

## NOTATIONS

**A 353 Howe Mar. 18** — Permits State Agriculture Department to make reciprocal agreements with other States specifying conditions under which nursery stock may be sold or delivered among States party to agreement.

Apr. 1—Passed in Assembly.  
Apr. 8—Received in Senate.  
Apr. 8—Agriculture Com.

**A 354 Ferster Mar. 18** — Places under tenure municipal tax assessors, elected or appointed, in such position for five years.  
Mar. 18—Judiciary Com.

**A 355 Howe Mar. 18**—Places full time civilian employees of State Police Department in classified civil service.

Apr. 1—Passed in Assembly, amended.  
May 23—Passed in Senate, amended.  
June 10—Sen. amend. passed in Assemb.  
June 17—Approved, Chapter 103.

**A 356 Huntington Mar. 18** — Fixes new procedure for issuing birth certificates of adopted children; permits such certificates to be used for general instead of only for special purposes.

May 6—Passed in Assembly, amended.  
Nov. 12—Passed in Senate.  
Nov. 19—Approved, Chapter 215.

**A 357 Pierson Mar. 18**—Returns to municipalities 20 per cent of money realized from holders of plenary retail alcoholic beverage consumption licenses and plenary retail distribution licenses, such refunds to be used for current operating expenses of public schools.

May 23—Transferred to Misc. Bus. Com.

**A 358 Doremus Mar. 18** — Requires applications for admission and commitment to institutions for care of mental patients to be certified by two physicians, one of whom must be mental disease specialist.

May 23—Recommended to Misc. Bus. Com.

**A 359 Herbert Mar. 18**—Appropriates to Board of Commerce and Navigation from General State Fund sum of \$250,000 to repair erosion damage to Long Branch beach, appropriation contingent upon contribution of \$100,000 from city of Long Branch and \$50,000 from Monmouth County.

May 23—Transferred to Misc. Bus. Com.

**A 360 Moore Mar. 18**—Forbids issuance of health and accident insurance policies for more than one person unless issued to head of family for members of such family; limits benefit payments on account of family members other than head of family.

Apr. 29—Passed in Assembly, amended.  
June 10—Passed in Senate.  
June 17—Approved, Chapter 104.

**A 361 Herbert Mar. 18** — Appropriates \$75,000 from State Highway Fund to Board of Commerce and Navigation to dredge Deal Lake, Monmouth County, contingent upon municipalities surrounding lake contributing \$30,000 and Monmouth County contributing \$15,000.

May 23—Transferred to Misc. Bus. Com.

**A 362 Pierson Mar. 18**—Prohibits permanent appointment of county, municipal or school district employes between the time of filing a petition for adoption of Civil Service Act in such jurisdictions and holding of referendum on adoption.

May 6—Passed in Assembly, amended.  
June 11—Passed in Senate.  
June 24—Approved, Chapter 150.

**A 363 Kerner Mar. 18**—Requires private schools not incorporated under act for formation of associations not for pecuniary profit to register with State Commissioner of Education, to be subject to general supervision of State Board of Education and inspection and examination by county superintendent of schools.

June 10—Passed in Assembly, amended.  
July 1—Passed in Senate.  
July 8—Approved, Chapter 173.

**A 364 Herbert Mar. 25**—(Without Reference) Provides that copy of Index to Revised Statutes be given each member of 1940 Legislature.

Mar. 25—Passed in Assembly.  
June 10—Passed in Senate.  
June 17—Approved, Chapter 105.

## NOTATIONS

**A 365 McCurrie Mar. 25**—Validates final Chancery decrees in mortgage foreclosures despite defects in publication against absent defendants.

Apr. 15—Passed in Assembly.  
June 3—Passed in Senate.  
June 17—Approved, Chapter 106.

**A 366 Pascoe Mar. 25**—Permits municipal tax collectors to post tax payment entries by machine bookkeeping devices approved by Local Government Board.

Apr. 15—Passed in Assembly.  
Apr. 29—Received in Senate.  
Apr. 29—Municipalities Com.

**A 367 Palese Apr. 1** — Permits municipalities to convert into public memorial parks abandoned burial grounds against which unpaid municipal liens exist.

