

STATE OF NEW JERSEY

INTRODUCED MAY 5, 1948

By Mr. ARMSTRONG

Referred to Committee on State Government Reorganization

AN Act relating to the reorganization of the executive and administrative offices, departments, and instrumentalities of the State Government; and establishing and concerning a Department of Law and Public Safety as a principal department in the executive branch of the State Government.

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

1 1. There is hereby established in the executive branch of the State Gov-
2 ernment a principal department which shall be known as the Department of
3 Law and Public Safety.

4 *As used in this act, unless the context clearly indicates otherwise, the*
5 words "the department" mean the Department of Law and Public Safety
6 herein established.

1 2. The head of the Department of Law and Public Safety shall be the
2 Attorney-General who shall be appointed by the Governor, with the advice
3 and consent of the Senate, and who shall serve during the term of office of
4 the Governor. He shall receive such salary as shall be provided by law. Any
5 vacancy occurring in the office of Attorney-General shall be filled in the
6 same manner as the original appointment, but for the unexpired term only.

7 The person in office as Attorney-General on the thirtieth day of June,
8 one thousand nine hundred and forty-eight, shall hold the office of Attorney-
9 General in the Department of Law and Public Safety established hereunder

10 for the period of his term which remains unexpired on the effective date of
11 this act, and until his successor has been appointed and has qualified.

1 3. There is hereby established in the Department of Law and Public
2 Safety a Division of Law, a Division of State Police, a Division of Alco-
3 holic Beverage Control, and a Division of Motor Vehicles.

4 The Attorney-General shall have authority to organize and maintain in
5 his offices an Administrative Division and to assign to employment therein
6 such secretarial, clerical and other assistants in the department as his office
7 and the internal operations of the department shall require.

1 4. The Attorney-General, in addition to the functions, powers and duties
2 specifically conferred and imposed upon him, shall:

3 a. Maintain suitable headquarters for the department and such other
4 quarters within the State as he may deem necessary to the department's
5 proper functioning;

6 b. Have general responsibility for the department's operations under
7 this act;

8 c. Supervise the organization of the department and changes in the or-
9 ganization thereof, except that the divisions, bureaus, boards, and offices
10 herein specifically provided shall be maintained;

11 d. Formulate and adopt rules and regulations for the efficient conduct
12 of the work and general administration of the department, its officers and
13 employees;

14 e. Adopt uniform procedures for all secretarial, recording and clerical
15 duties of each of the divisions, bureaus and other agencies within the de-
16 partment;

17 f. Perform such other functions and duties as the Governor may pre-
18 scribe;

19 g. Be the request officer of the department within the meaning of such
20 term as defined in chapter one hundred twelve of the laws of one thousand
21 nine hundred and forty-four; and

22 h. Make an annual report to the Governor and to the Legislature of the

23 department's operations, and render such other reports as the Governor or
24 the Legislature shall from time to time request.

1 5. The Division of Law shall be headed by the Attorney-General and
2 shall be administered by him and his deputy attorneys-general and deputy
3 assistant attorneys-general as provided herein and as may be provided by
4 other law.

5 The Department of Law, together with all of its functions, powers and
6 duties, is continued; but such department is hereby transferred to and con-
7 stituted the Division of Law in the Department of Law and Public Safety
8 established hereunder.

9 The functions, powers and duties conferred upon, or required to be ex-
10 ercised or performed by the Attorney-General are continued but such func-
11 tions, powers and duties are hereby transferred to and vested in the Division
12 of Law established hereunder, and shall be exercised and performed by the
13 Attorney-General as the head of such division.

1 6. The Department of State Police, together with all of its functions,
2 powers and duties is continued, but such department is hereby transferred
3 to and constituted the Division of State Police in the Department of Law
4 and Public Safety established hereunder.

1 7. The executive and administrative head of the Division of State Po-
2 lice shall be the Superintendent of State Police, who shall be a person quali-
3 fied by training and experience to direct the work of such division. The
4 Superintendent of State Police shall be appointed by the Governor, with the
5 advice and consent of the Senate, and shall receive such salary as shall be
6 provided by law. He shall devote his entire time and attention to the du-
7 ties of his office. He shall hold his office for an initial term of two years
8 and if then reappointed he shall hold his office without term, and during
9 good behavior, subject to removal from office by the Governor, for cause,
10 after a public hearing; except that the person in office as Superintendent of
11 State Police in the existing Department of State Police on the thirtieth
12 day of June, one thousand nine hundred and forty-eight, shall hold the office

13 of Superintendent of State Police in the Division of State Police established
14 hereunder without term, and during good behavior, subject to removal from
15 office by the Governor, for cause, after a public hearing.

1 8. The functions, powers and duties of the Superintendent of State
2 Police in the existing Department of State Police are continued, but such
3 functions, powers and duties are hereby transferred to and vested in the
4 Superintendent of State Police designated as the executive and adminis-
5 trative head of the Division of State Police established hereunder, and shall
6 be exercised and performed by him through such division.

1 9. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of State Police is continued as the organization of
4 the Division of State Police established hereunder.

1 10. There is hereby established in the Division of State Police, a Bu-
2 reau of Weights and Measures.

3 The Department of Weights and Measures, together with all of its func-
4 tions, powers and duties, is continued, but such department is hereby trans-
5 ferred to and constituted the Bureau of Weights and Measures in the Divi-
6 sion of State Police established hereunder.

7 The functions, powers and duties of the State Superintendent of the
8 existing Department of Weights and Measures, are continued, but such
9 functions, powers and duties are hereby transferred to and vested in the
10 Superintendent of State Police designated as the head of the Division of
11 State Police established hereunder, and shall be exercised and performed
12 by him through the Bureau of Weights and Measures in such division.

1 11. There is hereby established in the Division of State Police, a Bu-
2 reau of Fish and Game Law Enforcement.

1 12. The authority heretofore exercised by the State Commissioner of
2 Conservation, the Division of Fish and Game and the Fish and Game Coun-
3 cil therein, or any other department, agency or officer of the State, to ap-
4 point, direct, supervise, control, prescribe the powers and duties of, or issue

5 any authorization to, fish and game wardens and deputy fish and game
6 wardens, is hereby transferred to and vested in the Superintendent of State
7 Police designated as the head of the Division of State Police established
8 hereunder, and shall be exercised and performed by him through the Bu-
9 reau of Fish and Game Law Enforcement in such division.

10 The functions, powers and duties of fish and game wardens and deputy
11 fish and game wardens are continued but such functions, powers and duties
12 shall be exercised and performed by the fish and game wardens and deputy
13 fish and game wardens in the Bureau of Fish and Game Law Enforcement
14 established hereunder, under the supervision and direction of the Superin-
15 tendent of State Police.

16 Such fish and game wardens and deputy fish and game wardens pres-
17 ently employed in the service of the State as the Superintendent of State
18 Police shall determine are needed for the proper enforcement of the fish
19 and game laws are hereby transferred to the Bureau of Fish and Game
20 Law Enforcement established hereunder in the Division of State Police.

21 All appropriations available and to become available to any department
22 or agency of the State as and for compensation for fish and game wardens
23 and deputy fish and game wardens, and for the enforcement of the fish and
24 game laws, are hereby transferred to the Bureau of Fish and Game Law
25 Enforcement established hereunder in the Division of State Police, and shall
26 be available for the objects and purposes for which appropriated.

1 13. There is hereby established in the Division of State Police, a
2 Bureau of Tenement House Supervision.

1 14. The Board of Tenement House Supervision of the State of New
2 Jersey, together with all of its functions, powers and duties, is continued but
3 such board is hereby transferred to and constituted the Bureau of Tenement
4 House Supervision in the Division of State Police established hereunder.

5 Except as otherwise provided herein the Board of Tenement House
6 Supervision of the State of New Jersey shall continue to have all of the
7 powers and shall exercise all of the functions and duties vested in, or im-

8 posed upon, it by law. This act shall not affect the terms of office of the
9 present members of such board. Such board shall continue to be constituted
10 as provided by existing law.

1 15. The authority vested pursuant to existing law in the Board of Tene-
2 ment House Supervision of the State of New Jersey to appoint, employ or
3 remove officers or employees is hereby transferred to and vested in the
4 Superintendent of State Police designated as the head of the Division of
5 State Police established hereunder. The Superintendent of State Police shall
6 fix the compensation of all persons appointed or employed by him pursuant
7 to such authority. Persons thus appointed or employed shall be assigned to
8 such duties as the Superintendent of State Police shall prescribe.

1 16. The Department of Alcoholic Beverage Control, together with all of
2 its functions, powers and duties, is continued, but such department is hereby
3 transferred to and constituted the Division of Alcoholic Beverage Control in
4 the Department of Law and Public Safety established hereunder.

