

**ASSEMBLY CONCURRENT
RESOLUTION No. 70**

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:
Assemblywoman NANCY F. MUNOZ
District 21 (Morris, Somerset and Union)

SYNOPSIS

Amends State Constitution to dedicate portion of revenue from motor vehicle fees and surcharges to transit system.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **A CONCURRENT RESOLUTION** proposing to amend Article VIII,
2 Section II of the New Jersey Constitution by adding a new
3 paragraph.

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5 **BE IT RESOLVED** *by the General Assembly of the State of New*
6 *Jersey (the Senate concurring):*

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8 1. The following proposed amendment to the Constitution of
9 the State of New Jersey is agreed to:

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11 PROPOSED AMENDMENT

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13 Amend Article VIII, Section II by adding a new paragraph 10 to
14 read as follows:

15 10. For each fiscal year commencing after the effective date of
16 this amendment, the Legislature shall appropriate to the operations
17 of the New Jersey Transit Corporation, or to any other public
18 corporation established by the Legislature for the purpose of
19 providing efficient, coordinated, safe, and responsive public
20 transportation and with the power to acquire and operate public
21 transportation assets, at minimum, an amount equal to the revenue
22 from motor vehicle fees and surcharges collected pursuant to Title
23 39 of the Revised Statutes in each fiscal year that is in excess of:

24 (a) the revenue retained by the New Jersey Motor Vehicle
25 Commission, or its successor, for its own operations in that fiscal
26 year; and

27 (b) the amount remitted to the General Fund from those motor
28 vehicle fees and surcharges for the fiscal year commencing July 1,
29 2017.

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31 2. When this proposed amendment to the Constitution is finally
32 agreed to pursuant to Article IX, paragraph 1 of the Constitution, it
33 shall be submitted to the people at the next general election
34 occurring more than three months after the final agreement and
35 shall be published at least once in at least one newspaper of each
36 county designated by the President of the Senate, the Speaker of the
37 General Assembly and the Secretary of State, not less than three
38 months prior to the general election.

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40 3. This proposed amendment to the Constitution shall be
41 submitted to the people at that election in the following manner and
42 form:

43 There shall be printed on each official ballot to be used at the
44 general election, the following:

45 a. In every municipality in which voting machines are not used, a
46 legend which shall immediately precede the question as follows:

47 If you favor the proposition printed below make a cross (X), plus
48 (+), or check (✓) in the square opposite the word "Yes." If you are

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- opposed thereto make a cross (X), plus (+) or check (✓) in the square opposite the word "No."
- b. In every municipality the following question:

	YES	<p>CONSTITUTIONAL AMENDMENT TO DEDICATE ADDITIONAL REVENUE TO THE STATE TRANSIT SYSTEM</p> <p>Do you approve amending the State Constitution to require that a portion of revenue from motor vehicle fees go to the State transit system? The State transit system would receive any money remaining after the fees are split between the Motor Vehicle Commission and the General Fund.</p>
	NO	<p>INTERPRETIVE STATEMENT</p> <p>This amendment dedicates money from motor vehicle fees and surcharges to support State transit operations. Currently, motor vehicle fees and surcharges are split between the Motor Vehicle Commission and the General Fund. The portion received by the Motor Vehicle Commission is used for its operations. The portion received by the General Fund may be used for any State purpose.</p> <p>This amendment does not change the funding that is kept by the Motor Vehicle Commission for its operations. This amendment limits the amount of money from motor vehicle fees and surcharges received by the General Fund to about \$500 million per year. The rest of the money from motor vehicle fees and surcharges would be used for transit operations.</p> <p>The amendment provides that the State transit system will receive the amount of money remaining from motor vehicle fees and surcharges after subtracting both: (1) the amount of money retained by the Motor Vehicle Commission for its operations; and (2) the amount from these fees and surcharges that was received by the General Fund in fiscal year 2018. In any given year, it is possible that there will be no money remaining from motor vehicle fees and surcharges after subtracting these two amounts.</p>

1 STATEMENT

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3 This concurrent resolution proposes to amend the State
4 Constitution to dedicate a portion of revenue from motor vehicle
5 fees and surcharges to the State transit system. For each fiscal year
6 commencing after the effective date of the amendment, the
7 amendment requires the Legislature to appropriate to the operations
8 of the New Jersey Transit Corporation, or to any other public
9 corporation established by the Legislature for the purpose of
10 providing efficient, coordinated, safe, and responsive public
11 transportation and with the power to acquire and operate public
12 transportation assets, at minimum, an amount equal to the revenue
13 from motor vehicle fees and surcharges collected in that fiscal year
14 that is in excess of the revenue remitted to the General Fund from
15 those motor vehicle fees and surcharges for Fiscal Year 2018 and
16 the amount to be retained by the New Jersey Motor Vehicle
17 Commission for its own operations in that fiscal year.