

ASSEMBLY, No. 536

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman ANGELICA M. JIMENEZ

District 32 (Bergen and Hudson)

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District 33 (Hudson)

Assemblywoman ANNETTE CHAPARRO

District 33 (Hudson)

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District 26 (Essex, Morris and Passaic)

SYNOPSIS

Dedicates unencumbered revenue collected from vehicle size and weight enforcement to Transportation Trust Fund.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** dedicating certain revenue from vehicle size and weight
2 enforcement to the Transportation Trust Fund and amending
3 P.L.1984, c.73.

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

7
8 1. Section 20 of P.L.1984, c.73 (C.27:1B-20) is amended to
9 read as follows:

10 20. There is hereby established in the General Fund an account
11 entitled "Transportation Trust Fund Account," which shall consist
12 of two subaccounts entitled: "Transportation Trust Fund Account -
13 Subaccount for Debt Service for Prior Bonds" and "Transportation
14 Trust Fund Account - Subaccount for Debt Service for
15 Transportation Program Bonds." During the fiscal year beginning
16 July 1, 1984 and during each succeeding fiscal year in which the
17 authority has bonds, notes or other obligations outstanding, the
18 treasurer shall credit to the "Transportation Trust Fund Account -
19 Subaccount for Debt Service for Prior Bonds" a portion of the
20 revenues derived from the following, as determined by the
21 treasurer, and to the "Transportation Trust Fund Account -
22 Subaccount for Debt Service for Transportation Program Bonds"
23 only revenues derived under subsection a. of this section and from
24 the petroleum and sales tax as set forth in subsection d. of this
25 section:

26 a. An amount equivalent to the revenue derived from \$0.105
27 per gallon from the tax imposed on the sale of motor fuels pursuant
28 to chapter 39 of Title 54 of the Revised Statutes, as provided in
29 Article VIII, Section II, paragraph 4 of the State Constitution,
30 provided, however, such amount during any fiscal year shall not be
31 less than \$483,000,000;

32 b. (Deleted by amendment, P.L.2000, c.73)**【.】**

33 c. An amount equivalent to moneys received by the State in
34 accordance with contracts entered into with toll road authorities or
35 other State agencies, provided that effective with the fiscal year
36 beginning July 1, 1988 the amount so credited shall not be less than
37 **【\$24,500,000.00】** \$24,500,000 in any fiscal year.

38 The treasurer shall also credit to the "Transportation Trust Fund
39 Account - Subaccount for Debt Service for Prior Bonds," in
40 accordance with a contract between the treasurer and the authority,
41 an amount equivalent to the sum of the revenues due from the
42 increase of fees for motor vehicle registrations collected pursuant to
43 the amendment to R.S.39:3-20 made by section 32 of P.L.1984,
44 c.73 and from the increase in the tax on diesel fuels imposed
45 pursuant to the amendment to R.S.54:39-27 made by section 35 of

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 P.L.1984, c.73 and by P.L.1987, c.460, and as amended by section
2 18 of P.L.1992, c.23, and repealed by section 56 of P.L.2010, c.22
3 and now imposed pursuant to section 3 of P.L.2010, c.22 (C.54:39-
4 103), provided that the total amount credited during the fiscal year
5 beginning July 1, 1984 shall not be less than **【\$20,000,000.00】**
6 \$20,000,000 and that the total amount credited during the fiscal
7 year beginning July 1, 1985 and during every fiscal year thereafter
8 shall not be less than **【\$30,000,000.00】** \$30,000,000.

9 In addition to the amounts credited to the account by this section,
10 commencing with the fiscal year beginning July 1, 1995 and every
11 fiscal year thereafter, there shall be appropriated from the General
12 Fund such additional amounts as are necessary to carry out the
13 provisions of this act and beginning July 1, 2000 the fees collected
14 pursuant to subsection a. of section 68 of P.L.1990, c.8 (C.17:33B-
15 63) shall be credited to the account for the purposes of this act,
16 provided, however, the amount credited from such fees during any
17 fiscal year shall not be less than \$60,000,000.

18 d. In addition to the amount credited in subsection a. of this
19 section, beginning January 1 following approval by the voters an
20 amount equivalent to the revenue derived from the tax imposed on
21 the sale of petroleum products pursuant to P.L.1990, c.42
22 (C.54:15B-1 et seq.), provided, however, such amount shall not be
23 less than \$100,000,000 in the period January 1 through June 30
24 following approval by the voters and shall not be less than
25 \$200,000,000 in any fiscal year thereafter and for the fiscal year
26 commencing July 1, 2001 and for each fiscal year thereafter an
27 amount equivalent to the revenue derived from the tax imposed
28 under the "Sales and Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et
29 seq.) on the sale of new motor vehicles, provided, however, that
30 such amount shall not be less than \$200,000,000 for the fiscal year
31 commencing July 1, 2003 and for each fiscal year thereafter, as
32 provided in Article VIII, Section II, paragraph 4 of the State
33 Constitution.

34 e. In addition to the amounts credited pursuant to subsections
35 a., c., and d. of this section, beginning with the effective date of
36 P.L. , c. (C.) (pending before the Legislature as this bill),
37 an amount equivalent to the revenue derived from the collection of
38 finer pursuant to section 5 of P.L.1950, c.142 (C.39:3-84.3) and an
39 amount equivalent to the portion of revenue derived from the
40 collection of fees and surcharges pursuant to R.S.39:3-20 and
41 R.S.39:3-84 that is not remitted to the New Jersey Motor Vehicle
42 Commission pursuant to section 105 of P.L.2003, c.13 (C.39:2A-
43 36).

44 No later than the fifth business day of the month following the
45 month in which a credit has been made, the treasurer shall pay to
46 the authority, for its purposes as provided herein, the amounts then
47 credited to the "Transportation Trust Fund Account - Subaccount
48 for Debt Service for Prior Bonds" and "Transportation Trust Fund

1 Account - Subaccount for Debt Service for Transportation Program
2 Bonds," provided that the payments to the authority shall be subject
3 to and dependent upon appropriations being made from time to time
4 by the Legislature of the amounts thereof for the purposes of the
5 act, and further provided that the revenues deposited into the
6 "Transportation Trust Fund Account - Subaccount for Debt Service
7 for Transportation Program Bonds" shall consist solely of revenues
8 which are dedicated pursuant to the New Jersey Constitution,
9 including Article VIII, Section II, paragraph 4, and subsections a.
10 and d. of this section.

11 (cf: P.L.2012, c.13, s.5)

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13 2. This act shall take effect on the first July 1 following the
14 date of enactment.

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STATEMENT

18

19 This bill dedicates revenue from the enforcement of vehicle size
20 and weight laws to the Transportation Trust Fund (fund). The
21 revenue dedicated to the fund includes the fines collected pursuant
22 to section 5 of P.L.1950, c.142 (C.39:3-84.3) and the portion of fees
23 and surcharges collected pursuant to R.S.39:3-20 and R.S.39:3-84
24 that are not already dedicated to the New Jersey Motor Vehicle
25 Commission.