1 17. The Division of Alcoholic Beverage Control shall be headed by a di-
2 rector, who shall be a person qualified by training and experience to direct
3 the work of such division. The director of such division shall be appointed
4 by the Governor, with the advice and consent of the Senate, and shall receive
5 such salary as shall be provided by law. He shall devote his entire time and
6 attention to the duties of his office. He shall hold his office for an initial term
7 of two years and if then reappointed he shall hold his office without term,
8 and during good behavior, subject to removal from office by the Governor,
9 for cause, after a public hearing; except that the person in office as State
10 Commissioner of Alcoholic Beverage Control on the thirtieth day of June,
11 one thousand nine hundred and forty-eight, shall hold the office of director
12 of the Division of Alcoholic Beverage Control established hereunder with-
13 out term and during good behavior, subject to removal from office by the
14 Governor, for cause, after a public hearing.

1 18. The functions, powers and duties of the State Commissioner of Al-
2 coholic Beverage Control, are continued, but such functions, powers and du-

3 ties are hereby transferred to and vested in the director of the Division of
4 Alcoholic Beverage Control established hereunder, and shall be exercised
5 and performed by him through such division.

1 19. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of Alcoholic Beverage Control is continued as the
4 organization of the Division of Alcoholic Beverage Control established here-
5 under; *provided, however*, that divisions in the Department of Alcoholic
6 Beverage Control shall hereafter be constituted bureaus in the Division of
7 Alcoholic Beverage Control established hereunder, and any person in charge
8 of any such bureau shall hereafter be known and designated as deputy di-
9 rector in the Division of Alcoholic Beverage Control established hereunder.

1 20. The Department of Motor Vehicles, together with all of its functions,
2 powers and duties, is continued, but such department is hereby transferred
3 to and constituted the Division of Motor Vehicles in the Department of Law
4 and Public Safety established hereunder.

1 21. The Division of Motor Vehicles shall be headed by a director, who
2 shall be a person qualified by training and experience to direct the work of
3 such division. The director of such division shall be appointed by the
4 Governor, with the advice and consent of the Senate, and shall receive such
5 salary as shall be provided by law. He shall devote his entire time and at-
6 tention to the duties of his office. He shall hold his office for an initial term
7 of two years and if then reappointed he shall hold his office without term,
8 and during good behavior, subject to removal from office by the Governor,
9 for cause, after a public hearing; except that the person in office as com-
10 missioner of motor vehicles on the thirtieth day of June, one thousand nine
11 hundred and forty-eight, shall hold the office of director of the Division of
12 Motor Vehicles established hereunder without term and during good be-
13 havior, subject to removal from office by the Governor, for cause, after a
14 public hearing.

1 22. The functions, powers and duties of the Commissioner of Motor
2 Vehicles are continued, but such functions, powers and duties are hereby
3 transferred to and vested in the director of the Division of Motor Vehicles
4 established hereunder, and shall be exercised and performed by him through
5 such division.

1 23. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of Motor Vehicles is continued as the organization
4 of the Division of Motor Vehicles established hereunder; *provided, how-*
5 *ever*, that any person appointed, pursuant to law, as a deputy in such di-
6 vision shall hereafter be known and designated as deputy director of motor
7 vehicles.

1 24. The Attorney-General shall, after consultation with the heads of the
2 several divisions in the department, develop, and from time to time revise,
3 a program designed to accomplish the greatest possible efficiency of depart-
4 mental operations. He shall, subject to the approval of the Governor:

5 a. Co-ordinate the inspectional and law enforcement activities of the de-
6 partment, and the several divisions and other agencies therein, in a manner
7 designed to eliminate overlapping and duplicating functions; and

8 b. Integrate within the department, so far as practicable, all staff serv-
9 ices of the department and of the several divisions and other agencies therein.

1 25. Any power, except (1) that of adjudication after a hearing required
2 by statute, (2) that of granting or denying any application for a license, per-
3 mit, transportation insignia, or removal of a disqualification, and (3) that
4 of extending, transferring, suspending, revoking or reinstating any license
5 or permit, which may be vested in the head of the Division of State Police,
6 the head of the Division of Alcoholic Beverage Control, or the head of the
7 Division of Motor Vehicles, may, subject to the approval of the Governor,
8 be exercised by the Attorney-General, and to the extent that such power is
9 exercised by the Attorney-General the power of the head of the division shall
10 be superseded.

1 26. All files, books, papers, records, equipment and other property of
2 any department, officer or agency, the functions, powers and duties of which
3 have been herein assigned or transferred to the Department of Law and
4 Public Safety or to any officer or agency designated, continued or consti-
5 tuted hereunder, shall, upon the effective date of this act be transferred to
6 the officer or agency to which such assignment or transfer has been made
7 hereunder.

1 27. This act shall not affect the orders, rules and regulations hereto-
2 fore made or promulgated by any department, officer or agency, the func-
3 tions, powers and duties of which have been herein assigned or transferred
4 to the Department of Law and Public Safety or to any officer or agency des-
5 igned, continued or constituted hereunder; but such orders, rules and reg-
6 ulations shall continue with full force and effect until amended or repealed
7 pursuant to law.

1 28. This act shall not affect actions or proceedings, civil or criminal,
2 brought by or against any department, officer or agency, the functions, powers
3 and duties of which have been herein assigned or transferred to the Depart-
4 ment of Law and Public Safety or to any officer or agency designated, con-
5 tinued or constituted hereunder, and pending on the effective date of this
6 act, but such actions or proceedings may be prosecuted or defended in the
7 same manner and to the same effect by the department, officer or agency
8 to which such assignment or transfer has been made hereunder, as if the
9 foregoing provisions had not taken effect; nor shall any of the foregoing pro-
10 visions affect any order or recommendation made by, or other matters or
11 proceedings before, any department, officer or agency, the functions, powers
12 and duties of which have been herein assigned or transferred to the Depart-
13 ment of Law and Public Safety or to any officer or agency designated, con-
14 tinued or constituted hereunder, and all such matters or proceedings pending
15 before such department, officer or agency on the effective date of this act
16 shall be continued by the department, officer or agency to which such assign-

17 ment or transfer has been made hereunder, as if the foregoing provisions
18 had not taken effect.

1 29. To the extent necessary to carry out the intent and provisions of
2 this act, the Attorney-General, with the approval of the Governor, may make
3 transfers of appropriations, in whole or in part, available and to become
4 available to any department, officer or agency affected by the provisions
5 of this act.

1 30. Such employees of any department, office or other agency, the func-
2 tions, powers and duties of which have been herein assigned or transferred
3 to the Department of Law and Public Safety or to any office or agency des-
4 igned, continued or constituted therein, as the head of the department,
5 office or agency to which such functions, powers and duties have been herein
6 assigned or transferred, may determine are needed for the proper perform-
7 ance of the functions and duties imposed upon such department, office or
8 agency, are hereby transferred to the department, office or agency to which
9 such functions, powers and duties have been herein assigned or transferred.

1 31. Nothing in this act shall be construed to deprive any person of any
2 tenure rights or of any right or protection provided him by Title 11 of the
3 Revised Statutes, Civil Service, or under any pension law or retirement
4 system.

1 32. Whenever the term "Attorney-General" occurs or any reference
2 is made thereto in any law, contract or document, the same shall be deemed
3 to mean or refer to the Attorney-General designated herein as the head of
4 the Department of Law and Public Safety established hereunder.

5 Whenever the term "Department of Law" occurs or any reference is
6 made thereto in any law, contract or document, the same shall be deemed
7 to mean or refer to the Division of Law established hereunder.

8 Whenever the term "deputy Attorney-General" occurs or any refer-
9 ence is made thereto in any law, contract or document, the same shall be
10 deemed to mean or refer to a deputy Attorney-General employed in the
11 Division of Law established hereunder.

12 Whenever the term "assistant deputy Attorney-General" occurs or any
13 reference is made thereto in any law, contract or document, the same shall
14 be deemed to mean or refer to an assistant deputy Attorney-General em-
15 ployed in the Division of Law established hereunder.

16 Whenever the term "member of the Department of Law" occurs or any
17 reference is made thereto in any law, contract or document, the same shall
18 be deemed to mean or refer to a member of the Division of Law established
19 hereunder.

20 Whenever the term "Department of Alcoholic Beverage Control" oc-
21 curs or any reference is made thereto in any law, contract or document, the
22 same shall be deemed to mean or refer to the Division of Alcoholic Bever-
23 age Control established hereunder.

24 Whenever the term "State Commissioner of Alcoholic Beverage Con-
25 trol" occurs or any reference is made thereto in any law, contract or docu-
26 ment, the same shall be deemed to mean or refer to the director of the Di-
27 vision of Alcoholic Beverage Control established hereunder.

28 Whenever the term "Department of Motor Vehicles" occurs or any
29 reference is made thereto in any law, contract or document, the same shall
30 be deemed to mean or refer to the Division of Motor Vehicles established
31 hereunder.

32 Whenever the term "Commissioner of Motor Vehicles" occurs or any
33 reference is made thereto in any law, contract or document, the same shall
34 be deemed to mean or refer to the director of the Division of Motor Vehicles
35 established hereunder.