Apr. 29—Passed in Assembly.  
May 23—Received in Senate.  
May 23—Municipalities Com.  
July 1—Reported.  
July 1—Read second time.

**A 368 Palese Mar. 25**—Vests in Camden County Welfare Board property of late Lillian Bytheway, of Delaware Township, Camden County, which escheated to State, passing of title to satisfy lien held by board against property.

Apr. 15—Passed in Assembly.  
Nov. 12—Passed in Senate.  
Nov. 19—Approved, Chapter 216.

**A 369 Palese Mar. 25**—Vests in Camden County Welfare Board property of late William L. Weidler, of Camden City, which escheated to State, passing of title to satisfy lien held by board against property.

Apr. 15—Passed in Assembly.  
Nov. 12—Passed in Senate.  
Nov. 19—Approved, Chapter 217.

**A 370 Myers Apr. 8**—Permits municipalities to acquire and improve, without down payment, private sewer systems operated for three years, where rates are self-liquidating, provided municipal bond ordinance maintains such self-liquidating rates.

Apr. 15—Passed in Assembly.  
Apr. 29—Passed in Senate.  
Apr. 30—Approved, Chapter 51.

**A 371 Artaserse Apr. 1**—Permits municipal tax assessors to inspect inheritance tax returns and other data concerning inheritance taxes.

May 23—Transferred to Misc. Bus. Com.

**A 372 Wegrocki May 6**—Defines practice of dentistry and fixes penalties for being employed by or associated with unlicensed dental managers or operators.

June 11—Passed in Assembly.  
June 18—Received in Senate.  
June 18—Public Health Com.  
July 1—Reported.  
July 1—Read second time.

**A 373 Farley Apr. 1**—Requires counties and municipalities to grant furloughs with pay to disabled firemen and policemen.

Apr. 1—Municipalities Com.

**A 374 Glickenhau Apr. 1**—Permits summonses instead of warrants to be issued for appearance of individuals and corporations in court.

May 23—Passed in Assembly, amended.  
June 18—Received in Senate.  
June 18—Judiciary Com.  
July 1—Reported.  
July 1—Read second time.

**A 375 Glickenhau Apr. 8**—Provides that appeals after convictions under Disorderly Persons Act operate as application for new trial on merits and as waiver of technical defects in record.

June 18—Passed in Assembly, amended.  
July 1—Received in Senate.  
July 1—Judiciary Com.

**A 376 Glickenhau Apr. 1** — Requires courts to notify State Motor Vehicle Commissioner of convictions involving use of motor vehicles.

May 23—Passed in Assembly.  
May 23—Received in Senate.  
May 23—Judiciary Com.  
July 1—Reported.  
July 1—Read second time.

# STATE OF NEW JERSEY

INTRODUCED MARCH 18, 1940

By Mr. HUNTINGTON

Referred to Committee on Revision and Amendment of Laws

AN ACT relating to birth certificates of adopted children, and amending section 26:8-40.1 of the Revised Statutes.

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

1 1. Section 26:8-40.1 of the Revised Statutes is amended to read as fol-  
2 lows:

3 26:8-40.1. When a request is made for a birth certificate of any person  
4 born in New Jersey who has been adopted pursuant to provisions of the  
5 laws of any State of the United States, and which adoption has been certi-  
6 fied to the State Bureau of Vital Statistics as required by section 9:3-8c  
7 of the Revised Statutes, as amended, or there is submitted, with such re-  
8 quest, a certification or a certified copy of the decree of the court in such  
9 adoption proceedings, the State Registrar [and any local registrar] of  
10 vital statistics [may, upon special request therefor,] shall issue, in lieu of  
11 a certified copy of the original birth record, a certificate of birth showing  
12 only (a) the name of the adopted person as changed by the decree of adop-  
13 tion, if changed; (b) the date and place of birth; and (c) the names of the  
14 adopting parent or parents. [Such special certificate shall be accepted by all  
15 school and motor vehicle authorities and employers as evidence of the  
16 child's age.

