



**The Next General
Membership
Meeting Will Be
Held**

February 23, 2022

a

Stage House Tavern”

1099 U.S. Highway 22
Mountainside, NJ 07092

www.stagehousetavern.com/mountainside/contact-mountainside.html

(908) 731-0366

Presentation: “DCA3
Document and FS-18 & FS-19
Code Changes”

MATTHEW HUNTER, BCO

American Wood Council
Northeast Regional Manager

Cell: 484-353-2509

Email: mhunter@awc.org

5001 Main Road West
Emmaus, PA 18049

Meeting starts 12 Noon

Cost: \$25.00 p/p

Payment by check only

Make checks payable to

NJBOA



Legal Fund

The following is a brief explanation of the Rules and Regulations of the Legal Fund Committee.

The Committee consists of (3) members each serving a three (3) year term. The purpose of the Legal Fund is to provide working code officials who are members of our association for at least one full year, assistance in defraying any legal expenses incurred in the defense of his/her official position. **IT IS NOT INTENDED TO PAY ALL LEGAL COSTS.** The request for assistance must be in writing to a member of the committee who will meet to evaluate the potential impact that a decision may have on code enforcement. Any denial by the committee may be appealed to the Executive Board. If assistance is granted, a one hour meeting is

scheduled with our associations attorney. The cost is paid from our attorney’s retainer fee. If it is decided to proceed, the committee may pay for costs up to three thousand dollars (\$3000.00). Any additional costs will require a majority vote by both the committee and Executive Board. For a full copy of the Legal Fund Guide Lines or any questions, contact any member of the committee or go to the web site.

Pat Naticchione 609-442-4502

Sal DeSimone 609-780-8010

Bob LaCosta 908-939-8448

The only State Association Recognized by the Department of Community Affairs

The New Jersey Building Officials Association was established in 1929. We are a not-for-profit organization recognized as a chapter of the International Code Council, and are devoted to protecting the health, safety, and welfare of the public, by promoting professionalism, education, and

ethics. NJBOA's Active Membership is comprised of licensed Code Officials and Inspectors of all disciplines, as well as Technical Assistants. We have Associate, Subscribing, and Honorary memberships available to others engaged in the building industry, including housing, planning, zoning, and manufacturers' representatives. As always, we welcome people from many career backgrounds to consider joining our organization, or come to any meeting as our guest. As we approach our 90th Anniversary, **NJBOA** is proud to be the **only** statewide association, inclusive of Code Officials and members of diverse backgrounds, that is recognized by the Department of Community Affairs. **NJBOA** will continue to actively support and participate in the Building Safety Conference of New Jersey, as we have done for 35 years. **NJBOA** is an organization that remains strong in membership, and have welcomed an increase of new applicants this year. **NJBOA** is a tried and true brotherhood whose success is written in our legacy. The **NJBOA** Executive Board would like thank our members, Past Presidents, and communities, for their unwavering support, which has helped pave the way to its success thus far. **NJBOA** will continue to forge ahead with strong leadership and the proven confidence of its members

American Rescue Plan **(H.R. 1319)**

On March 11, 2021, President Biden signed into law the [American Rescue Plan \(ARP\) Act of 2021](#). The American Rescue Plan provides \$350 billion in assistance to state, local, tribal, and territorial (SLTT) governments through newly established **Coronavirus State and Local Fiscal Recovery Funds (FRF)**.

Funding will be distributed as follows:

- **State governments** and the **District of Columbia (DC)** are set to receive \$195.3 billion. Each state will receive at least the amount they received under the CARES Act's Coronavirus Relief Fund¹ and DC at least \$1.25 billion. This funding is largely distributed based on the state's share of recently unemployed individuals.
- **Local governments** will receive \$130.2 billion, with \$45.6 billion for metropolitan cities based on the

Community Development Block Grant (CDBG) formula, \$65.1 billion to counties based on population, and \$19.5 billion to municipalities with populations under 50,000 based on population.

- **Tribal governments** will receive \$20 billion.
- **U.S. territories** will receive \$4.5 billion.