36 Whenever the term "Department of State Police" occurs or any ref-
37 erence is made thereto in any law, contract or document, the same shall
38 be deemed to mean or refer to the Division of State Police established here-
39 under.

40 Whenever the term "Superintendent of State Police" occurs or any
41 reference is made thereto in any law, contract or document, the same shall

42 be deemed to mean or refer to the Superintendent of State Police desig-
43 nated as the head of the Division of State Police established hereunder.

44 Whenever the term "Department of Weights and Measures" occurs or
45 any reference is made thereto in any law, contract or document, the same
46 shall be deemed to mean or refer to the Bureau of Weights and Measures
47 in the Division of State Police established hereunder.

48 Whenever the term "State Superintendent of Weights and Measures"
49 occurs or any reference is made thereto in any law, contract or document,
50 the same shall be deemed to mean or refer to the Superintendent of State
51 Police designated as the head of the Division of State Police established
52 hereunder.

53 Whenever the term "Board of Tenement House Supervision of the
54 State of New Jersey" occurs or any reference is made thereto in any law,
55 contract or document, the same shall be deemed to mean or refer to the
56 Board of Tenement House Supervision of the State of New Jersey consti-
57 tuted the Bureau of Tenement House Supervision in the Division of State
58 Police established hereunder.

1 33. The term of office of the present Superintendent of Weights and
2 Measures shall expire on the effective date of this act.

1 34. All acts and parts of acts inconsistent with any of the provisions
2 of this act are, to the extent of such inconsistency, hereby repealed.

1 35. This act shall be known as, and may be cited as, the "Department
2 of Law and Public Safety Act of 1948."

1 36. This act shall take effect on the first day of July, one thousand
2 nine hundred and forty-eight, except that any appointment, and any con-
3 firmation or approval of any appointment permitted by this act may be
4 made prior to such date.

STATEMENT

This bill is one of the series of administrative reorganization bills designed to implement the provisions of Article V, Section IV, of the new State Constitution. It would establish in the Executive Branch of the State Government a principal department known as the Department of Law and Public Safety.

Within the intent and spirit of the new Constitution, and to accomplish maximum efficiency and economy:

(1) All of the major law enforcement agencies of the State, together with their respective functions, powers and duties, are consolidated within the proposed department;

(2) The over-all responsibility for the administration of the agencies consolidated within the proposed department is imposed in the head of the department, i. e., the Attorney-General, and in him is vested the administrative authority essential to the effective carrying out of such responsibility; and

(3) The head of the new department will become responsible for the elimination of any overlapping and duplicating functions of the consolidated agencies, and for the full utilization of the staff services of these agencies.

In accordance with the mandate of the new Constitution, the head of the department will be appointed by the Governor, with the advice and consent of the Senate, and will serve during the term of office of the Governor. In keeping with the provisions of Article XI, Section III, paragraph 2, of the Constitution, the Attorney-General is continued in office until the expiration of his term of office and until his successor is appointed and has qualified.

The agencies to be consolidated under the bill within the new department are: the Department of Law; the Department of State Police; the Department of Weights and Measures; the Board of Tenement House Supervision of the State of New Jersey; the Department of Alcoholic Beverage Control; and the Department of Motor Vehicles. In addition, the responsibility for the enforcement of the fish and game laws, now residing in the State Department of Conservation, would be transferred to the new department.

The bill establishes four divisions in the proposed new department, i. e., a Division of Law, a Division of State Police, a Division of Alcoholic Beverage Control, and a Division of Motor Vehicles. The Division of Law would be under the personal supervision and direction of the Attorney-General. The Division of State Police would be under the immediate supervision of the Superintendent of State Police. The remaining two divisions would each be under the immediate supervision of a director. The Superintendent of State Police, the director of the Division of Alcoholic Beverage Control and the director of the Division of Motor Vehicles are required to be qualified by training and experience to direct the work assigned to their respective divisions. Each would be appointed by the Governor, with the advice and consent of the Senate, and would hold office for an initial term of two years. If then reappointed each would serve without term, holding his office during good behavior, and removable only by the Governor, for cause, after a public hearing. This would effectuate the development of a career service in the administration of each of these highly specialized governmental operations. The heads of the Department of State Police, the Department of Alcoholic Beverage Control, and Department of Motor Vehicles, in office on the effective date of this bill, are continued in office, in the corresponding divisions within the department, without terms, and during good behavior.

In addition to the functions now performed by the Department of State Police, the new Division of State Police will be charged with the responsibility of administering the functions of the Department of Weights and Measures and will supervise and direct the enforcement of the fish and game laws.

The State Board of Tenement House Supervision will continue to exercise its policy-making and regulatory functions, however, responsibility for the effective performance of the administrative and law enforcement operations of the board is vested in the Superintendent of State Police.

The bill requires the head of the department, among other things, to formulate and adopt rules and regulations for the efficient conduct of the work and general administration of the department, its officers and employees, and to

adopt uniform procedures for all secretarial, recording and clerical duties of each of the agencies within the department.

The Attorney-General is required, under the bill, to develop a program designed to accomplish the greatest possible efficiency of departmental operations and, subject to the approval of the Governor: to co-ordinate the inspectional and law enforcement activities of the department and the divisions and agencies therein, in a manner designed to eliminate overlapping and duplicating functions; and to integrate within the department, so far as practicable, all staff services of the department and of the several divisions and other agencies therein. Also, subject to the approval of the Governor, the Attorney-General may exercise any authority vested in the head of any division in the department, except that of adjudication after a hearing required by statute; that of granting or denying any application for a license, permit, transportation insignia, or removal of a disqualification; and that of extending, transferring, suspending, revoking or reinstating any license or permit.

SENATE, No. 27

STATE OF NEW JERSEY

INTRODUCED MAY 5, 1948

By Mr. ARMSTRONG

Referred to Committee on State Government Reorganization

AN ACT relating to the reorganization of the executive and administrative offices, departments, and instrumentalities of the State Government; and establishing and concerning a Department of Law and Public Safety as a principal department in the executive branch of the State Government.

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

1 1. There is hereby established in the executive branch of the State Gov-
2 ernment a principal department which shall be known as the Department of
3 Law and Public Safety.

4 As used in this act, unless the context clearly indicates otherwise, the
5 words "the department" mean the Department of Law and Public Safety
6 herein established.

1 2. The head of the Department of Law and Public Safety shall be the
2 Attorney-General who shall be appointed by the Governor, with the advice
3 and consent of the Senate, and who shall serve during the term of office of
4 the Governor. He shall receive such salary as shall be provided by law. Any
5 vacancy occurring in the office of Attorney-General shall be filled in the
6 same manner as the original appointment, but for the unexpired term only.

7 The person in office as Attorney-General on the thirtieth day of June,
8 one thousand nine hundred and forty-eight, shall hold the office of Attorney-
9 General in the Department of Law and Public Safety established hereunder

10 for the period of his term which remains unexpired on the effective date of
11 this act, and until his successor has been appointed and has qualified.

1 3. There is hereby established in the Department of Law and Public
2 Safety a Division of Law, a Division of State Police, a Division of Alco-
3 holic Beverage Control, and a Division of Motor Vehicles.

4 The Attorney-General shall have authority to organize and maintain in
5 his offices an Administrative Division and to assign to employment therein
6 such secretarial, clerical and other assistants in the department as his office
7 and the internal operations of the department shall require.

1 4. The Attorney-General, in addition to the functions, powers and duties
2 specifically conferred and imposed upon him, shall:

3 a. Maintain suitable headquarters for the department and such other
4 quarters within the State as he may deem necessary to the department's
5 proper functioning;

6 b. Have general responsibility for the department's operations under
7 this act;

8 c. Supervise the organization of the department and changes in the or-
9 ganization thereof, except that the divisions, bureaus, boards, and offices
10 herein specifically provided shall be maintained;

11 d. Formulate and adopt rules and regulations for the efficient conduct
12 of the work and general administration of the department, its officers and
13 employees;

14 e. Adopt uniform procedures for all secretarial, recording and clerical
15 duties of each of the divisions, bureaus and other agencies within the de-
16 partment;

17 f. Perform such other functions and duties as the Governor may pre-
18 scribe;

19 g. Be the request officer of the department within the meaning of such
20 term as defined in chapter one hundred twelve of the laws of one thousand
21 nine hundred and forty-four; and

22 h. Make an annual report to the Governor and to the Legislature of the

23 department's operations, and render such other reports as the Governor or
24 the Legislature shall from time to time request.

1 5. The Division of Law shall be headed by the Attorney-General and
2 shall be administered by him and his deputy attorneys-general and deputy
3 assistant attorneys-general as provided herein and as may be provided by
4 other law.

5 The Department of Law, together with all of its functions, powers and
6 duties, is continued, but such department is hereby transferred to and con-
7 stituted the Division of Law in the Department of Law and Public Safety
8 established hereunder.

9 The functions, powers and duties conferred upon, or required to be ex-
10 ercised or performed by the Attorney-General are continued but such func-
11 tions, powers and duties are hereby transferred to and vested in the Division
12 of Law established hereunder, and shall be exercised and performed by the
13 Attorney-General as the head of such division.

