

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 5, 1951

By Mr. HANNOLD

Referred to Committee on Counties and Municipalities

AN ACT concerning certain county park commissions, providing for the appointment of park commissioners, terminating the terms of office of park commissioners presently serving, and amending sections 40:37-97 and 40:37-98 of the Revised Statutes.

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

1 1. Section 40:37-97 of the Revised Statutes is amended to read as
2 follows:

3 40:37-97. In any county having a population of more than two hundred
4 thousand, which is governed by sections 40:37-96 to 40:37-174 of this Title,
5 the [Justice of the Supreme Court presiding in the courts of that county]
6 Governor, with the advice and consent of the Senate, shall appoint five per-
7 sons a board of commissioners to be known as "the
8 county park commission" (inserting name of county).

1 2. Section 40:37-98 of the Revised Statutes is amended to read as
2 follows:

3 40:37-98. The commissioners first appointed in any county shall hold
4 office for the term of one, two, three, four and five years respectively, as indi-
5 cated and fixed in their [orders of appointment] appointments. Thereafter
6 all commissioners shall hold office for the full term of five years and vacancies

7 shall be filled by the [Justice of the Supreme Court] Governor by appoint-
8 ment for the unexpired term only.

1 3. On the effective date of this act, the terms of the commissioners
2 theretofore appointed shall cease. The commissioners first appointed by the
3 Governor as provided in this act to replace such commissioners whose terms
4 are hereby terminated shall hold office for the term of one, two, three, four
5 and five years respectively, as indicated and fixed in their appointments.

1 4. This act shall take effect immediately.

[OFFICIAL COPY REPRINT]

SENATE, No. 51

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 5, 1951

By Mr. HANNOLD

Referred to Committee on Counties and Municipalities

AN ACT concerning certain county park commissions, providing for the appointment of park commissioners, terminating the terms of office of park commissioners presently serving, and amending sections 40:37-97 and 40:37-98 of the Revised Statutes.

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

1 1. Section 40:37-97 of the Revised Statutes is amended to read as
2 follows:

3 40:37-97. In any county having a population of more than two hundred
4 thousand, which is governed by sections 40:37-96 to 40:37-174 of this Title,
5 the Governor, with the advice and consent of the Senate, shall appoint five
6 persons a board of commissioners to be known as "the
7 county park commission" (inserting name of county).

1 2. Section 40:37-98 of the Revised Statutes is amended to read as
2 follows:

3 40:37-98. The commissioners first appointed in any county shall hold
4 office for the term of one, two, three, four and five years respectively, as indi-
5 cated and fixed in their appointments. Thereafter all commissioners shall
6 hold office for the full term of five years and vacancies shall be filled by the

7 Governor, with the advice and consent of the Senate, by appointment for
8 the unexpired term only.

1 3. On the effective date of this act, the terms of the commissioners
2 theretofore appointed shall cease. The commissioners first appointed by the
3 Governor as provided in this act to replace such commissioners whose terms
4 are hereby terminated shall hold office for the term of one, two, three, four
5 and five years respectively, as indicated and fixed in their appointments.

1 4. Wherever in any law reference is made to members of county park
2 commissions appointed or to be appointed by a Supreme Court justice
3 under the provisions of section 40:37-97 of the Revised Statutes, the same
4 shall be deemed to refer to members of county park commissions appointed
5 in the manner provided by said section 40:37-97 of the Revised Statutes as
6 in this act amended.

1 5. This act shall take effect immediately.

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ASSEMBLY AMENDMENTS TO

SENATE, No. 51

[OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

ADOPTED APRIL 30, 1951

Amend page 1, title, lines 2 and 3, delete the words "terminating the terms of office of park commissioners presently serving, and".

Amend page 1, title, last line, after the word "Statutes" insert the words " , and supplementing subdivision C of article five of chapter thirty-seven of Title 40 of the Revised Statutes".

Amend page 1, section 2, delete lines 3 to 6, inclusive, and insert in lieu thereof the following :

"40:37-98. Each person appointed a member of a county park commission (also referred to as county park commissioner) under the provisions of section 40:37-97 of the Revised Statutes shall hold such office for a term of five years and shall serve until his successor has been appointed and has qualified; except that any vacancy in the membership of any such county park commission occurring other than by expiration of term shall be filled by the Governor, with the advice and consent of the Senate, by appointment for the unexpired term only."

Amend page 2, section 2, delete lines 7 and 8 in their entirety.

Amend page 2, section 3, delete lines 1 to 5, inclusive, and insert in lieu thereof the following :

"3. Nothing contained in this act shall be construed to affect the terms of office of members of county park commissions heretofore appointed under the provisions of section 40:37-97 of the Revised Statutes and in office on the effective date of this act; nor shall anything herein be construed to extend the period of time during which such members may serve in their respective offices."

Amend page 2, immediately following section 3, insert the following new section:

"4. Any member of a county park commission appointed under the provisions of section 40:37-97 of the Revised Statutes, as in this act amended, may be removed from office by the Governor, for cause, upon notice and opportunity to be heard."

Amend page 2, section 4, line 1, change the section number "4" to section number "5".

Amend page 2, section 5, line 1, change the section number "5" to section number "6".