Early estimates of funding allocations can be found [here](#), but will change once the U.S. Department of the Treasury (Treasury) finalizes the distribution formulas. Variables for these allocations include Q4 unemployment rates, population, and the jurisdiction's recent budget.

Funding conditions: FRF resources can be used to respond "to the public health emergency" or "its negative economic impacts." Prior Treasury guidance has interpreted similar legislative language as encompassing "expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions,"

and “any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund’s eligibility criteria.” We expect Treasury will provide similar guidance for the FRF. Under such an approach, the FRF could fund code department virtual capability needs so long as those needs relate to the ongoing COVID-19 pandemic. Additional guidance from Treasury will be made available [here as it is developed and posted](#).

Additionally, unlike the CARES Act funding, the FRF may be used for the “provision of government services to the extent of the reduction in revenue... due to the COVID-19 public health emergency,” so long as the funds are not used to replace revenues lost because of tax cuts tied to the receipt of State or Local Fiscal Recovery Funds. Per a prior Code Council [survey](#), roughly 6 in 10 code departments experienced or expected budget cuts. Jurisdictions facing revenue downturns may be able to use FRF resources for code department staff salaries and operations.

Prioritization of Funding: Individual SLTTs receiving funds will prioritize how the funds are to be used based on identification of needs to respond to the public health emergency and its economic

¹ Enacted in March 2020, CARES Act provided \$150 billion to SLTT governments responding to the coronavirus pandemic through the Coronavirus Relief Fund (CRF). These funds were accessible to building and fire prevention offices for hardware and software investments that aided departmental operations and remote work during the pandemic. Testimonials on code departments utilizing CRF funds can be found [here](#) and [here](#). consequences. The SLTT receiving funds will also determine the timeline for distributing the funds to departments. In the past, funding announcements have been made through

[press releases](#) and [executive orders](#).

Timeline: Local governments will receive funds in two tranches, with 50% provided in the first tranche, while states and territories will receive funds in one or two tranches, with up to 50% withheld from the first tranche at the discretion of the U.S. Treasury. Treasury must make the first payment to local government recipients by May 10, 2021 and to states and territories not more than 60-days from their certifying they require the funding and will use it consistent with the American Rescue Plan’s stipulations. Municipalities with populations less than 50,000 will receive payments through their states by June 9. The second payment will be made no earlier than 12 months after the first for local governments and up to 12 months after certification for states and territories.

What you can do: Depending on need, Code Council members, partners, and allies are encouraged to advocate to their state, county, city, or other local government that FRF resources be provided to assist code departments in developing virtual capabilities and in

maintaining operations. The best time to shape the scope of what activities an individual SLTT will fund is prior to that SLTT's developing initial guidance or receiving its initial allocation. Talking points are available [here](#).

Advocacy should be directed to the office charged with overseeing distribution of the SLTT's relief funding. Cities and counties have assigned this responsibility to their finance or budget offices. States have assigned this responsibility to their [department of emergency management](#), [department of commerce](#), [department of revenue](#), or a newly established dedicated COVID-relief [administrative entity](#). If the office charged with administering the funds is not clear, advocacy should be directed to the executive branch (e.g., Governor or County Executive). Staff in your jurisdiction with experience accessing federal, state, or county funding may be able to provide additional insight into how to best direct funding requests. We encourage you to

coordinate your efforts with [your Government Relations staff liaison](#).

Dates to Remember

General Meetings for 2022

February 23

March 23

April 27

May 25

June 22

September 28

October 26

November 16

CHANGE OF ADDRESS FORM

OLD ADDRESS:

Name _____

Address _____

City _____ State _____ Zip _____

NEW ADDRESS:

Name _____

Address _____

City _____ State _____ Zip _____

NOTE:

Code must have your old address to make proper address change

Return to: NJBOA c/o Larry Scorzelli 175 Shallow
Creek Rd. Ranson WV 25438

Code

Larry Scorzelli, Editor

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Code is the monthly publication of the Building Officials Association of New Jersey, a statewide organization of over 600 professionals in the code administration and related fields. Comments should be directed to New Jersey Meadowlands. Attention: Larry Scorzelli 35 Highwood Ave. Waldwick, NJ 07463 lscorz@optonline.net