1 6. The Department of State Police, together with all of its functions,
2 powers and duties is continued, but such department is hereby transferred
3 to and constituted the Division of State Police in the Department of Law
4 and Public Safety established hereunder.

1 7. The executive and administrative head of the Division of State Po-
2 lice shall be the Superintendent of State Police, who shall be a person quali-
3 fied by training and experience to direct the work of such division. The
4 Superintendent of State Police shall be appointed by the Governor, with the
5 advice and consent of the Senate, and shall receive such salary as shall be
6 provided by law. He shall devote his entire time and attention to the du-
7 ties of his office. He shall hold his office for an initial term of two years
8 and if then reappointed he shall hold his office without term, and during
9 good behavior, subject to removal from office by the Governor, for cause,
10 after a public hearing; except that the person in office as Superintendent of
11 State Police in the existing Department of State Police on the thirtieth
12 day of June, one thousand nine hundred and forty-eight, shall hold the office

13 of Superintendent of State Police in the Division of State Police established
14 hereunder without term, and during good behavior, subject to removal from
15 office by the Governor, for cause, after a public hearing.

1 8. The functions, powers and duties of the Superintendent of State
2 Police in the existing Department of State Police are continued, but such
3 functions, powers and duties are hereby transferred to and vested in the
4 Superintendent of State Police designated as the executive and adminis-
5 trative head of the Division of State Police established hereunder, and shall
6 be exercised and performed by him through such division.

1 9. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of State Police is continued as the organization of
4 the Division of State Police established hereunder.

1 10. There is hereby established in the Division of State Police, a Bu-
2 reau of Weights and Measures.

3 The Department of Weights and Measures, together with all of its func-
4 tions, powers, and duties, is continued, but such department is hereby trans-
5 ferred to and constituted the Bureau of Weights and Measures in the Divi-
6 sion of State Police established hereunder.

7 The functions, powers and duties of the State Superintendent of the
8 existing Department of Weights and Measures, are continued, but such
9 functions, powers and duties are hereby transferred to and vested in the
10 Superintendent of State Police designated as the head of the Division of
11 State Police established hereunder, and shall be exercised and performed
12 by him through the Bureau of Weights and Measures in such division.

1 11. There is hereby established in the Division of State Police, a Bu-
2 reau of Fish and Game Law Enforcement.

1 12. The authority heretofore exercised by the State Commissioner of
2 Conservation, the Division of Fish and Game and the Fish and Game Coun-
3 cil therein, or any other department, agency or officer of the State, to ap-
4 point, direct, supervise, control, prescribe the powers and duties of, or issue

5 any authorization to, fish and game wardens and deputy fish and game
6 wardens, is hereby transferred to and vested in the Superintendent of State
7 Police designated as the head of the Division of State Police established
8 hereunder, and shall be exercised and performed by him through the Bu-
9 reau of Fish and Game Law Enforcement in such division.

10 The functions, powers and duties of fish and game wardens and deputy
11 fish and game wardens are continued but such functions, powers and duties
12 shall be exercised and performed by the fish and game wardens and deputy
13 fish and game wardens in the Bureau of Fish and Game Law Enforcement
14 established hereunder, under the supervision and direction of the Superin-
15 tendent of State Police.

16 Such fish and game wardens and deputy fish and game wardens pres-
17 ently employed in the service of the State as the Superintendent of State
18 Police shall determine are needed for the proper enforcement of the fish
19 and game laws are hereby transferred to the Bureau of Fish and Game
20 Law Enforcement established hereunder in the Division of State Police.

21 All appropriations available and to become available to any department
22 or agency of the State as and for compensation for fish and game wardens
23 and deputy fish and game wardens, and for the enforcement of the fish and
24 game laws, are hereby transferred to the Bureau of Fish and Game Law
25 Enforcement established hereunder in the Division of State Police, and shall
26 be available for the objects and purposes for which appropriated.

1 13. There is hereby established in the Division of State Police, a
2 Bureau of Tenement House Supervision.

1 14. The Board of Tenement House Supervision of the State of New
2 Jersey, together with all of its functions, powers and duties, is continued but
3 such board is hereby transferred to and constituted the Bureau of Tenement
4 House Supervision in the Division of State Police established hereunder.

5 Except as otherwise provided herein the Board of Tenement House
6 Supervision of the State of New Jersey shall continue to have all of the
7 powers and shall exercise all of the functions and duties vested in, or im-

8 posed upon, it by law. This act shall not affect the terms of office of the
9 present members of such board. Such board shall continue to be constituted
10 as provided by existing law.

1 15. The authority vested pursuant to existing law in the Board of Tene-
2 ment House Supervision of the State of New Jersey to appoint, employ or
3 remove officers or employees is hereby transferred to and vested in the
4 Superintendent of State Police designated as the head of the Division of
5 State Police established hereunder. The Superintendent of State Police shall
6 fix the compensation of all persons appointed or employed by him pursuant
7 to such authority. Persons thus appointed or employed shall be assigned to
8 such duties as the Superintendent of State Police shall prescribe.

1 16. The Department of Alcoholic Beverage Control, together with all of
2 its functions, powers and duties, is continued, but such department is hereby
3 transferred to and constituted the Division of Alcoholic Beverage Control in
4 the Department of Law and Public Safety established hereunder.

1 17. The Division of Alcoholic Beverage Control shall be headed by a di-
2 rector, who shall be a person qualified by training and experience to direct
3 the work of such division. The director of such division shall be appointed
4 by the Governor, with the advice and consent of the Senate, and shall receive
5 such salary as shall be provided by law. He shall devote his entire time and
6 attention to the duties of his office. He shall hold his office for an initial term
7 of two years and if then reappointed he shall hold his office without term,
8 and during good behavior, subject to removal from office by the Governor,
9 for cause, after a public hearing; except that the person in office as State
10 Commissioner of Alcoholic Beverage Control on the thirtieth day of June,
11 one thousand nine hundred and forty-eight, shall hold the office of director
12 of the Division of Alcoholic Beverage Control established hereunder with-
13 out term and during good behavior, subject to removal from office by the
14 Governor, for cause, after a public hearing.

1 18. The functions, powers and duties of the State Commissioner of Al-
2 coholic Beverage Control, are continued, but such functions, powers and du-

3 ties are hereby transferred to and vested in the director of the Division of
4 Alcoholic Beverage Control established hereunder, and shall be exercised
5 and performed by him through such division.

1 19. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of Alcoholic Beverage Control is continued as the
4 organization of the Division of Alcoholic Beverage Control established here-
5 under; *provided, however*, that divisions in the Department of Alcoholic
6 Beverage Control shall hereafter be constituted bureaus in the Division of
7 Alcoholic Beverage Control established hereunder, and any person in charge
8 of any such bureau shall hereafter be known and designated as deputy di-
9 rector in the Division of Alcoholic Beverage Control established hereunder.

1 20. The Department of Motor Vehicles, together with all of its functions,
2 powers and duties, is continued, but such department is hereby transferred
3 to and constituted the Division of Motor Vehicles in the Department of Law
4 and Public Safety established hereunder.

1 21. The Division of Motor Vehicles shall be headed by a director, who
2 shall be a person qualified by training and experience to direct the work of
3 such division. The director of such division shall be appointed by the
4 Governor, with the advice and consent of the Senate, and shall receive such
5 salary as shall be provided by law. He shall devote his entire time and at-
6 tention to the duties of his office. He shall hold his office for an initial term
7 of two years and if then reappointed he shall hold his office without term,
8 and during good behavior, subject to removal from office by the Governor,
9 for cause, after a public hearing; except that the person in office as com-
10 missioner of motor vehicles on the thirtieth day of June, one thousand nine
11 hundred and forty-eight, shall hold the office of director of the Division of
12 Motor Vehicles established hereunder without term and during good be-
13 havior, subject to removal from office by the Governor, for cause, after a
14 public hearing.

1 22. The functions, powers and duties of the Commissioner of Motor
2 Vehicles are continued, but such functions, powers and duties are hereby
3 transferred to and vested in the director of the Division of Motor Vehicles
4 established hereunder, and shall be exercised and performed by him through
5 such division.

1 23. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of Motor Vehicles is continued as the organization
4 of the Division of Motor Vehicles established hereunder; *provided, how-*
5 *ever,* that any person appointed, pursuant to law, as a deputy in such di-
6 vision shall hereafter be known and designated as deputy director of motor
7 vehicles.

1 24. The Attorney-General shall, after consultation with the heads of the
2 several divisions in the department, develop, and from time to time revise,
3 a program designed to accomplish the greatest possible efficiency of depart-
4 mental operations. He shall, subject to the approval of the Governor:

5 a. Co-ordinate the inspectional and law enforcement activities of the de-
6 partment, and the several divisions and other agencies therein, in a manner
7 designed to eliminate overlapping and duplicating functions; and

8 b. Integrate within the department, so far as practicable, all staff serv-
9 ices of the department and of the several divisions and other agencies therein.

