



## NJ ASPHALT PAVEMENT ASSOCIATION APRIL 2024 MEMBER UPDATE

### NJAPA Works to Implement New Recycled Asphalt Law

Legislation which allows for increased RAP in asphalt mixes, was signed into law by Lieutenant Governor Tahesha Way on September 12, 2023, took effect on March 1, 2024. The legislature provided a six-month delay in the effective date so that industry and public owners could prepare for the change.

The legislation will help to provide significant environmental benefits and will lower the overall carbon emissions footprint of the asphalt manufacturing industry.

#### The legislation includes several key provisions:

- Increases NJDOT from 15% to 20% RAP as the default allowable limit in surface courses.
- Makes clear that all Counties and Municipalities must allow 20% RAP by law in surface courses.
- Allows up to 35% recycled material for non-state-funded, low volume roads in surface courses.
- Increases the allowable percentages in base and intermediate courses.

In addition to the benefits specific to the legislation, NJDOT has also announced that they will be advertising 6 High RAP projects during Fiscal Year 2024 and will use those projects to further

evaluate options for performance testing. These projects will be six of the annual maintenance resurfacing contracts with two High RAP projects in each of the three regions. Several of these projects have already been bid.

While this new State law is good news for industry and the state, much work remains before the citizens of NJ will realize the full benefits of this important measure. NJAPA has been working cooperatively with NJDOT to develop specifications which would allow for full implementation of the new law and have agreed to a new RAP Stockpile approval process. There are still, however, a number of issues which remain unresolved, primarily the process NJDOT will utilize to approve new asphalt mixes, the new law does include a provision that requires asphalt mixes to be NJDOT approved.

- The new State Law is available [HERE](#).
- The RAP Stockpile Approval process is available [HERE](#).
- The list of NJDOT High RAP projects is available [HERE](#).
- A Memo from NJAPA Legal Counsel which explains the new law in more detail is available [HERE](#).

NJAPA will update the membership as we continue our discussions with NJDOT.

For County and Local contracts, please alert the association if you see specifications which do not comply with the new law. NJAPA has already interceded in non-compliant projects in Ocean County, Hunterdon County, Piscataway and East Greenwich.

## **NJAPA Representative Meet with New NJDOT Commissioner Fran O'Connor**

NJAPA Board of Director members, joined by Executive Director Kevin Monaco, met with recently appointed NJDOT Commissioner Fran O'Connor and members of his Senior Staff.

NJAPA thanked Commissioner O'Connor for his leadership on reauthorization of the Transportation Trust Fund and discussed a number of issues of industry concern including the NJDOT Local Aid program, implementation of the recently enacted RAP law and adoption of new technologies including increased use of Warm Mix. We also emphasized to the Commissioner our commitment as an industry to providing the highest quality pavement materials.

NJAPA expressed our appreciation for the outstanding cooperative relationship we have shared with the NJDOT over many years, specifically in the areas of Construction & Materials, Pavement Management, Maintenance & Operations and Local Aid.

We look forward to working with the new Commissioner on a range of critical industry issues and continuing to solidify our strong partnership with the Department.

## **Governor Murphy Signs Reauthorization of Transportation Trust Fund**

Governor Phil Murphy recently signed a reauthorization of our State's Transportation Trust Fund to provide funding from Fiscal Year 2025 through Fiscal Year 2029. The legislation was approved by the Senate and Assembly in a bipartisan vote. NJAPA thanks all legislators who voted to extend this critical program.

### Highlights of the new program include:

- Bonding authorization extended from FY2024 to FY2029.
- Authorized bonding amount increased from \$12 Billion to \$15.6 Billion.
- Creates a new registration fee on zero-emissions vehicles which is dedicated to the TTF Capital Reserve Account.
- This new fee is set at \$250 per vehicle for FY2025 and increases \$10 per year through FY2029.
- The new fee is not permitted to be used for debt service until such time as it is dedicated.
- Establishes a Capital Program of \$10,367,000 over 5 years, as follows.
  - FY2025 - \$2 Billion
  - FY2026- \$2 Billion
  - FY2027- \$2.060 Billion
  - FY2028- \$2.122 Billion
  - FY2029- \$2.185 Billion
- This program increase equals \$60 Million for FY2027, \$122 Million for FY2028 and \$185 Million for FY2029 over current Capital Program levels.
- The increased funding will be distributed as follows.
  - 25% for Local Aid to Counties

- 25% Local Aid to Municipalities
  - 25% for NJDOT
  - 25% for NJ Transit
- Maintains the annual adjustment of gas tax revenues based on CPI to support the overall Capital Program amount.
- Increase the motor fuels tax by 1.9 cents per year over the 5-year program, equating to an overall fuel tax increase of 9.5 cents per gallon.

## **NJAPA Works Cooperatively on Modifications to Mix Design Approval Process**

Representatives from the NJAPA Technical Committee met recently with the NJDOT Bureau of Materials to review the current mix design approval process.

NJDOT would like to provide more specific direction to the Regions and would like to increase uniformity in the process across the Regions. NJAPA supports this effort and has agreed to convene a working group with NJDOT to discuss possible modifications to the process to be implemented for the 2025 paving season.

For 2024, NJDOT has agreed that the Regional Materials Engineers will approve all conventional HMA and SMA mixes through lab testing with all specialty mixes approved through plant production.

During the 2024 paving season, all conventional HMA mixes will not include the percentage of RAP in the mix to be specified for approval.

