

52:16-25

LEGISLATIVE HISTORY CHECKLIST

NJSA: 52:16-25; 52:16A-25 et al.

(State Council on the Arts—
transferred to Dept. of State)

LAWS OF: 1983

CHAPTER: 42

Bill No.: S1745

Sponsor(s): Stockman

Date Introduced: Sept. 23, 1982

Committee: Assembly: _____

Senate: State Govt., Federal & Interstate Relations &
Veterans Affairs

Amended during passage Yes // Amendments during passage
denoted by asterisks.
Substituted for A1825 (not
attached since identical to
S1745)

Date of Passage: Assembly: Jan. 11, 1983

Senate: Jan. 11, 1983

Date of Approval: Jan. 27, 1983

Following statements are attached if available:

Sponsor statement:		Yes	// Below)
Committee statement:	Assembly	///	No
	Senate	Yes	//
Fiscal Note:		///	No
Veto Message		///	No
Message on Signing:		Yes	//
Following were printed:			
Reports:		Yes	//
Hearings:		///	No

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(over)

Sponsor's statement:

This bill establishes the New Jersey State Council on the Arts in the Department of State and enlarges the public membership of the council to 20 members. There is also a provision for three ex-officio members.

Recommendations for legislation made in:

**974.90 New Jersey. Department of Education.
R424 Reorganization of the New Jersey
1982e State Department of Education: executive
 summary. Dec., 1982, Trenton, 1982.**

[OFFICIAL COPY REPRINT]

SENATE, No. 1745

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 23, 1982

By Senator STOCKMAN

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans Affairs

AN ACT to amend the title of "An act establishing a New Jersey
State Council on the Arts in the Department of Education and
making an appropriation therefor," approved July 29, 1966
(P. L. 1966, c. 214) as said title was amended by P. L. 1981, c. 43,
so that the same shall read "An act establishing a New Jersey
State Council on the Arts in the Department of State and making
an appropriation therefor," and to amend and supplement the
body of said act, and repealing sections 3, 4 and 5 of P. L. 1981,
c. 43.

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

1 1. The title of P. L. 1966, c. 214 is amended to read as follows:

2 An act establishing a New Jersey State Council on the Arts in
3 the Department of **[Education]** *State* and making an appropria-
4 tion therefor.

1 2. Section 1 of P. L. 1966, c. 214 (C. 52:16A-25) is amended
2 to read as follows:

3 1. There is hereby established in the Department of **[Education]**
4 *State* the New Jersey State Council on the Arts to be referred to
5 hereafter as the council.

6 a. The council shall consist of **[15]** ***[20]*** ***17*** *public* members,
7 to be appointed by the Governor with the advice and consent of the
8 Senate from among citizens of New Jersey or persons otherwise
9 associated with the State who are known for their competence and
10 experience in connection with the performing*, *visual** and creative
10A arts.

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

Matter printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted December 13, 1982.

11 *b. There shall be three *nonvoting* ex-officio members of the*
 12 *N. J. State Council on the Arts in addition to the *~~20~~* *17* public*
 12A *members.*

13 *(1) The Secretary of State or his designee shall serve as *~~an~~**
 14 **a nonvoting* ex-officio member for a term coextensive with the*
 15 *secretary's term of office or until such time as the Secretary of*
 16 *State appoints another designee, whichever occurs first.*

17 *(2) One member of the Senate, appointed by the President of*
 18 *the Senate, and one member of the General Assembly, appointed*
 19 *by the Speaker of the General Assembly shall be appointed as*
 20 **nonvoting* ex-officio members of the N. J. State Council on the*
 21 *Arts, not both of the same political party. Both Senate and General*
 22 *Assembly *nonvoting* ex-officio members shall be designated mem-*
 23 *bers to the National Conference of State Legislature's Committee*
 24 *on the Arts. The legislative members shall serve for terms coexten-*
 25 *sive with the legislative terms for which they were elected, subject*
 26 *to reappointment after the expiration of the legislative year.*

27 *c. The term of office of each member shall be three years, except*
 28 *that the present 15 members of the council shall continue in office*
 29 *for the terms to which they were appointed; *~~provided that of the~~*
 30 *members first appointed, five shall be appointed for terms of one*
 31 *year, five for terms of two years, and five for terms of three years;*
 32 *and* provided that *~~of the five~~* *the two* additional public*
 33 *members first appointed under this *~~1982~~* amendatory and sup-*
 34 *plementary act, *~~one~~* shall be appointed for *~~a term of one~~*
 35 *year, two for terms of two years, and two for terms of three*
 36 *years* *initial terms ending on December 12, 1984*.* All vacancies
 37 shall be filled for the balance of the unexpired term only, in the
 38 same manner as original appointments. The members of the council
 39 shall not receive any compensation for their services, but shall be
 40 reimbursed for their actual and necessary expenses incurred in the
 41 performance of their duties as members of the council. *The *non-*
 42 *voting* ex-officio members shall not receive any compensation for*
 43 *services or reimbursement for expenses.*

1 3. The New Jersey State Council on the Arts in the Department
 2 of Education together with its functions, powers and duties, is
 3 transferred to the Department of State.

1 4. The transfer directed by this act shall be made in accordance
 2 with the "State Agency Transfer Act," P. L. 1971, c. 375
 3 (C. 52:14D-1 et seq.).

1 5. Sections 3, 4 and 5 of P. L. 1981, c. 43 (C. 18A:73A-1, 2 and 3)
 2 are repealed.

