

CHAPTER 43

AN ACT amending and supplementing the Fiscal Year 2018 annual State appropriations act, P.L.2017, c.99.

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

1. The following items in section 1 of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, are amended to read as follows:

54 DEPARTMENT OF HUMAN SERVICES		
30 Educational, Cultural, and Intellectual Development		
32 Operation and Support of Educational Institutions		
7601 Community Programs		
GRANTS-IN-AID		
01-7601	Purchased Residential Care	\$960,369,000
	<i>(From General Fund \$313,933,000)</i>	
	<i>(From Casino Revenue Fund 193,178,000)</i>	
	Total Grants-in-Aid Appropriation, Community Programs.....	\$772,718,000
	<i>(From General Fund \$579,540,000)</i>	
	<i>(From Casino Revenue Fund ... 193,178,000)</i>	

Grants-in-Aid:

01	CCW – Individual Supports	(\$589,272,000)
01	CCW – Individual Supports (CRF)	(193,178,000)

78 DEPARTMENT OF TRANSPORTATION

60 Transportation Programs

62 Public Transportation

STATE AID

04-6050	Railroad and Bus Operations.....	\$17,801,000
	<i>(From Property Tax Relief Fund</i>	
	<i>.....\$17,801,000)</i>	
	Total State Aid Appropriation, Public Transportation.....	\$17,801,000
	<i>(From Property Tax Relief Fund</i>	
	<i>.....\$17,801,000)</i>	

State Aid:

04	Transportation Assistance for Senior Citizens and Disabled Residents (PTRF)	(\$17,801,000)
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2. In addition to the amounts appropriated under P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, there are appropriated out of the General Fund the following sums for the purposes specified:

16 DEPARTMENT OF CHILDREN AND FAMILIES

50 Economic Planning, Development, and Security

55 Social Services Programs

GRANTS-IN-AID

01-1610 Child Protection and Permanency	\$5,477,000
Total Grants-in-Aid Appropriation, Social Services Programs	<u>\$5,477,000</u>

Grants-in-Aid:

01 Out-of-Home Placements	(\$61,000)
01 Family Support Services	(4,794,000)
01 Subsidized Adoption	(622,000)

Department of Children and Families, Total State Appropriation ..	<u><u>\$5,477,000</u></u>
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22 DEPARTMENT OF COMMUNITY AFFAIRS

70 Government Direction, Management, and Control

75 State Subsidies and Financial Aid

GRANTS-IN-AID

04-8030 Local Government Services	\$5,000,000
Total Grants-in-Aid Appropriation, State Subsidies and Financial Aid	<u>\$5,000,000</u>

Grants-in-Aid:

04 New Jersey Housing Assistance for Veterans	(\$5,000,000)
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Department of Community Affairs, Total State Appropriation	<u><u>\$5,000,000</u></u>
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54 DEPARTMENT OF HUMAN SERVICES

30 Educational, Cultural, and Intellectual Development

32 Operation and Support of Educational Institutions

7601 Community Programs

GRANTS-IN-AID

03-7601 Adult Activities	\$7,925,000
Total Grants-in-Aid Appropriation, Community Programs	<u>\$7,925,000</u>

Grants-in-Aid:

03 Supports Program – Employment and Day Services	(\$7,925,000)
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Department of Human Services, Total State Appropriation	<u><u>\$7,925,000</u></u>
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66 DEPARTMENT OF LAW AND PUBLIC SAFETY

10 Public Safety and Criminal Justice

12 Law Enforcement

DIRECT STATE SERVICES

06-1200 State Police Operations	<u>\$3,700,000</u>
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Total Direct State Services Appropriation,	
Law Enforcement	\$3,700,000
Direct State Services:	
06 State Police DNA	
Laboratory Enhancement	(\$3,700,000)
Department of Law and Public Safety,	
Total State Appropriation	\$3,700,000
94 INTERDEPARTMENTAL ACCOUNTS	
<i>70 Government Direction, Management, and Control</i>	
<i>74 General Government Services</i>	
<i>9420 Other Interdepartmental Accounts</i>	
GRANTS-IN-AID	
04-9420 Other Interdepartmental Accounts	\$3,677,000
Total Grants-in-Aid Appropriation,	
Other Interdepartmental Accounts	\$3,677,000
Grants-in-Aid:	
04 Direct Support Professionals	
Wage Increase	(\$3,677,000)
Interdepartmental Accounts, Total State Appropriation	\$3,677,000
Total Appropriation, General Fund	\$25,779,000