1 25. Any power, except (1) that of adjudication after a hearing required
2 by statute, (2) that of granting or denying any application for a license, per-
3 mit, transportation insignia, or removal of a disqualification, and (3) that
4 of extending, transferring, suspending, revoking or reinstating any license
5 or permit, which may be vested in the head of the Division of State Police,
6 the head of the Division of Alcoholic Beverage Control, or the head of the
7 Division of Motor Vehicles, may, subject to the approval of the Governor,
8 be exercised by the Attorney-General, and to the extent that such power is
9 exercised by the Attorney-General the power of the head of the division shall
10 be superseded.

1 26. All files, books, papers, records, equipment and other property of
2 any department, officer or agency, the functions, powers and duties of which
3 have been herein assigned or transferred to the Department of Law and
4 Public Safety or to any officer or agency designated, continued or consti-
5 tuted hereunder, shall, upon the effective date of this act be transferred to
6 the officer or agency to which such assignment or transfer has been made
7 hereunder.

1 27. This act shall not affect the orders, rules and regulations hereto-
2 fore made or promulgated by any department, officer or agency, the func-
3 tions, powers and duties of which have been herein assigned or transferred
4 to the Department of Law and Public Safety or to any officer or agency des-
5 ignated, continued or constituted hereunder; but such orders, rules and reg-
6 ulations shall continue with full force and effect until amended or repealed
7 pursuant to law.

1 28. This act shall not affect actions or proceedings, civil or criminal,
2 brought by or against any department, officer or agency, the functions, powers
3 and duties of which have been herein assigned or transferred to the Depart-
4 ment of Law and Public Safety or to any officer or agency designated, con-
5 tinued or constituted hereunder, and pending on the effective date of this
6 act, but such actions or proceedings may be prosecuted or defended in the
7 same manner and to the same effect by the department, officer or agency
8 to which such assignment or transfer has been made hereunder, as if the
9 foregoing provisions had not taken effect; nor shall any of the foregoing pro-
10 visions affect any order or recommendation made by, or other matters or
11 proceedings before, any department, officer or agency, the functions, powers
12 and duties of which have been herein assigned or transferred to the Depart-
13 ment of Law and Public Safety or to any officer or agency designated, con-
14 tinued or constituted hereunder, and all such matters or proceedings pending
15 before such department, officer or agency on the effective date of this act
16 shall be continued by the department, officer or agency to which such assign-

17 ment or transfer has been made hereunder, as if the foregoing provisions
18 had not taken effect.

1 29. To the extent necessary to carry out the intent and provisions of
2 this act, the Attorney-General, with the approval of the Governor, may make
3 transfers of appropriations, in whole or in part, available and to become
4 available to any department, officer or agency affected by the provisions
5 of this act.

1 30. Such employees of any department, office or other agency, the func-
2 tions, powers and duties of which have been herein assigned or transferred
3 to the Department of Law and Public Safety or to any office or agency des-
4 igned, continued or constituted therein, as the head of the department,
5 office or agency to which such functions, powers and duties have been herein
6 assigned or transferred, may determine are needed for the proper perform-
7 ance of the functions and duties imposed upon such department, office or
8 agency, are hereby transferred to the department, office or agency to which
9 such functions, powers and duties have been herein assigned or transferred.

1 31. Nothing in this act shall be construed to deprive any person of any
2 tenure rights or of any right or protection provided him by Title 11 of the
3 Revised Statutes, Civil Service, or under any pension law or retirement
4 system.

1 32. Whenever the term "Attorney-General" occurs or any reference
2 is made thereto in any law, contract or document, the same shall be deemed
3 to mean or refer to the Attorney-General designated herein as the head of
4 the Department of Law and Public Safety established hereunder.

5 Whenever the term "Department of Law" occurs or any reference is
6 made thereto in any law, contract or document, the same shall be deemed
7 to mean or refer to the Division of Law established hereunder.

8 Whenever the term "deputy Attorney-General" occurs or any refer-
9 ence is made thereto in any law, contract or document, the same shall be
10 deemed to mean or refer to a deputy Attorney-General employed in the
11 Division of Law established hereunder.

12 Whenever the term "assistant deputy Attorney-General" occurs or any
13 reference is made thereto in any law, contract or document, the same shall
14 be deemed to mean or refer to an assistant deputy Attorney-General em-
15 ployed in the Division of Law established hereunder.

16 Whenever the term "member of the Department of Law" occurs or any
17 reference is made thereto in any law, contract or document, the same shall
18 be deemed to mean or refer to a member of the Division of Law established
19 hereunder.

20 Whenever the term "Department of Alcoholic Beverage Control" oc-
21 curs or any reference is made thereto in any law, contract or document, the
22 same shall be deemed to mean or refer to the Division of Alcoholic Bever-
23 age Control established hereunder.

24 Whenever the term "State Commissioner of Alcoholic Beverage Con-
25 trol" occurs or any reference is made thereto in any law, contract or docu-
26 ment, the same shall be deemed to mean or refer to the director of the Di-
27 vision of Alcoholic Beverage Control established hereunder.

28 Whenever the term "Department of Motor Vehicles" occurs or any
29 reference is made thereto in any law, contract or document, the same shall
30 be deemed to mean or refer to the Division of Motor Vehicles established
31 hereunder.

32 Whenever the term "Commissioner of Motor Vehicles" occurs or any
33 reference is made thereto in any law, contract or document, the same shall
34 be deemed to mean or refer to the director of the Division of Motor Vehicles
35 established hereunder.

36 Whenever the term "Department of State Police" occurs or any ref-
37 erence is made thereto in any law, contract or document, the same shall
38 be deemed to mean or refer to the Division of State Police established here-
39 under.

40 Whenever the term "Superintendent of State Police" occurs or any
41 reference is made thereto in any law, contract or document, the same shall

42 be deemed to mean or refer to the Superintendent of State Police desig-
43 nated as the head of the Division of State Police established hereunder.

44 Whenever the term "Department of Weights and Measures" occurs or
45 any reference is made thereto in any law, contract or document, the same
46 shall be deemed to mean or refer to the Bureau of Weights and Measures
47 in the Division of State Police established hereunder.

48 Whenever the term "State Superintendent of Weights and Measures"
49 occurs or any reference is made thereto in any law, contract or document,
50 the same shall be deemed to mean or refer to the Superintendent of State
51 Police designated as the head of the Division of State Police established
52 hereunder.

53 Whenever the term "Board of Tenement House Supervision of the
54 State of New Jersey" occurs or any reference is made thereto in any law,
55 contract or document, the same shall be deemed to mean or refer to the
56 Board of Tenement House Supervision of the State of New Jersey consti-
57 tuted the Bureau of Tenement House Supervision in the Division of State
58 Police established hereunder.

1 33. The term of office of the present Superintendent of Weights and
2 Measures shall expire on the effective date of this act.

1 34. All acts and parts of acts inconsistent with any of the provisions
2 of this act are, to the extent of such inconsistency, hereby repealed.

1 35. This act shall be known as, and may be cited as, the "Department
2 of Law and Public Safety Act of 1948."

1 36. This act shall take effect on the first day of July, one thousand
2 nine hundred and forty-eight, except that any appointment, and any con-
3 firmation or approval of any appointment permitted by this act may be
4 made prior to such date.

CORRECTED COPY

COMMITTEE SUBSTITUTE FOR

SENATE, No. 27

STATE OF NEW JERSEY

ADOPTED AUGUST 27, 1948

AN Act relating to the reorganization of the executive and administrative offices, departments, and instrumentalities of the State Government; and establishing and concerning a Department of Law and Public Safety as a principal department in the executive branch of the State Government.

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

1 1. There is hereby established in the executive branch of the State Gov-
2 ernment a principal department which shall be known as the Department of
3 Law and Public Safety.

4 As used in this act, unless the context clearly indicates otherwise, the
5 words "the department" mean the Department of Law and Public Safety
6 herein established.

1 2. The head of the Department of Law and Public Safety shall be the
2 Attorney General who shall be appointed by the Governor, with the advice
3 and consent of the Senate, and who shall serve during the term of office of
4 the Governor. He shall receive such salary as shall be provided by law.
5 Any vacancy occurring in the office of Attorney General shall be filled in the
6 same manner as the original appointment, but for the unexpired term only.

7 The person in office as Attorney-General on the thirty-first day of De-
8 cember, one thousand nine hundred and forty-eight, shall hold the office of
9 Attorney General in the Department of Law and Public Safety established
10 hereunder for the unexpired period of the term for which he was appointed,
11 and until his successor is appointed and qualifies.

1 3. There is hereby established in the Department of Law and Public
2 Safety a Division of Law, a Division of State Police, a Division of Alcoholic
3 Beverage Control, a Division of Motor Vehicles, a Division of Weights and
4 Measures and a Division of Professional Boards.