1 6. This act shall take effect immediately.

SENATE, No. 1745

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 23, 1982

By Senator STOCKMAN

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans Affairs

AN ACT to amend the title of "An act establishing a New Jersey State Council on the Arts in the Department of Education and making an appropriation therefor," approved July 29, 1966 (P. L. 1966, c. 214) as said title was amended by P. L. 1981, c. 43, so that the same shall read "An act establishing a New Jersey State Council on the Arts in the Department of State and making an appropriation therefor," and to amend and supplement the body of said act, and repealing sections 3, 4 and 5 of P. L. 1981, c. 43.

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

1 1. The title of P. L. 1966, c. 214 is amended to read as follows:

2 An act establishing a New Jersey State Council on the Arts in
3 the Department of **[Education]** *State* and making an appropria-
4 tion therefor.

1 2. Section 1 of P. L. 1966, c. 214 (C. 52:16A-25) is amended
2 to read as follows:

3 1. There is hereby established in the Department of **[Education]**
4 *State* the New Jersey State Council on the Arts to be referred to
5 hereafter as the council.

6 *a.* The council shall consist of **[15]** *20 public* members, to be
7 appointed by the Governor with the advice and consent of the
8 Senate from among citizens of New Jersey or persons otherwise
9 associated with the State who are known for their competence and
10 experience in connection with the performing and creative arts.

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

Matter printed in italics thus is new matter.

11 *b. There shall be three ex-officio members of the N. J. State*
12 *Council on the Arts in addition to the 20 public members.*

13 *(1) The Secretary of State or his designee shall serve as an ex-*
14 *officio member for a term coextensive with the secretary's term of*
15 *office or until such time as the Secretary of State appoints another*
16 *designee, whichever occurs first.*

17 *(2) One member of the Senate, appointed by the President of*
18 *the Senate, and one member of the General Assembly, appointed*
19 *by the Speaker of the General Assembly shall be appointed as ex-*
20 *officio members of the N. J. State Council on the Arts, not both of*
21 *the same political party. Both Senate and General Assembly ex-*
22 *officio members shall be designated members to the National Con-*
23 *ference of State Legislature's Committee on the Arts. The legis-*
24 *lative members shall serve for terms coextensive with the legisla-*
25 *tive terms for which they were elected, subject to reappointment*
26 *after the expiration of the legislative year.*

27 *c. The term of office of each member shall be three years, except*
28 *that the present 15 members of the council shall continue in office*
29 *for the terms to which they were appointed; provided that of the*
30 *members first appointed, five shall be appointed for terms of one*
31 *year, five for terms of two years, and five for terms of three years;*
32 *and provided that of the five additional public members first ap-*
33 *pointed under this 1982 amendatory and supplementary act, one*
34 *shall be appointed for a term of one year, two for terms of two*
35 *years, and two for terms of three years. All vacancies shall be filled*
36 *for the balance of the unexpired term only, in the same manner*
37 *as original appointments. The members of the council shall not*
38 *receive any compensation for their services, but shall be reimbursed*
39 *for their actual and necessary expenses incurred in the perform-*
40 *ance of their duties as members of the council. The ex-officio*
41 *members shall not receive any compensation for services or reim-*
42 *bursement for expenses.*

1 3. The New Jersey State Council on the Arts in the Department
2 of Education together with its functions, powers and duties, is
3 transferred to the Department of State.

1 4. The transfer directed by this act shall be made in accordance
2 with the "State Agency Transfer Act," P. L. 1971, c. 375
3 (C. 52:14D-1 et seq.).

1 5. Sections 3, 4 and 5 of P. L. 1981, c. 43 (C. 18A:73A-1, 2 and 3)
2 are repealed.

1 6. This act shall take effect immediately.

STATEMENT

This bill establishes the New Jersey State Council on the Arts in the Department of State and enlarges the public membership of the council to 20 members. There is also a provision for three ex-officio members.

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO

SENATE, No. 1745

with Senate committee amendment

STATE OF NEW JERSEY

DATED: DECEMBER 13, 1982

This bill transfers the New Jersey State Council on the Arts from the Department of Education to the Department of State. As amended, it increases the council's membership from 15 to 20 by adding two public members and three nonvoting ex officio members. The three ex officio members include: (1) the Secretary of State or his designee; (2) one member of the Senate to be appointed by the Senate President; and (3) one member of the General Assembly to be appointed by the Speaker. The Senate and General Assembly nonvoting ex officio members shall be designated members to the National Conference of State Legislatures' Committee on the Arts.

The amendments conform the bill to Assembly No. 1825 (OCR).

OFFICE OF THE GOVERNOR

RELEASE: IMMEDIATELY

CONTACT: CARL GOLDEN

THURSDAY, JANUARY 27, 1983

Governor Thomas H. Kean today signed legislation to place the New Jersey Council on the Arts within the Secretary of State's Office and to increase the public membership from 15 to 17 persons.

The bill, S-1745, sponsored by Senator Gerald Stockman, (D-Mercer), removes the Council from the State Department of Education where it had been placed several years ago.

"This bill returns the Council to its rightful and proper place within the Secretary of State's Office," Kean said. "It will assume a more active and visible role in promoting the arts in New Jersey and will be free of the kind of political controversy which surrounded it in prior years."

The Governor said that both his office and the Secretary of State's Office have placed greater emphasis on a "vigorous promotional effort for the arts in New Jersey and its placement in the Department of State will encourage those efforts."

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