

48.23-11

**LEGISLATIVE HISTORY CHECKLIST**

**NJSA:** 48:23-11 (PBA emergency broadcast)

**LAWS OF:** 1989 **CHAPTER:** 133

**BILL NO:** A182

**SPONSOR(S):** Rocco

**Date Introduced:** Pre-filed

**Committee:** **Assembly:** Appropriations; Transportation and Communications  
**Senate:** Transportation and Communications

**Amended during passage:** Yes Amendments during passage denoted by asterisks.

**Date of Passage:** **Assembly:** September 8, 1989  
**Senate:** May 1, 1989

**Date of Approval:** August 2, 1989

**Following statements are attached if available:**

**Sponsor statement:** Yes

**Committee statement:** **Assembly** Yes 6-23-88 and 1-21-88  
**Senate** Yes

**Fiscal Note:** No

**Veto Message:** No

**Message on Signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

See newspaper clipping-- attached:

"Farmers get \$3 million . . ." 8-3-89 Star Ledger.

[THIRD REPRINT]  
ASSEMBLY, No. 182

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1988 SESSION

By Assemblyman ROCCO

1 AN ACT concerning emergency television broadcasts by the  
New Jersey Public Broadcasting Authority, amending  
3 P.L.1972, c.123, and supplementing P.L.1968, c.405 (C.48:23-1  
et seq.) and Title 52 of the Revised Statutes.

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

1. (New section) In order to qualify for funding provided  
9 pursuant to section 4 of this act, the New Jersey Public  
Broadcasting Authority shall, upon notification by the Director  
11 of the State Office of Emergency Management in the Division of  
State Police that an emergency condition exists, immediately  
13 operate its television stations in order to broadcast news and  
information concerning the emergency condition. If the  
15 emergency condition affects less than the entire State, the  
authority may limit its broadcast to its television stations which  
17 broadcast in the affected region or regions. The authority shall  
then operate its television stations for the duration of the  
19 emergency, or longer, as is necessary to provide emergency  
information to the public.

21 2. (New section) In order to qualify for funding provided  
pursuant to section 4 of this act, the New Jersey Public  
23 Broadcasting Authority shall coordinate its emergency broadcast  
activities with the federal, State, county, and municipal entities  
25 in charge of emergency services in order to assure that the  
authority has relevant and accurate emergency information and  
27 to enhance the overall emergency communications network.

3. (New section) The Director of the State Office of  
29 Emergency Management in the Division of State Police shall  
notify the New Jersey Public Broadcasting Authority when an  
31 emergency condition exists or is imminent. The director

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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Assembly ATC committee amendments adopted January 21, 1988.

<sup>2</sup> Assembly AAP committee amendments adopted June 23, 1988.

<sup>3</sup> Senate STC committee amendments adopted December 8, 1988.

1 shall give the authority all information necessary for the  
2 authority to operate its television stations in order to alert and  
3 inform the public about the emergency condition. For the  
4 purpose of this section "emergency" means any flood, hurricane,  
5 storm, tornado, high water, wind driven water, tidal wave, fire,  
6 explosion, civil disorder or other catastrophe which is or  
7 threatens to be of sufficient severity and magnitude to  
8 substantially endanger the health, safety and property of the  
9 citizens of this State.

10 4. (New section) Upon a determination by the Director of the  
11 Division of Budget and Accounting in the Department of the  
12 Treasury that funds available to the New Jersey Public  
13 Broadcasting Authority are not sufficient to meet the expenses  
14 of emergency broadcasts pursuant to the provisions of section 1  
15 of this act, the Governor's Advisory Council for Emergency  
16 Services shall, upon application to it by the authority and  
17 approval by the Governor, authorize payment to the authority  
18 from the Emergency Services Fund. The payment shall  
19 reimburse the authority for the cost of its emergency broadcasts  
20 pursuant to the notification by the Director of the State Office  
21 of Emergency Management in the Division of State Police.

22 5. Section 4 of P.L.1972, c.133 (C.52:14E-4) is amended to  
23 read as follows:

24 4. There is hereby created a Governor's Advisory Council for  
25 Emergency Services, which shall consist of the Attorney  
26 General, who shall be the presiding officer; the Adjutant  
27 General of the Department of <sup>2</sup>Veterans' Affairs and<sup>2</sup> Defense  
28 <sup>2</sup>[and Veterans' Affairs]<sup>1</sup>],<sup>2</sup> the Commissioner of the  
29 Department of Community Affairs, the Commissioner of the  
30 Department of Environmental Protection, the Commissioner of  
31 the Department of Transportation, the President of the Board of  
32 Public Utilities, and the Executive Director of the New Jersey  
33 Public Broadcasting Authority, or their designees. The members  
34 of the council shall serve without pay in connection with all such  
35 duties as are prescribed in this act.

(cf: P.L.1984, c.181, s.36)

36 36. Section 8 of P.L.1972, c.133 (C.52:14E-8) is amended to  
37 read as follows:

38 8. The council shall be authorized to perform the following  
39

1 functions and exercise the following powers:

3 a. Review, evaluate and recommend to the Legislature any  
5 necessary changes in any existing compact between this State  
7 and the Federal Government or between this State and any other  
9 state created for the purposes set forth in this act or develop  
11 such compacts where they do not exist.

13 b. Review, evaluate and periodically recommend changes in  
15 existing emergency master plans.

17 c. Encourage and coordinate comprehensive services  
19 available through private organizations and intercommunity  
21 cooperations.

23 d. Authorize expenditures from the fund upon approval of the  
25 Governor to provide emergency relief deemed appropriate by  
27 the council or to reimburse municipalities or counties for  
29 damages or excessive costs sustained as a result of an  
emergency or to reimburse the New Jersey Public Broadcasting  
Authority for the cost of its emergency broadcasts pursuant to  
P.L.1988, c..... (C.....)(now pending before the Legislature as  
this bill).

