

ASSEMBLY, No. 1772

STATE OF NEW JERSEY 221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

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District 9 (Ocean)

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SYNOPSIS

Authorizes municipalities to establish dredging control reserve fund.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 5/20/2024)

1 AN ACT authorizing municipalities to establish a dredging control
2 reserve fund and supplementing chapter 4 of Title 40A of the
3 New Jersey Statutes.

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

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8 1. a. (1) The governing body of a municipality may, by
9 resolution, establish a dredging control reserve fund. Unexpended
10 balances budgeted annually for dredging may be lapsed into the
11 reserve. Upon passage of a resolution of the governing body, funds
12 in the reserve may be used by the municipality after current budget
13 appropriations for any purpose related to dredging, including, but
14 not limited to, the removal of sand, silt, mud, clay, rock, or other
15 material from the bottom of a waterway in order to maintain or
16 deepen navigation channels and berths, related infrastructure
17 development of such a project, the management of the dredged
18 material through decontamination, acceptable placement or
19 beneficial use, and the potential funding of such projects as
20 necessary to support New Jersey's or the municipality's maritime,
21 recreation, or tourism industries. Any reimbursement of these
22 expenditures shall be deposited back into the reserve.

23 (2) Unexpended balances budgeted annually for expenses
24 relating to dredging control may be lapsed into the reserve.

25 b. The Local Finance Board is authorized to adopt rules and
26 regulations, pursuant to the "Administrative Procedure Act,"
27 P.L.1968, c.410 (C.52:14B-1 et seq.), in order to effectuate the
28 purposes of this section.

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30 2. This act shall take effect immediately.

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STATEMENT

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35 This bill authorizes a municipality to establish a dredging control
36 reserve fund (reserve). Unexpended balances budgeted annually for
37 dredging may be lapsed into the reserve. Upon passage of a
38 resolution of the municipality's governing body, funds in the
39 reserve may be used by the municipality after current budget
40 appropriations for any purpose related to dredging, including, but
41 not limited to: the removal of sand, silt, mud, clay, rock, or other
42 material from the bottom of a waterway in order to maintain or
43 deepen navigation channels and berths; related infrastructure
44 development of the project; the management of the dredged
45 material through decontamination; acceptable placement or
46 beneficial use; and the potential funding of the projects, as
47 necessary, to support New Jersey's or the municipality's maritime,

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1 recreation, or tourism industries. Any reimbursement of these
2 expenditures shall be deposited back into the reserve.

3 Unexpended balances budgeted annually for expenses relating to
4 dredging control may be lapsed into the reserve. The bill authorizes
5 the Local Finance Board to adopt rules and regulations in order to
6 effectuate the purposes of the bill.