

18A:64A-1 AND 18A:64A-32

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:64A-1, 18A:64A-32

(County vocational school board members- county college trustees- allow dual office holding)

LAWS OF: 1983

CHAPTER: 518

Bill No: A1803

Sponsor(s): Haytaian and Littell

Date Introduced: September 20, 1982

Committee: Assembly: Higher Education and Regulated Professions  
Senate: Education

Amended during passage: No

Date of Passage: Assembly: June 27, 1983  
Senate: January 9, 1984

Date of Approval: January 17, 1984

Following statements are attached if available:

Sponsor statement: Yes (Below)

Committee statement: Assembly Yes  
Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

Sponsors' statement:

This bill permits elected members of county vocational boards to sit on county college boards of trustees. It also provides for procedures for the removal of board members.

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CHAPTER 518 LAWS OF N. J. 1983  
APPROVED 1-17-84

ASSEMBLY, No. 1803

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 20, 1982

By Assemblymen HAYTAIAN and LITTELL

AN ACT concerning higher education and amending N. J. S.  
18A:64A-1 and P. L. 1974, c. 89.

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

1 1. N. J. S. 18A:64A-1 is amended to read as follows:

2 18A:64A-1. As used in this chapter:

3 a. "Base year" means the fiscal year 2 years prior to that in  
3A which the budget is to be implemented; provided, however, for  
4 determining the level of State aid for fiscal 1982, the "base year"  
5 shall be the fiscal year 3 years prior to that in which the budget is  
6 to be implemented;

7 b. "Capital outlay expense" means those funds devoted to or re-  
8 quired for the acquisition, landscaping or improvement of land;  
9 the acquisition, construction, reconstruction, improvement, re-  
10 modeling, alteration, addition or enlargement of buildings or other  
11 structures; and the purchase of furniture, apparatus and other  
12 equipment;

13 c. "County college" means an educational institution established  
14 or to be established by one or more counties, offering programs of  
15 instruction, extending not more than two years beyond the high  
16 school, which may include but need not be limited to specialized or  
17 comprehensive curriculums, including college credit transfer  
18 courses, terminal courses in the liberal arts and sciences, and tech-  
19 nical institute type programs;

20 d. "Educational and general costs" means expenditures of a  
21 county college audited and approved according to regulations estab-  
22 lished by the Board of Higher Education;

**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 printed in italics *thus* is new matter.

23 e. "Local bond law" means the local bond law, chapters 1 and 2  
24 of Title 40A of the New Jersey Statutes (N. J. S. 40A:1-1 et  
25 seq.)**[.]**;

26 f. "Operational expense" means those funds devoted to or re-  
27 quired for the regular or ordinary expenses of the college, including  
28 administrative, maintenance, minor capital and salary expenses  
29 but excluding capital outlay expenses**[.]**;

30 g. **[F**or the purposes of this act an "elected" *Elected* public  
31 official" means a person elected to a public office in the State of  
32 New Jersey other than an elected representative serving on a board  
33 of education pursuant to the provisions of N. J. S. 18A:12-1 and  
34 section 1 of P. L. 1977, c. 30 (C. 18A:54-16.1).

1 2. Section 3 of P. L. 1974, c. 89 (C. 18A:64A-32) is amended to  
2 read as follows:

3 3. The community college commission shall consist of the county  
4 superintendent of schools and**[:]** nine public members who are  
5 residents of the county and have resided therein for a period of 4  
6 years prior to their appointment having no official connection with  
7 educational institutions contracting with the commission. No  
8 elected public official shall serve as a voting member of the com-  
9 mission. The president of the commission shall be an ex officio  
10 member of the commission without vote.

11 Seven of the public members shall be appointed by the appointing  
12 authority of the county, with the advice and consent of the board  
13 of chosen freeholders, and two of the members shall be appointed  
14 by the State Board of Higher Education, subject to the approval of  
15 the Governor, for such initial terms as shall be established by the  
16 board. Members shall be appointed for terms of 4 years each,  
17 except that the initial appointments shall be made in four classes as  
18 nearly equal as possible in number, one class to serve for one year,  
19 one class to serve for two years, one class to serve for three years,  
20 and one class to serve for four years. The term of all members of the  
21 commission shall begin on July 1. Members initially appointed to  
22 the commission may serve from the time of their respective appoint-  
23 ments, but the term of such office shall be deemed to commence as of  
24 July 1 of the year in which the appointment was made. Each  
25 member shall serve until his successor shall have been appointed  
26 and qualified. Vacancies shall be filled in the same manner as the  
27 original appointments and for the remainder of the unexpired  
28 terms. *Any appointed member may be removed by the appointing*  
29 *authority of the county for cause upon notice and opportunity to be*  
30 *heard.* The members of the commission shall serve without com-

31 pensionation for their services, but shall be entitled to receive reim-  
32 bursement for all reasonable and necessary expenses incurred by  
33 virtue of services as a member of the commission.

34 A voting member of a community college commission shall not be  
35 eligible to accept employment of the college at which he has served  
36 as a member of the commission for a period of two years following  
37 resignation or expiration of his term as a member.

38 The appointing authority of the county shall establish a trustee  
39 search committee of not less than five members who shall be resi-  
40 dents of the county. The members of the trustee search committee  
41 shall not be elected public officials and shall not be eligible for  
42 appointment to the board of trustees for a period of six months  
43 after their service on the trustee search committee. The trustee  
44 search committee shall nominate persons according to criteria  
45 promulgated by the Board of Higher Education for consideration  
46 by the appointing authority of the county for appointment to the  
47 board of trustees.

1 3. This act shall take effect immediately.

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#### STATEMENT

This bill permits elected members of county vocational boards to sit on county college boards of trustees. It also provides for procedures for the removal of board members.

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ASSEMBLY HIGHER EDUCATION AND REGULATED  
PROFESSIONS COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 1803

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STATE OF NEW JERSEY

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DATED: JUNE 20, 1983

This bill amends current law to allow elected members of county vocational boards to sit on county college boards of trustees. The bill also provides that appointed members of community college commissions may be removed by the appointing authority of the county for cause upon notice and opportunity to be heard. This provision is identical to that for removal of members of county college boards of trustees (N.J.S.A. 18A:64A-9).

SENATE EDUCATION COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 1803

STATE OF NEW JERSEY

DATED: DECEMBER 8, 1983

This bill amends current law to allow elected members of county vocational boards to sit on county college boards of trustees. Currently, elected members of boards of education may sit on the boards of trustees. The bill also provides that appointed members of community college commissions may be removed by the appointing authority of the county for cause upon notice and opportunity to be heard. This provision is identical to that for removal of members of county college boards of trustees (N. J. S. A. 18A:64A-9).