3. In addition to the amounts appropriated under P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, there are appropriated out of the Property Tax Relief Fund the following sums for the purposes specified:

22 DEPARTMENT OF COMMUNITY AFFAIRS	
<i>70 Government Direction, Management, and Control</i>	
<i>75 State Subsidies and Financial Aid</i>	
STATE AID	
04-8030 Local Government Services	\$4,698,000
<i>(From Property Tax Relief Fund \$4,698,000)</i>	
Total State Aid Appropriation, State	
Subsidies and Financial Aid	\$4,698,000
<i>(From Property Tax Relief Fund \$4,698,000)</i>	
State Aid:	
04 Transitional Aid to Localities (PTRF) .	(\$4,698,000)
Department of Community Affairs, Total State Appropriation ...	\$4,698,000

82 DEPARTMENT OF THE TREASURY
70 Government Direction, Management, and Control
75 State Subsidies and Financial Aid

STATE AID

42-2085 Energy Tax Receipts Property Tax Relief Aid	\$788,492,000
<i>(From Property Tax Relief Fund \$788,492,000)</i>	
Total State Aid Appropriation, State	
Subsidies and Financial Aid	\$788,492,000
<i>(From Property Tax Relief Fund \$788,492,000)</i>	

State Aid:

42 Energy Tax Receipts	
Property Tax Relief Aid (PTRF)	(\$788,492,000)

Department of the Treasury, Total State Appropriation	\$788,492,000
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Total Appropriation, Property Tax Relief Fund	\$793,190,000
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4. The following language provisions in section 1 of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, are amended to read as follows:

22 DEPARTMENT OF COMMUNITY AFFAIRS

70 Government Direction, Management, and Control

75 State Subsidies and Financial Aid

STATE AID

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts received from the appropriation to the Consolidated Municipal Property Tax Relief Aid program and received from amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Aid account, each municipality shall be required to distribute to each fire district within its boundaries the amount received by the fire district from the Supplementary Aid for Fire Services program pursuant to the provisions of the fiscal year 1995 annual appropriations act, P.L.1994, c.67, less an amount proportional to reductions in the combined total amount received by the municipality from Consolidated Municipal Property Tax Relief Aid and from the Energy Tax Receipts Property Tax Relief Aid account since fiscal year 2008.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed in the same amounts, and to the same municipalities that received funding pursuant to the previous fiscal year's annual appropriations act; provided further, however, that from the amount hereinabove appropriated there are transferred to the Energy Tax Receipts Property Tax Relief Aid account such amounts as were determined for fiscal year 2003, fiscal year 2006, fiscal year 2007, fiscal year 2008, fiscal year 2009, fiscal year 2010, fiscal year 2012, fiscal year 2013, fiscal year 2014, fiscal year 2015, fiscal year 2016, and fiscal year 2018 pursuant to subsection e. of section 2 of P.L.1997, c.167 (C.52:27D-439), as amended by P.L.1999, c.168; and except that the amount of Consolidated Municipal Property Tax Relief Aid received by a municipality shall be increased by such amounts of Transitional Aid to Localities deemed to constitute Consolidated Municipal Property Tax Relief Aid by the Director of the Division of Local Government Services in the previous fiscal year.

Notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Local Government Services shall take such actions as may be necessary to ensure that proportional amounts of the Consolidated Municipal Property Tax Relief Aid and the amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Aid account appropriated to offset losses from business personal property tax that would have otherwise been used for the support of public schools will be used to reduce the school property tax levy for those affected school districts with the

remaining State Aid used as municipal property tax relief. The chief financial officer of the municipality shall pay to the school districts such amounts as may be due by December 31.

82 DEPARTMENT OF THE TREASURY

70 Government Direction, Management, and Control

75 State Subsidies and Financial Aid

STATE AID

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid and an amount not to exceed \$347,534,000 from Consolidated Municipal Property Tax Relief Aid is appropriated and shall be allocated to municipalities in accordance with the provisions of subsection b. of section 2 of P.L.1997, c.167 (C.52:27D-439), provided further, however, that from the amounts hereinabove appropriated, each municipality shall also receive such additional amounts as provided in the previous fiscal year from the Energy Tax Receipts Property Tax Relief Aid account. Each municipality that receives an allocation from the amount so transferred from the Consolidated Municipal Property Tax Relief Aid program shall have its allocation from the Consolidated Municipal Property Tax Relief Aid program reduced by the same amount.

