

ASSEMBLY, No. 3019

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 20, 2020

Sponsored by:
Assemblywoman PAMELA R. LAMPITT
District 6 (Burlington and Camden)

SYNOPSIS

Authorizes DOT, NJTA, and SJTA to permit BPU-certified persons to install and maintain solar photovoltaic panels on noise barriers erected on roads and highways.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning the installation of solar photovoltaic panels and
2 supplementing P.L.1966, c.301 (C.27:1A-1 et seq.), P.L.1948,
3 c.454 (C.27:23-1 et seq.), and P.L.1991, c.252 (C.27:25A-1 et
4 seq.).

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

8
9 1. a. Notwithstanding any law, rule, regulation or order to the
10 contrary, the Department of Transportation, in consultation with the
11 Board of Public Utilities, shall permit any person that, pursuant to
12 regulations adopted in accordance with section 1 of P.L.2007, c.264
13 (C.48:3-107), is certified by the Board of Public Utilities as an
14 installer of solar photovoltaic panels and related equipment in this
15 State, to install and maintain such panels and related equipment on
16 any noise barriers erected on roads and highways under the
17 jurisdiction of the department.

18 b. The department shall, pursuant to the “Administrative
19 Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.), adopt rules
20 and regulations to implement the provisions of this section. Such
21 rules and regulations shall include, but not be limited to, provisions
22 concerning access over roads and highways to noise barriers by
23 installers of solar photovoltaic panels and related equipment to
24 install and maintain the panels and related equipment, responsibility
25 of installers for costs incurred to install and maintain the panels and
26 related equipment, liability for improper installation and
27 maintenance of the panels and related equipment, and calculation
28 and payment of appropriate fees to the State for the placement of
29 the panels and related equipment on noise barriers located on roads
30 and highways under the department’s jurisdiction.

31 c. The implementation of the provisions of this section by the
32 department to permit the installation and maintenance of solar
33 photovoltaic panels and related equipment on noise barriers erected
34 on roads and highways under the jurisdiction of the department,
35 shall be considered part of the measures necessary to reduce
36 greenhouse gas emissions pursuant to section 6 of P.L.2007, c.112
37 (C.26:2C-42).

38
39 2. a. Notwithstanding any law, rule, regulation or order to the
40 contrary, the New Jersey Turnpike Authority, in consultation with
41 the Board of Public Utilities, shall permit any person that, pursuant
42 to regulations adopted in accordance with section 1 of P.L.2007,
43 c.264 (C.48:3-107), is certified by the Board of Public Utilities as
44 an installer of solar photovoltaic panels and related equipment in
45 this State, to install and maintain such panels and related equipment
46 on any noise barriers erected on roads and highways under the
47 jurisdiction of the authority.

1 equipment on noise barriers erected on roads and highways under
2 the jurisdiction of the department, the turnpike authority and the
3 transportation authority, respectively.

4 The bill also requires the department, the turnpike authority, and
5 the transportation authority to adopt rules and regulations to
6 implement requirements concerning access by board-certified
7 persons to install and maintain the solar photovoltaic panels and
8 related equipment, responsibility for costs to install and maintain
9 the panels, liability for improper installation and maintenance of the
10 panels and related equipment, and calculation and payment of
11 appropriate fees to be paid by installers for the placement of the
12 panels and related equipment on noise barriers.

13 The bill further provides that the department's implementation of
14 the provisions of section 1 of the bill concerning the installation and
15 maintenance of solar photovoltaic panels and related equipment on
16 noise barriers erected on roads and highways under the
17 department's jurisdiction, shall be considered part of the measures
18 necessary to reduce greenhouse gas emissions pursuant to law.