The group also discussed implementation of the recently enacted RAP legislation. NJDOT and NJAPA agreed that mixes up to 15% for surface course would be approved this year without delay and we would continue discussions around the process for approving mixes which include up to 20% RAP for surface as authorized by the new law. The law also provides for commensurate increases in base and intermediate courses.

Should you have questions or wish to discuss, please contact the Association office.

## NJDOT Continues to Advance Capital Program, Paving Efforts on Pace for 2024

NJDOT continues their efforts to bid and award projects consistent with the Fiscal Year 2024 Capital Program and the annual paving program as presented to the Association at the beginning of the year.

NJDOT has awarded more than 60 projects with a contract value of more than \$750 million thus far, which includes 25 paving projects valued at \$263 million. Asphalt tonnage awarded thus far is approximately 440,000 tons with more than 350,000 tons currently advertised.

The Department has a number of significant paving projects advertised with several more planned between now and June 30, 2024, the end of the current Fiscal Year.

You can view an overview the Fiscal Year 2024 NJDOT Program [HERE](#).

## NJAPA Awards Reception - May 2, 2024

The NJ Asphalt Pavement Association's Annual Awards Reception will be held on Thursday, May 2, 2024 at the Wave Resort, Long Branch, NJ. The reception will begin at 6:00 pm. The NJAPA Pavement Awards will be presented.

The cost of the event is \$275.00 per person. To register for the event, click [here](#)

If you have any questions, please contact Stacey Lindenmuth at [staceyl@njapa.com](mailto:staceyl@njapa.com)

Thank you.

## NJAPA Awards Reception Ad Journal

The NJAPA Awards Reception will be held on Thursday, May 2, 2024 at the Wave Resort, Long Branch, NJ.

Your company can congratulate our Award Winners by placing an advertisement in the Awards Journal. For a complete list of paving award winners click [here](#) and for an advertisement form please click [here](#). The deadline to place an advertisement is **Monday, April 22, 2024**.

## NJAPA Paving Conference Draws Record Crowd

More than 370 industry professionals gathered on March 5 for the 67<sup>th</sup> Annual Asphalt Paving Conference. Attendees included asphalt producers, contractors, municipal and consulting engineers, representatives from NJDOT, the NJ Turnpike Authority, FHWA, Port Authority of New York & New Jersey, OSHA and public works officials from around the state. Industry exhibitors showcased their products and services as part of the conference.

Educational presentations included “Asphalt Use for Sports Courts, Trails and Other Non-Traditional Uses”, “FHWA- Mobile Asphalt Technology Center”, “Internal Traffic Control- Preventing Runover & Backover Incidents” as well as updates from the NJ Department of Transportation and the NJ Turnpike Authority.



## Porous Pavement Webinar

**Please join the New Jersey Asphalt Pavement Association for an Educational Webinar on Porous Pavement**  
***Wednesday, May 1, 2024***  
***11:00am-12:00pm***

The program will be presented by Travis Walbeck, PE, Training Manager/Engineer, National Center for Asphalt Technology at Auburn University.

Use of porous pavement is expanding as companies and individuals look to reduce stormwater runoff. Travis Walbeck will speak also on the following topics:

- Mix Design

- Structural Design
- Appropriate Use
- Case Study

To register, please complete the form by clicking [here](#) and email it to Stacey Lindenmuth at [staceyl@njapa.com](mailto:staceyl@njapa.com). There is no charge for the program, but registration is required. Prior to the webinar, you will receive a link to the program.

Please contact the Association office should you have any questions. Thank you.

**NJ Asphalt Pavement Association Recognizes and Thanks Wayne Byard for His Many Years of Dedicated Service to the Industry and the Association- New Committee Chair and Vice-Chair Appointed by Board of Directors**

Wayne Byard has recently stepped down as Chairman of the NJ Asphalt Pavement Association Technical Committee. Wayne has invested enormous time and energy to this effort over the past several decades and has provided the Committee and the Association with dedicated, steadfast leadership throughout his tenure.

Wayne is very likely the longest serving Committee Chair in the more than 90-year history of the NJAPA. In carrying out his duties, Wayne was not only technically proficient, but also worked to instill common sense and practicality into our policy development and our partnership discussions with key agencies such as the NJ Department of Transportation and the NJ Turnpike Authority.

Wayne was recognized for his many years of service with induction into the New Jersey Asphalt Hall of Fame in 2019. The NJAPA Board of Directors, Staff and Membership thank Wayne for his dedicated service and wish him well in all future endeavors.

With Wayne's departure, the NJAPA Board of Directors has named Robert Van Note of The Stavola Companies as Chairman of the NJAPA Technical Committee and Mike Jopko of Trap Rock Industries as Vice-Chairman of the Committee. NJAPA expresses our thanks and



congratulations to these two well-respected industry professionals as they embark on leadership roles within the organization.

## Don't Miss These Upcoming NJAPA Events

- May 1, 2024 - Porous Pavement Webinar - Click [here](#) to register
- May 2, 2024 - NJAPA Annual Awards Dinner, Wave Resort, Long Branch, NJ - Click [here](#) to register
- June 6, 2024 - NJAPA Executive Committee/Board of Directors Meeting, Fosgate Country Club, Jamesburg, NJ
- July 21 - 24, 2024 - NAPA Mid Year Meeting, Brooklyn, NY

Contact the NJAPA office if you have any questions.

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