

ASSEMBLY, No. 2514

STATE OF NEW JERSEY

217th LEGISLATURE

INTRODUCED FEBRUARY 4, 2016

Sponsored by:

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District 14 (Mercer and Middlesex)

Assemblywoman NANCY J. PINKIN

District 18 (Middlesex)

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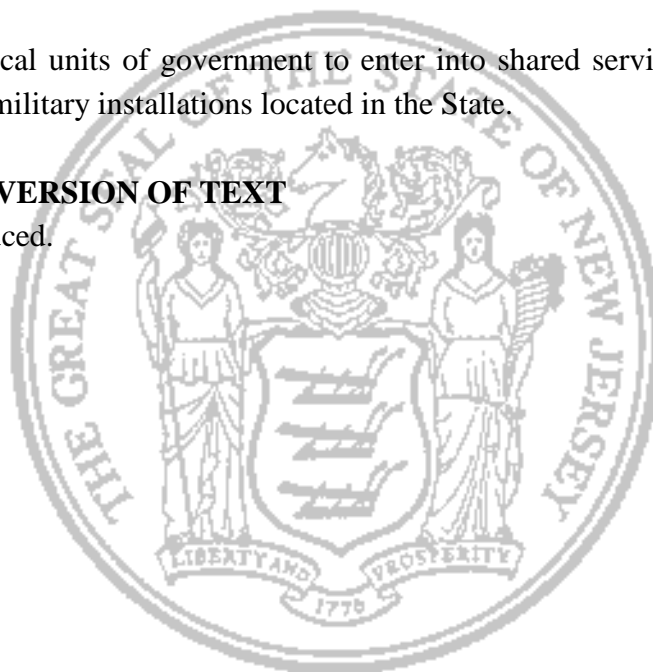
**Assemblymen Houghtaling, Howarth, Coughlin, Assemblywoman Downey
and Assemblyman Mukherji**

SYNOPSIS

Permits local units of government to enter into shared services agreements with federal military installations located in the State.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/27/2016)

1 AN ACT permitting local units of government to enter into shared
2 services agreements with federal military installations located in
3 the State and amending P.L.2007, c.63.

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

7
8 1. Section 3 of P.L.2007, c.63 (C.40A:65-3) is amended to read
9 as follows:

10 3. As used in sections 1 through 35 of P.L.2007, c.63
11 (C.40A:65-1 through C.40A:65-35):

12 "Board" means the Local Finance Board in the Division of Local
13 Government Services in the Department of Community Affairs.

14 "Construct" and "construction" connote and include acts of
15 construction, reconstruction, replacement, extension, improvement
16 and betterment of lands, public improvements, works, facilities,
17 services or undertakings.

18 "Contracting local units" means local units participating in a
19 joint meeting.

20 "Director" means the Director of the Division of Local
21 Government Services in the Department of Community Affairs.

22 "Division" means the Division of Local Government Services in
23 the Department of Community Affairs.

24 "Governing body" means the board, commission, council, or
25 other body having the control of the finances of a local unit; and in
26 those local units in which an executive officer is authorized by law
27 to participate in such control through powers of recommendation,
28 approval, or veto, the term includes that executive officer, to the
29 extent of the officer's statutory participation.

30 "Joint contract" means an agreement between two or more local
31 units to form a joint meeting.

32 "Joint meeting" means the joint operation of any public services,
33 public improvements, works, facilities, or other undertaking by
34 contracting local units pursuant to a joint contract under section 14
35 of P.L.2007, c.63 (C.40A:65-14).

36 "Local unit" means a "contracting unit" pursuant to section 2 of
37 P.L.1971, c.198 (C.40A:11-2), a "district" pursuant to
38 N.J.S.18A:18A-2, a "county college" pursuant to N.J.S.18A:64A-1,
39 a joint meeting, **[or]** any authority or special district that is subject
40 to the "Local Authorities Fiscal Control Law," P.L.1983, c.313
41 (C.40A:5A-1 et seq.), or a federal military base that intends to
42 participate with another local unit in a shared service agreement or
43 a joint meeting.

44 "Operate" and "operation" mean and include acquisition,
45 construction, maintenance, management, and administration of any

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 lands, public improvements, works, facilities, services, or
2 undertakings.

3 "Person" means any person, association, corporation, nation,
4 State, or any agency or subdivision thereof, or a county or
5 municipality of the State.

6 "Service" means any of the powers, duties and functions
7 exercised or performed by a local unit by or pursuant to law.

8 "Shared service" or "shared" means any service provided on a
9 regional, joint, interlocal, shared, or similar basis between local
10 units, the provisions of which are memorialized by agreement
11 between the participating local units, but, for the purposes of this
12 act, does not include any specific service or activity regulated by
13 some other law, rule or regulation.

14 "Shared service agreement" or "agreement" means a contract
15 authorized under section 4 of P.L.2007, c.63 (C.40A:65-4).

16 "Terminal leave benefit" means a single, lump sum payment,
17 paid at termination, calculated using the regular base salary at the
18 time of termination.

19 (cf: P.L.2007, c.63, s.3)

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21 2. This act shall take effect immediately.

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STATEMENT

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26 This bill would revise the definition of a "local unit" under the
27 "Uniform Shared Services and Consolidation Act," P.L.2007, c.63
28 (C.40A:65-1 et seq.) to include a federal military base that intends
29 to participate with another local unit in a shared service agreement
30 or a joint meeting, so that such a federal military base would be able
31 to participate in a shared service agreement or a joint meeting with
32 other local units of government. Currently, the "Uniform Shared
33 Services and Consolidation Act" defines a "local unit" as a
34 "contracting unit" pursuant to section 2 of P.L.1971, c.198
35 (C.40A:11-2), a "district" pursuant to N.J.S.18A:18A-2, a "county
36 college" pursuant to N.J.S.18A:64A-1, a joint meeting, or any
37 authority or special district that is subject to the "Local Authorities
38 Fiscal Control Law," P.L.1983, c.313 (C.40A:5A-1 et seq.).

39 This bill would implement a recommendation of the New Jersey
40 Military Installation Growth and Development Task Force in its
41 report of July, 2015 to facilitate shared services between military
42 installations and neighboring governments. The report notes that in
43 2013, a federal statute was enacted that that empowers military
44 installations to enter into intergovernmental support agreements
45 with State or local governments to provide, receive, or share
46 installation-support services where such agreements enhance
47 mission effectiveness or create efficiencies or economies of scale,
48 including cost reduction. The provisions of this bill would amend
49 State law to permit these agreements.