Notwithstanding the provisions of paragraph (1) of subsection c. of section 2 of P.L.1997, c.167 (C.52:27D-439) or any other law or regulation to the contrary, the amount hereinabove appropriated for Energy Tax Receipts Property Tax Relief Aid shall be distributed on the following schedule: on or before August 1, 45% of the total amount due; September 1, 30% of the total amount due; October 1, 15% of the total amount due; November 1, 5% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 5% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 5% of the total amount due; provided, however, that notwithstanding the provisions of any law or regulation to the contrary, the Director of Local Government Services, in consultation with the Commissioner of Community Affairs and the State Treasurer, may direct the Director of the Division of Budget and Accounting to provide such payments on an accelerated schedule if necessary to ensure fiscal stability for a municipality.

Notwithstanding the provisions of any law or regulation to the contrary, the release of the total annual amount due for the current fiscal year from the Energy Tax Receipts Property Tax Relief Aid account to municipalities is subject to the following condition: the municipality shall submit to the Director of the Division of Local Government Services a report describing the municipality's compliance with the "Best Practices Inventory" established by the Director of the Division of Local Government Services and shall receive at least a minimum score on such inventory as determined by the Director of the Division of Local Government Services; provided, however, that the director may take into account the particular circumstances of a municipality. In preparing the Best Practices Inventory, the director shall identify best municipal practices in the areas of general administration, fiscal management, and operational activities, as well as the particular circumstances of a municipality, in determining the minimum score acceptable for the release of the total annual amount due for the current fiscal year.

5. The following language provisions are added to section 1 of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018:

22 DEPARTMENT OF COMMUNITY AFFAIRS

70 Government Direction, Management, and Control

75 State Subsidies and Financial Aid

GRANTS-IN-AID

Notwithstanding the provisions of P.L.2017, c.258 (C.52:27D-516 et seq.) or any law or regulation to the contrary, the amount hereinabove appropriated for New Jersey Housing Assistance for Veterans is subject to the following conditions: funds shall be administered by the Director of the Division of Housing and Community Resources under the direction of the Commissioner of Community Affairs; and such amounts as are determined to be necessary for program administrative expenses shall be available, subject to the approval of the Director of the Division of Budget and Accounting.

78 DEPARTMENT OF TRANSPORTATION

60 Transportation Programs

61 State and Local Highway Facilities

CAPITAL CONSTRUCTION

Notwithstanding the provisions of any law or regulation to the contrary, the Department of Transportation is authorized to use monies in the Transportation Trust Fund - Subaccount for Capital Reserves for contracted federal projects until such time as federal funds become available for those projects, subject to the approval of the Director of the Division of Budget and Accounting. Subject to the receipt of federal funds, the Transportation Trust Fund - Subaccount for Capital Reserves may be reimbursed for all monies that were transferred to advance federally funded projects, subject to the approval of the Director of the Division of Budget and Accounting.

62 Public Transportation

STATE AID

Notwithstanding the provisions of subsection b. of section 4 of P.L.1983, c.578 (C.27:25-28) or any other law or regulation to the contrary, the amount hereinabove appropriated for Transportation Assistance for Senior Citizens and Disabled Residents is appropriated from the Property Tax Relief Fund, subject to the approval of the Director of the Division of Budget and Accounting.

6. Section 84 of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, is amended to read as follows:

84. Notwithstanding the provisions of section 8 of P.L.1992, c.160 (C.26:2H-18.58) or any other law or regulation to the contrary, \$510,500,000 is appropriated from the Health Care Subsidy Fund to the Division of Medical Assistance and Health Services to fund Medical Coverage - Title XIX Parents and Children in the General Medical Services program classification.

7. The following language provision is added to the General Provisions of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018:

97. Notwithstanding the provisions of any law or regulation to the contrary, amounts deposited into the "Energy Tax Receipts Property Tax Relief Fund" pursuant to P.L.1997, c.167 (C.52:27D-438 et al.) are appropriated to the General Fund as State revenue.

8. Section 97 of P.L.2017, c.99, the annual State appropriations act for Fiscal Year 2018, is amended to read as follows:

98. This act shall take effect July 1, 2017.

9. This act shall take effect immediately.

Approved June 27, 2018.