5 The Attorney General shall have the authority to organize and maintain
6 in his offices an Administrative Division and to assign to employment therein
7 such secretarial, clerical and other assistants in the department as his office
8 and the internal operations of the department shall require.

1 4. The Attorney General, in addition to the functions, powers and
2 duties specifically conferred and imposed upon him, shall:

3 a. Maintain suitable headquarters for the department and such other
4 quarters within the State as he may deem necessary to the department's
5 proper functioning;

6 b. Have general responsibility for the department's operations under
7 this act;

8 c. Supervise the organization of the department and changes in the or-
9 ganization thereof, except that the divisions, bureaus, boards, and offices
10 herein specifically provided shall be maintained;

11 d. Formulate and adopt rules and regulations for the efficient conduct
12 of the work and general administration of the department, its officers and
13 employees;

14 e. Adopt uniform procedures for all secretarial, recording and clerical
15 duties of each of the divisions, bureaus and other agencies within the de-
16 partment;

17 f. Perform such other functions and duties as the Governor may pre-
18 scribe;

19 g. Be the request officer of the department within the meaning of such
20 term as defined in chapter one hundred twelve of the laws of one thousand
21 nine hundred and forty-four; and

22 h. Make an annual report to the Governor and to the Legislature of the
23 department's operations, and render such other reports as the Governor or
24 the Legislature shall from time to time request.

1 5. The Division of Law shall be headed by the Attorney General and
2 shall be administered by him and his deputy attorneys-general and deputy
3 assistant attorneys-general as provided herein and as may be provided by
4 other law.

5 The Department of Law, together with all of its functions, powers and
6 duties, is continued, but such department is hereby transferred to and con-
7 stituted the Division of Law in the Department of Law and Public Safety
8 established hereunder.

9 The functions, powers and duties conferred upon, or required to be ex-
10 ercised or performed by the Attorney-General are continued but such func-
11 tions, powers and duties are hereby transferred to and vested in the Division
12 of Law established hereunder, and shall be exercised and performed by the
13 Attorney General as the head of such division.

1 6. The Department of State Police, together with all of its functions,
2 powers and duties is continued, but such department is hereby transferred
3 to and constituted the Division of State Police in the Department of Law
4 and Public Safety established hereunder.

1 7. The executive and administrative head of the Division of State Police
2 shall be the Superintendent of State Police, who shall be a person qualified
3 by training and experience to direct the work of such division. The Super-
4 intendent of State Police shall be appointed by the Governor, with the
5 advice and consent of the Senate, and shall serve during the term of office
6 of the Governor appointing him and until the superintendent's successor is
7 appointed and has qualified; *provided, however,* that the person in office as
8 Superintendent of State Police on the thirty-first day of December, one thou-
9 sand nine hundred and forty-eight, shall hold the office of Superintendent of
10 State Police in the Division of State Police established hereunder for the
11 unexpired period of the term for which he was appointed, and until his
12 successor is appointed and qualifies. The Superintendent of State Police
13 shall receive such salary as shall be provided by law and shall devote his
14 entire time and attention to the duties of his office. He may be removed

15 from office by the Governor, for cause, upon notice and opportunity to be
16 heard.

1 8. The functions, powers and duties of the Superintendent of State
2 Police in the existing Department of State Police are continued, but such
3 functions, powers and duties are hereby transferred to and vested in the
4 Superintendent of State Police designated as the executive and administra-
5 tive head of the Division of State Police established hereunder, and shall be
6 exercised and performed by him through such division.

1 9. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of the
3 existing Department of State Police is continued as the organization of the
4 Division of State Police established hereunder.

1 10. The Superintendent of State Police shall, at least once in every year,
2 and at such other times as he may deem the same necessary, call together
3 the fish and game wardens and deputy fish and game wardens of the Division
4 of Fish and Game in the Department of Conservation and Economic Develop-
5 ment for a course of training in efficient law enforcement and a general con-
6 ference on the ways and means of accomplishing the greatest possible
7 efficiency in the enforcement of the fish and game laws and regulations. The
8 schedule for conducting any such course of training and conference shall be
9 determined by the Superintendent of State Police after consultation with the
10 Director of said Division of Fish and Game. Fish and game wardens and
11 deputy fish and game wardens shall attend such courses and conferences as
12 scheduled. The Director of the Division of Fish and Game in the Depart-
13 ment of Conservation and Economic Development shall, either in person or
14 through a representative designated by him, assist the Superintendent of
15 State Police in the conduct of such courses of training and conferences.

1 11. The Superintendent of State Police shall, after consultation with the
2 Director of the Division of Fish and Game in the Department of Conserva-
3 tion and Economic Development, prescribe minimum qualifications to be met
4 by all persons who may hereafter be appointed as fish and game wardens

5 and deputy fish and game wardens. No person shall hereafter be appointed
6 a fish and game warden or a deputy fish and game warden unless he shall meet
7 the qualifications so prescribed, as well as such qualifications as may be pre-
8 scribed pursuant to Title 11 of the Revised Statutes, Civil Service.

1 12. There is hereby established in the Division of State Police, a Bureau
2 of Tenement House Supervision.

1 13. The Board of Tenement House Supervision of the State of New
2 Jersey, together with all of its functions, powers and duties, is continued but
3 such board is hereby transferred to and constituted the Bureau of Tenement
4 House Supervision in the Division of State Police established hereunder.

5 Except as otherwise provided herein the Board of Tenement House
6 Supervision of the State of New Jersey shall continue to have all of the
7 powers and shall exercise all of the functions and duties vested in, or im-
8 posed upon, it by law. This act shall not affect the terms of office of the
9 present members of such board. Such board shall continue to be constituted
10 as provided by existing law.

1 14. The authority vested pursuant to existing law in the Board of Tene-
2 ment House Supervision of the State of New Jersey to appoint, employ or
3 remove officers or employees is hereby transferred to and vested in the
4 Superintendent of State Police designated as the head of the Division of
5 State Police established hereunder. The Superintendent of State Police shall
6 fix the compensation of all persons appointed or employed by him pursuant
7 to such authority. Persons thus appointed or employed shall be assigned to
8 such duties as the Superintendent of State Police shall prescribe.

1 15. The Department of Alcoholic Beverage Control, together with all of
2 its functions, powers and duties, is continued, but such department is hereby
3 transferred to and constituted the Division of Alcoholic Beverage Control in
4 the Department of Law and Public Safety established hereunder.

1 16. The Division of Alcoholic Beverage Control shall be headed by a
2 director, who shall be a person qualified by training and experience to direct
3 the work of such division. The director of such division shall be appointed

4 by the Governor, with the advice and consent of the Senate, and shall serve
5 during the term of office of the Governor appointing him and until the direc-
6 tor's successor is appointed and has qualified; *provided, however*, that the
7 person in office as State Commissioner of Alcoholic Beverage Control on the
8 thirty-first day of December, one thousand nine hundred and forty-eight, shall
9 hold the office of director of the Division of Alcoholic Beverage Control
10 established hereunder for the unexpired period of the term for which he was
11 appointed as State Commissioner of Alcoholic Beverage Control, and until
12 his successor is appointed and qualifies. The director of the Division of Alco-
13 holic Beverage Control shall receive such salary as shall be provided by law
14 and shall devote his entire time and attention to the duties of his office. He
15 may be removed from office by the Governor, for cause, upon notice and op-
16 portunity to be heard.

1 17. The functions, powers and duties of the State Commissioner of Al-
2 coholic Beverage Control, are continued, but such functions, powers and
3 duties are hereby transferred to and vested in the director of the Division
4 of Alcoholic Beverage Control established hereunder, and shall be exercised
5 and performed by him through such division.

1 18. Except as otherwise provided herein or as may be changed pursuant
2 to authorization contained herein or in any other law, the organization of
3 the existing Department of Alcoholic Beverage Control is continued as the
4 organization of the Division of Alcoholic Beverage Control established here-
5 under; *provided, however*, that divisions in the Department of Alcoholic
6 Beverage Control shall hereafter be constituted bureaus in the Division of
7 Alcoholic Beverage Control established hereunder, and any person in charge
8 of any such bureau shall hereafter be known and designated as deputy direc-
9 tor in the Division of Alcoholic Beverage Control established hereunder.

1 19. The Department of Motor Vehicles, together with all of its functions,
2 powers and duties, is continued, but such department is hereby transferred
3 to and constituted the Division of Motor Vehicles in the Department of Law
4 and Public Safety established hereunder.

1 20. The Division of Motor Vehicles shall be headed by a director, who
2 shall be a person qualified by training and experience to direct the work of
3 such division. The director of such division shall be appointed by the Gov-
4 ernor, with the advice and consent of the Senate, and shall serve during the
5 term of office of the Governor appointing him and until the director's suc-
6 cessor is appointed and has qualified; *provided, however*, that the person in
7 office as Commissioner of Motor Vehicles on the thirty-first day of December,
8 one thousand nine hundred and forty-eight, shall hold the office of director
9 of the Division of Motor Vehicles established hereunder for the unexpired
10 period of the term for which he was appointed as Commissioner of Motor
11 Vehicles, and until his successor is appointed and qualifies. The director of
12 the Division of Motor Vehicles shall receive such salary as shall be provided
13 by law and shall devote his entire time and attention to the duties of his
14 office. He may be removed from office by the Governor, for cause, upon notice
15 and opportunity to be heard.