31 e. Utilize the manpower facilities and materials of the  
33 various State departments for the purposes of this act.<sup>3</sup>  
(cf: P.L.1973, c.250, s.1)

35 <sup>3</sup>[6.] 7.<sup>3</sup> This act shall take effect immediately.

37

## PUBLIC UTILITIES

39

### Communications and Broadcasting

41 Establishes conditions for funding of emergency broadcasts by  
43 New Jersey Public Broadcasting Authority.

1

## STATEMENT

3

This bill establishes conditions for funding emergency broadcasts by the New Jersey Public Broadcasting Authority following notification by the Director of the State Office of Emergency Management. To qualify for funding, The Authority shall coordinate its activities with federal, State, and local entities. "Emergency" includes floods, hurricanes, civil disorder or any other catastrophe of substantial endangerment to the State.

11

This bill also adds the Executive Director of the New Jersey Public Broadcasting Authority to the Governor's Advisory Council for Emergency Services.

13

15

## PUBLIC UTILITIES

17

## Communications and Broadcasting

19

Establishes conditions for funding of emergency broadcasts by New Jersey Public Broadcasting Authority.

A182 (1988)

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

**ASSEMBLY, No. 182**

with Assembly committee amendments

**STATE OF NEW JERSEY**

DATED: JUNE 23, 1988

The Assembly Appropriations Committee favorably reports Assembly Bill No. 182 [1R] with committee amendments.

Assembly Bill No. 182 [1R], as amended, establishes conditions for funding emergency broadcasts by the New Jersey Public Broadcasting Authority. To qualify for funding, the authority shall coordinate its emergency broadcast activities with emergency agencies on the federal, State, county and municipal levels in order to assure that the authority has relevant and accurate emergency information and to enhance the overall emergency communications network.

This bill requires that director of the State Office of Emergency Management to notify the New Jersey Public Broadcasting Authority when an emergency condition exists or is imminent.

FISCAL IMPACT:

This bill makes no appropriation but provides, upon application to the Governor's Advisory Council for Emergency Services by the authority and approval by the Governor, for the authority to be reimbursed for the costs of these broadcasts from the Emergency Services Fund. The Governor's approval is required to conform with the provision in the "Emergency Services Act of 1972" (P.L. 1972, c. 133).

COMMITTEE AMENDMENTS:

The Committee made a technical amendment to correctly identify the new Department of Veterans' Affairs and Defense.

ASSEMBLY TRANSPORTATION AND  
COMMUNICATIONS COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 182**

with Assembly committee amendments

**STATE OF NEW JERSEY**

DATED: January 21, 1988

The Assembly Transportation and Communications Committee favorably reports Assembly Bill No. 182 with amendments.

This bill establishes conditions for funding emergency broadcasts by the New Jersey Public Broadcasting Authority. To qualify for funding, the authority shall coordinate its emergency broadcast activities with emergency entities on the federal, State, county and municipal levels in order to assure that the authority has relevant and accurate emergency information and to enhance the overall emergency communications network.

Because the State Office of Emergency Management coordinates the State's emergency services, this bill requires the director of that office to notify the New Jersey Public Broadcasting Authority when an emergency condition exists or is imminent. "Emergency" includes floods, hurricanes, civil disorders or any other catastrophe of substantial endangerment to the State.

The bill adds the Executive Director of the New Jersey Public Broadcasting Authority as a member of the Governor's Advisory Council for Emergency Services and stipulates that if funds are not sufficient to meet the expenses of the emergency broadcasts, the council shall, upon application to it by the authority and approval by the Governor, reimburse the authority for the costs of these broadcasts from the Emergency Services Fund. The bill also provides that the Governor's approval is required before these funds are to be made available so that the bill conforms with the provision in the "Emergency Services Act of 1972;" P.L.1972, c.133, that authorizes expenditures from the Emergency Services Fund upon approval of the Governor.

An amendment was adopted by the committee to reflect the recent change in the name of what is now the Department of Defense and Veterans' Affairs.

This bill was pre-filed for introduction in the 1988 session pending technical review. As reported the bill includes the changes required by technical review which has been performed.

SENATE TRANSPORTATION AND COMMUNICATIONS  
COMMITTEE

STATEMENT TO

[SECOND REPRINT]

**ASSEMBLY, No. 182**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: December 1, 1988

The Senate Transportation and Communications Committee favorably reports Assembly Bill No. 182 (2R) with committee amendments.

This amended bill establishes conditions for funding emergency broadcasts by the New Jersey Public Broadcasting Authority. To qualify for funding, the authority shall coordinate its emergency broadcast activities with emergency entities on the federal, State, county and municipal levels in order to assure that the authority has relevant and accurate emergency information and to enhance the overall emergency communications network.

Because the State Office of Emergency Management coordinates the State's emergency services, this bill requires the director of that office to notify the New Jersey Public Broadcasting Authority when an emergency condition exists or is imminent. "Emergency" includes floods, hurricanes, civil disorders or any other catastrophe of substantial endangerment to the State.

The bill adds the Executive Director of the New Jersey Public Broadcasting Authority as a member of the Governor's Advisory Council for Emergency Services and stipulates that if funds are not sufficient to meet the expenses of the emergency broadcasts, the council shall, upon application to it by the authority and approval by the Governor, reimburse the authority for the costs of these broadcasts from the Emergency Services Fund. The bill also provides that the Governor's approval is required before these funds are to be made available so that the bill conforms with the provision in the "Emergency Services Act of 1972," P.L.1972, c.133, which authorizes expenditures from the Emergency Services Fund upon approval of the Governor.