist for governing bodies to review and approve all payment of claims including legal bills. In addition, we are concerned that a standardized system will not address the needs of all municipalities.***	Assembly State and Local Government Committee	**O**
A-2201 O'Scanlon, Declan Jr. Garcia, Carmelo	Requires municipal court judge to dismiss motor vehicle charges if accident was caused by medical condition of driver. ***There are already established legal procedures for municipalities.***	Assembly Law and Public Safety Committee	**O**
A-2223 Burzichelli, John J.	Requires certain local and State government entities to issue certain emergency and warning light permits ***Unnecessary under current system.***	Assembly Regulatory Oversight Committee	**O**
A-2229 Wisniewski, John S.	Concerns contracts for asphalt work under the "Local Public Contracts Law." ****The bill reduces the tonnage amount from current law. We are requesting the tonnage remain at 1,000 tons instead reduced to 100 tons.***	Assembly State and Local Government Committee	**A***
A-2244 Dancer, Ronald S.	Requires State personal income tax materials to include notice of certain property tax relief programs.	Assembly Regulatory Oversight Committee	**A**
A-2289 DeAngelo, Wayne P.	Allows issuing of stop-work orders for failure to pay prevailing wage. ***The provisions of this bill will adversely affect public work construction projects.***	Referred to Assembly Labor Committee	**O**
A-2309 Andrzejczak, Bob	Authorizes municipalities to contract with appropriately trained municipal firefighters to provide paramedic services. ***Well intended, but could raise billing issues.***	Assembly Homeland Security and State Preparedness Committee	**O**

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-2316 Andrzejczak, Bob	Prohibits certain agencies from establishing checkpoints limited to specific vehicle types. ***Limits local law enforcement discretion.***	Assembly Transportation and Independent Authorities Committee	**O**
A-2349/S-783 Lampitt, Pamela R.	"Unfair Wage Recovery Act"; provides that unlawful employment practice occurs each time individual is affected. ***Unnecessary under continuing violation doctrine.***	Assembly Labor Committee/Senate Labor Committee	**O**
A-2434 Dancer, Ronald S. Weinberg, Loretta	Prohibits certain public utilities from sending residential customers redundant written notice of enrollment in government energy aggregation programs. ***Good effort to eliminte redundancy, but blanket prohibition could violate utility's rights to inform customers.***	Assembly Telecommunications and Utilities Committee	**O**
A-2479 Lagana, Joseph	Requires elevators in new buildings be at least a certain size. ****We recommend an amendment to exclude single family residences.***	Assembly Housing and Community Development Committee	**A***
S-212 Connors, Christopher	Provides for payment to small municipalities, in certain cases, of certain penalty moneys assessed for violations of fish and game laws. ****Bill should be expanded to include all municipalities not just municipalities with a popultion of 2,000 or less.***	Senate Environment and Energy Committee	**A***
S-321 Gordon, Robert	Permits municipality to establish civil penalty for smoking in public places.	Senate Health, Human Services and Senior Citizens Committee	**A**
S-704/A-1704 Kyrillos, Joseph Wisniewski, John S.	The "Family and Private Burial Grounds Preservation Act."	Senate State Government, Wagering, Tourism & Historic Preservation Committee/State and Local Government Committee	**A**

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
S-933 Beck, Jennifer	Establishes best practices for procurement and payment of legal services by local governments and school districts. ***Bill has many laudable goals but the requirements are one size fits all. It will be difficult for smaller municipalities to meet the new requirements. In addition there is no distinction between outside counsel and in-house attorneys.***	Senate Community and Urban Affairs Committee	**O**
S-951 Beck, Jennifer	"Michael Massey's Law"; requires sanitation vehicles display flashing lights in certain circumstances and imposes conditions on drivers approaching sanitation vehicles displaying flashing lights.	Senate Law and Public Safety Committee	**A**
S-967/A-1396 Gill, Nia H., Esq. Barnes, Peter J., III Wimberly, Benjie E. Jasey, Mila M. Benson, Daniel R.	Enacts the "Reader Privacy Act."	Senate Commerce Committee/ Assembly Comm. with Amendments, 2nd Reading	**A**

NJLM New Jersey State League of Municipalities

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