1 21. The functions, powers and duties of the Commissioner of Motor
2 Vehicles are continued, but such functions, powers and duties are hereby
3 transferred to and vested in the director of the Division of Motor Vehicles
4 established hereunder, and shall be exercised and performed by him through
5 such division.

1 22. Except as otherwise provided herein or as may be changed pursu-
2 ant to authorization contained herein or in any other law, the organization of
3 the existing Department of Motor Vehicles is continued as the organization
4 of the Division of Motor Vehicles established hereunder; *provided, how-*
5 *ever*, that any person appointed, pursuant to law, as a deputy in such divi-
6 sion shall hereafter be known and designated as deputy director of motor
7 vehicles.

1 23. The department of weights and measures, together with all of its
2 functions, powers and duties, is continued, but such department is hereby
3 transferred to and constituted the Division of Weights and Measures in the
4 Department of Law and Public Safety established hereunder.

1 24. The Division of Weights and Measures shall be headed by a super-
2 intendent, who shall be a person qualified by training and experience to direct
3 the work of such division. The superintendent of such division shall be
4 appointed by the Governor, with the advice and consent of the Senate, and
5 shall serve during the term of office of the Governor appointing him and until
6 the superintendent's successor is appointed and has qualified; *provided,*
7 *however,* that the person in office as State Superintendent of Weights and
8 Measures on the thirty-first day of December, one thousand nine hundred
9 and forty-eight, shall hold the office of Superintendent of the Division of
10 Weights and Measures established hereunder for the unexpired period of the
11 term for which he was appointed as State Superintendent of Weights and
12 Measures, and until his successor is appointed and qualifies. The Super-
13 intendent of the Division of Weights and Measures shall receive such salary
14 as shall be provided by law and shall devote his entire time and attention
15 to the duties of his office. He may be removed from office by the Governor,
16 for cause, upon notice and opportunity to be heard.

1 25. The functions, powers and duties of the State Superintendent of
2 Weights and Measures are continued, but such functions, powers and
3 duties are hereby transferred to and vested in the Superintendent of the
4 Division of Weights and Measures established hereunder and shall be exer-
5 cised and performed by him through such division.

1 26. Except as otherwise provided herein, or as may be changed pursu-
2 ant to authorization contained herein or in any other law, the organization
3 of the existing department of weights and measures is continued as the or-
4 ganization of the Division of Weights and Measures established hereunder.

1 27. The Attorney General shall, after consultation with the heads of the
2 several divisions in the department, develop, and from time to time revise,
3 a program designed to accomplish the greatest possible efficiency of depart-
4 mental operations. He shall, subject to the approval of the Governor:

5 a. Co-ordinate the inspectional and law enforcement activities of the
6 department, and the several divisions and other agencies therein, in a man-

7 ner designed to eliminate overlapping and duplicating functions; and
8 b. Integrate within the department, so far as practicable, all staff
9 services of the department and of the several divisions and other agencies
10 therein.

1 28. Any power, except (1) that of adjudication after a hearing required
2 by statute, (2) that of granting or denying any application for a license, per-
3 mit, transportation insignia, or removal of a disqualification, and (3) that of
4 extending, transferring, suspending, revoking or reinstating any license or
5 permit, which may be vested in the head of the Division of State Police, the
6 head of the Division of Alcoholic Beverage Control, the head of the Division
7 of Motor Vehicles, or the head of the Division of Weights and Measures,
8 may, subject to the approval of the Governor, be exercised by the Attorney
9 General, and to the extent that such power is exercised by the Attorney
10 General the power of the head of the division shall be superseded.

1 29. The New Jersey State Board of Public Accountants, the New Jersey
2 State Board of Architects, the State Board of Registration and Examina-
3 tion in Dentistry, the Board of Embalmers and Funeral Directors of the State
4 of New Jersey, the State Board of Professional Engineers and Land Sur-
5 veyors, the State Board of Medical Examiners, the New Jersey State Board
6 of Nursing, the New Jersey State Board of Optometrists, the Board of
7 Pharmacy of the State of New Jersey, the State Board of Veterinary
8 Medical Examiners, and the State Board of Shorthand Reporting, and all of
9 their respective functions, powers, duties, records and property are hereby
10 transferred to the Division of Professional Boards established hereunder in
11 the Department of Law and Public Safety.

1 30. Subject to the provisions hereinafter set forth, each of the respec-
2 tive boards within the Division of Professional Boards established hereunder
3 shall continue to have all of the powers and shall exercise all of the functions
4 and duties vested in, or imposed upon, it by law.

1 31. This act shall not affect the terms of office of the present members
2 of the respective boards enumerated in section twenty-nine hereof. Such
3 boards shall continue to be constituted as provided by existing law.

1 32. Any member of any of the boards enumerated in section twenty-nine
2 hereof may be removed from office by the Governor, for cause, upon notice
3 and opportunity to be heard.

4 Any vacancy occurring in the membership of any of such boards shall be
5 filled in the same manner as the original appointment, but for the unexpired
6 term only.

1 33. The authority, vested pursuant to existing law in any of the respec-
2 tive boards enumerated in section twenty-nine hereof, or in any member or
3 officer thereof, to appoint, employ or remove any officer or employee shall
4 continue to be exercised by such board; *provided, however,* that the appoint-
5 ment, employment or removal of any such officer or employee shall be subject
6 to the approval of the Attorney General. Persons thus appointed or employed
7 shall be assigned to such duties as such board shall prescribe, and shall
8 receive such compensation as shall be fixed by such board within the limits
9 of available appropriations therefor.

1 34. Such officers and employees of each of the respective boards enumer-
2 ated in section twenty-nine hereof, as such board may determine are needed
3 for the proper performance of the work of such board, are hereby transferred
4 to the Division of Professional Boards established hereunder. Persons so
5 transferred shall be assigned to such duties as such board shall determine.

1 35. In addition to other powers and duties specifically conferred and im-
2 posed upon him by this act or by any other law, the Attorney General shall:

3 a. Exercise general supervision over the work of the employees engaged
4 in the Division of Professional Boards or any of the boards therein.

5 b. Adopt, so far as practicable, after consultation with the boards within
6 the Division of Professional Boards, uniform procedures for all secretarial,
7 recording and clerical duties of each of such boards.

8 c. Provide for the maintenance, by each of the respective boards within
9 the Division of Professional Boards, of a public register of persons licensed
10 by such board.

1 36. The treasurer or custodian of the funds of each of the respective
2 boards enumerated in section twenty-nine hereof shall, on the effective date
3 hereof, through the Attorney General, transfer to the State treasury all funds
4 and investments belonging to such board.

1 37. Notwithstanding the provisions of any other law to the contrary:

2 a. All license, certificate, permit, registration and renewal fees pre-
3 scribed by law for any of the professions or occupations with which any of
4 the boards enumerated in section twenty-nine hereof is concerned, or payable
5 to any such board or to any member or officer thereof, pursuant to law, shall
6 henceforth be paid into the State treasury through the Attorney General;
7 and

8 b. All fines, penalties and other moneys derived from the operation of,
9 or payable pursuant to law to, any of the boards or agencies enumerated in
10 section twenty-nine hereof, or to any member or officer thereof, shall hence-
11 forth be paid into the State treasury through the Attorney General.

12 Such fees, fines, penalties and other moneys so paid into the State treas-
13 ury shall be placed to the credit of the respective board concerned therewith,
14 and no part thereof may be disbursed or expended by such board for any
15 purpose except in accordance with appropriations made by law, and then
16 only upon warrant of the director of the Division of Budget and Accounting
17 in the Department of the Treasury on vouchers certified or approved by the
18 chairman, president, or other presiding officer of the board concerned there-
19 with.

1 38. All moneys transferred to the State treasury by the treasurer or
2 custodian of each of the respective boards enumerated in section twenty-nine
3 hereof, together with all fees, fines, penalties and other moneys derived from
4 the operation of, or payable pursuant to law to, such board or to any mem-
5 ber or officer thereof, during the fiscal year ending June thirtieth, one thou-
6 sand nine hundred and forty-nine, and paid into the State treasury as herein
7 provided are hereby appropriated to such board; and no part of such funds
8 may be disbursed or expended for any purpose except upon warrant of the

9 director of the Division of Budget and Accounting in the Department of the
10 Treasury on vouchers certified or approved by the chairman, president, or
11 other presiding officer of such board. Any surplus remaining from any
12 amount so appropriated at the close of such fiscal year shall be paid into
13 and become part of the General Fund of the State.