17 Each certificate issued under the authority of this section shall have  
18 written, stamped or printed on the face thereof, the qualification "Issued  
19 for school, employment or automobile driver's license; invalid for other  
20 use." ]

21 Upon receipt of such a request, certification or certified copy of the  
22 decree of a court in an adoption proceeding, the State Registrar shall make  
23 a new certificate of birth containing (a) the name of the adopted person as  
24 changed by the decree of adoption, if changed; (b) the date and place of  
25 birth; and (c) the names of the adopting parent or parents.

26 The State Registrar may file such a new certificate for any foundling,  
27 for any child born in any State or Country, and for any child for whom an  
28 original birth report cannot be located, who has been adopted in New Jer-  
29 sey; provided, that there is attached to the decree of the court in such  
30 adoption proceeding or is submitted to the State Registrar a certified copy  
31 of the original birth record or acceptable evidence of birth. In the case of a  
32 foundling, the date and place of birth may be decided by the adopting  
33 parent or parents if not decided by the court before which the adoption pro-  
34 ceedings were conducted. Such certificate for any child who is not a citizen  
35 of the United States shall bear the notation "by adoption" which shall also  
36 be shown upon any copy of the certificate issued.

37 When a new certificate of birth is made the State Registrar shall cause  
38 to be substituted such new certificate for the certificate of birth then on file,  
39 if any, and shall notify the local registrar of vital statistics of the place in  
40 which the birth occurred who shall enter the new certificate in his local rec-  
41 ord and place his copy of the original record under seal.

42 The State Registrar shall cause to be placed under seal the original  
43 certificate of birth and all papers pertaining to the new certificate of birth.  
44 Such seal shall not be broken except by order of a court of competent juris-  
45 dition, or at the request of the adopted child, his or her guardian or legal  
46 counsel. Thereafter whenever a certified copy of the certificate of birth of  
47 such person is issued, it shall be a copy of the new certificate of birth except

48 when an order of a court of competent jurisdiction shall require the issu-  
49 ance of a copy of the original certificate of birth or at the request of the  
50 adopted child, his or her guardian or legal counsel.

1     2. This act shall take effect immediately.

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### STATEMENT

The Revised Statutes now provide for special certificates for adopted children and further provide that such certificates shall be accepted by all schools and motor vehicle authorities and employers as proof of the child's age. They further provide that such certificates shall have written, stamped or printed on the face thereof, the qualification "Issued for school, employment or automobile driver's license: invalid for other use."

Such limitations as are contained in the Revised Statutes do not permit the use of such special certificates for general purposes.

There is also no provision in the Revised Statutes for the recording of the births of all children adopted in New Jersey, the births of adopted foundlings and other adopted children whose births were not reported.

**ASSEMBLY, No. 356**

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5 laws of any State of the United States, and which adoption has been certi-  
6 fied to the State Bureau of Vital Statistics as required by section 9:3-8c  
7 of the Revised Statutes, as amended, or there is submitted, with such re-  
8 quest, a certification or a certified copy of the decree of the court in such  
9 adoption proceedings, the State Registrar of vital statistics shall issue, in lieu  
10-11 of a certified copy of the original birth record, a certificate of birth showing  
12 only (a) the name of the adopted person as changed by the decree of adop-  
13 tion, if changed; (b) the date and place of birth; and (c) the names of the  
14-20 adopting parent or parents.

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22 decree of a court in an adoption proceeding, the State Registrar shall make  
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27 for any child born in any State or Country, and for any child for whom an  
28 original birth report cannot be located, who has been adopted in New Jer-  
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31 of the original birth record or acceptable evidence of birth. In the case of a  
32 foundling, the date and place of birth may be decided by the adopting  
33 parent or parents if not decided by the court before which the adoption pro-  
34 ceedings were conducted. Such certificate for any child who is not a citizen  
35 of the United States shall bear the notation "by adoption" which shall also  
36 be shown upon any copy of the certificate issued.

37 When a new certificate of birth is made the State Registrar shall cause  
38 to be substituted such new certificate for the certificate of birth then on file,  
39 if any, and shall notify the local registrar of vital statistics of the place in  
40 which the birth occurred who shall enter the new certificate in his local rec-  
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43 certificate of birth and all papers pertaining to the new certificate of birth.  
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45 diction, or at the request of the adopted child, his or her guardian or legal  
46 counsel. Thereafter whenever a certified copy of the certificate of birth of  
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