14 39. On or before the tenth day of January, one thousand nine hundred
15 and forty-nine, each of the boards within the Division of Professional Boards
16 established hereunder shall prepare and submit to the Attorney General a
17 budget request for appropriations for such board for the fiscal year ending
18 June thirtieth, one thousand nine hundred and fifty; and on or before the
19 fifteenth day of September in each year commencing with the year one thou-
20 sand nine hundred and forty-nine, each of such boards shall prepare and
21 submit to the Attorney General a budget request for appropriations for such
22 board for the ensuing fiscal year. The respective budget requests so prepared
23 shall, upon approval of the Attorney General, be submitted to the State
24 Treasurer.

25 40. Any surplus remaining in any year to the credit of any of the boards
26 or agencies within the Division of Professional Boards established here-
27 under, after annual appropriations made as provided herein, shall be paid
28 into and become part of the General Fund of the State.

29 41. This act shall not affect the orders, rules and regulations heretofore
30 made or promulgated by any of the respective boards enumerated in sec-
31 tion twenty-nine of this act, but such orders, rules and regulations shall con-
32 tinue with full force and effect until amended or repealed by such board.

33 42. This act shall not affect actions or proceedings, civil or criminal,
34 brought by or against any of the respective boards, enumerated in section
35 twenty-nine of this act and pending on the effective date hereof, and such
36 actions or proceedings may be prosecuted or defended in the same manner
37 and to the same effect by such board as if the foregoing provisions had not
38 taken effect; nor shall any of the foregoing provisions affect any order or
39 recommendation made by, or other matters or proceedings before, any of such

8 respective boards, and all such matters and proceedings pending before any
9 such board on the effective date of this act shall be continued before such
10 board.

1 43. Nothing in this act shall affect the validity of any license, cer-
2 tificate of registration, or other authorization, heretofore issued to any
3 person under any prior law, to practice any profession or to engage in any
4 occupation governed or regulated by the provisions of this act or by any
5 board enumerated in section twenty-nine of this act; but all persons holding
6 such licenses, certificates of registration, or other authorization, shall in all
7 other respects be subject to the provisions of this act and to the respective
8 provisions of law governing or regulating such profession or occupation.

1 44. All files, books, papers, records, equipment and other property of
2 any department, officer or agency, the functions, powers and duties of which
3 have been herein assigned or transferred to the Department of Law and
4 Public Safety or to any officer or agency designated, continued or con-
5 stituted hereunder, shall, upon the effective date of this act be transferred
6 to the officer or agency to which such assignment or transfer has been made
7 hereunder.

1 45. This act shall not affect the orders, rules and regulations heretofore
2 made or promulgated by any department, officer or agency, the functions,
3 powers and duties of which have been herein assigned or transferred to the
4 Department of Law and Public Safety or to any officer or agency desig-
5 nated, continued or constituted hereunder; but such orders, rules and regu-
6 lations shall continue with full force and effect until amended or repealed
7 pursuant to law.

1 46. This act shall not affect actions or proceedings, civil or criminal,
2 brought by or against any department, officer or agency, the functions,
3 powers and duties of which have been herein assigned or transferred to the
4 Department of Law and Public Safety or to any officer or agency designated,
5 continued or constituted hereunder, and pending on the effective date of this
6 act, but such actions or proceedings may be prosecuted or defended in the

7 same manner and to the same effect by the department, officer or agency to
8 which such assignment or transfer has been made hereunder, as if the fore-
9 going provisions had not taken effect; nor shall any of the foregoing pro-
10 visions affect any order or recommendation made by, or other matters or
11 proceedings before, any department, officer or agency, the functions, powers
12 and duties of which have been herein assigned or transferred to the Depart-
13 ment of Law and Public Safety or to any officer or agency designated, con-
14 tinued or constituted hereunder, and all such matters or proceedings pend-
15 ing before such department, officer or agency on the effective date of this act
16 shall be continued by the department, officer or agency to which such assign-
17 ment or transfer has been made hereunder, as if the foregoing provisions had
18 not taken effect.

1 47. Except as provided in section thirty-eight hereof, all appropriations
2 available and to become available to any department, commission, board, office
3 or other agency, the functions, powers and duties of which have been herein
4 assigned or transferred to the Department of Law and Public Safety or to
5 any office or agency designated, continued or constituted therein, are hereby
6 transferred to the Department of Law and Public Safety established here-
7 under, and shall be available for the objects and purposes for which appro-
8 priated.

1 48. Any vacancy occurring in the office of Superintendent of State Police,
2 director of the Division of Alcoholic Beverage Control, director of the Di-
3 vision of Motor Vehicles or Superintendent of the Division of Weights and
4 Measures shall be filled in the same manner as the original appointment.

1 49. Such employees of any department, office or other agency, the func-
2 tions, powers and duties of which have been herein assigned or transferred
3 to the Department of Law and Public Safety or to any office or agency desig-
4 nated, continued or constituted therein, as the head of the department, office
5 or agency to which such functions, powers and duties have been herein as-
6 signed or transferred, may determine are needed for the proper performance
7 of the functions and duties imposed upon such department, office or agency,

8 are hereby transferred to the department, office or agency to which such func-
9 tions, powers and duties have been herein assigned or transferred.

1 50. Nothing in this act shall be construed to deprive any person of any
2 tenure rights or of any right or protection provided him by Title 11 of the
3 Revised Statutes, Civil Service, or under any pension law or retirement
4 system.

1 51. Whenever the term "Attorney-General" occurs or any reference is
2 made thereto in any law, contract or document, the same shall be deemed to
3 mean or refer to the Attorney General designated herein as the head of the
4 Department of Law and Public Safety established hereunder.

5 Whenever the term "Department of Law" occurs or any reference is
6 made thereto in any law, contract or document, the same shall be deemed to
7 mean or refer to the Division of Law established hereunder.

8 Whenever the term "deputy Attorney-General" occurs or any reference
9 is made thereto in any law, contract or document, the same shall be deemed to
10 mean or refer to a deputy Attorney-General employed in the Division of Law
11 established hereunder.

12 Whenever the term "assistant deputy Attorney-General" occurs or any
13 reference is made thereto in any law, contract or document, the same shall be
14 deemed to mean or refer to an assistant deputy Attorney-General employed
15 in the Division of Law established hereunder.

16 Whenever the term "member of the Department of Law" occurs or any
17 reference is made thereto in any law, contract or document, the same shall be
18 deemed to mean or refer to a member of the Division of Law established
19 hereunder.

20 Whenever the term "Department of Alcoholic Beverage Control" occurs
21 or any reference is made thereto in any law, contract or document, the same
22 shall be deemed to mean or refer to the Division of Alcoholic Beverage Con-
23 trol established hereunder.

24 Whenever the term "State Commissioner of Alcoholic Beverage Con-
25 trol" occurs or any reference is made thereto in any law, contract or docu-

26 ment, the same shall be deemed to mean or refer to the Director of the Divi-
27 sion of Alcoholic Beverage Control established hereunder.

28 Whenever the term "Department of Motor Vehicles" occurs or any
29 reference is made thereto in any law, contract or document, the same shall
30 be deemed to mean or refer to the Division of Motor Vehicles established
31 hereunder.

32 Whenever the term "Commissioner of Motor Vehicles" occurs or any
33 reference is made thereto in any law, contract or document, the same shall
34 be deemed to mean or refer to the Director of the Division of Motor Vehicles
35 established hereunder.

36 Whenever the term "Department of State Police" occurs or any refer-
37 ence is made thereto in any law, contract or document, the same shall be
38 deemed to mean or refer to the Division of State Police established here-
39 under.

40 Whenever the term "Superintendent of State Police" occurs or any
41 reference is made thereto in any law, contract or document, the same shall
42 be deemed to mean or refer to the Superintendent of State Police designated
43 as the head of the Division of State Police established hereunder.

44 Whenever the term "Department of Weights and Measures" occurs or
45 any reference is made thereto in any law, contract or document, the same
46 shall be deemed to mean or refer to the Division of Weights and Measures
47 established hereunder.

48 Whenever the term "State Superintendent of Weights and Measures"
49 occurs or any reference is made thereto in any law, contract or document,
50 the same shall be deemed to mean or refer to the Superintendent of the Divi-
51 sion of Weights and Measures designated as the head of the Division of
52 Weights and Measures established hereunder.

53 Whenever the term "Board of Tenement House Supervision of the
54 State of New Jersey" occurs or any reference is made thereto in any law,
55 contract or document, the same shall be deemed to mean or refer to the
56 Board of Tenement House Supervision of the State of New Jersey con-

57 stituted the Bureau of Tenement House Supervision in the Division of State
58 Police established hereunder.

1 52. All acts and parts of acts inconsistent with any of the provisions of
2 this act are, to the extent of such inconsistency, hereby repealed.

1 53. This act shall be known as, and may be cited as, the "Department
2 of Law and Public Safety Act of 1948."

1 54. This act shall take effect on the first day of January, one thousand
2 nine hundred and forty-nine, except that any appointment, and any confirma-
3 tion or approval of any appointment permitted by this act may be made
4 prior to such date.