

OTHER ITEMS OF POSSIBLE INTEREST:

First Report

by New Jersey, Commission on Emergency Civil Government (Created pursuant to S.J.R. 4, 1959).

Call number: 974.90 C583 1961

Public hearing before Senate Committee on Revision and Amendment of Laws on Senate concurrent resolution no. 11 : proposing to amend Article IV, Section VI of the Constitution re continuity of governmental operations in periods of emergency resulting from disasters caused by enemy attack.

by New Jersey. Legislature. Senate. Committee on Revision and Amendment of Laws.

Call number: 974.90 C583 1961a

RH

CHAPTER 118 LAWS OF N. J. 19 63

APPROVED 6 JUNE 28, 1963

SENATE, No. 121

STATE OF NEW JERSEY

INTRODUCED JANUARY 28, 1963

By Senators OZZARD and RIDOLFI

Referred to Committee on Judiciary

AN ACT to authorize the establishment of an emergency temporary location, or locations, for the seat of Government for the State and to authorize the exercise of governmental powers and functions thereat.

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

1 1. Whenever, due to an emergency resulting from the effects of enemy
2 attack, or the anticipated effects of threatened enemy attack, it becomes im-
3 prudent, inexpedient or impossible to conduct the affairs of State Govern-
4 ment at the normal location of the seat thereof in the city of Trenton in the
5 county of Mercer, the Governor shall, as often as the exigencies of the situa-
6 tion require, by proclamation, declare an emergency temporary location, or
7 locations, for the seat of Government at such place, or places, within or with-
8 out this State as he may deem advisable under the circumstances, and shall
9 take such action and issue such orders as may be necessary for an orderly
10 transition of the affairs of State Government to such emergency temporary
11 location, or locations. Such emergency temporary location, or locations, shall
12 remain as the seat of Government until the Legislature shall by law estab-
13 lish a new location, or locations, or until the emergency is declared to be
14 ended by the Governor and the seat of Government is returned to its nor-
15 mal location.

1 2. During such time as the seat of Government remains at such emer-
2 gency temporary location, or locations, all official acts now or hereafter re-

3 quired by law to be performed at the seat of Government by any officer,
4 agency, department or authority of this State, including the convening and
5 ~~meeting of the Legislature in regular, extraordinary, or emergency session,~~
6 shall be as valid and binding when performed at such emergency temporary
7 location, or locations, as if performed at the normal location of the seat of
8 Government.

1 3. The provisions of this act shall control and be supreme in the event
2 it shall be employed notwithstanding the provisions of any other law to the
3 contrary or in conflict herewith.

4 4. This act shall take effect immediately.

STATEMENT

Under R. S. 52:1-1, Trenton is designated as the seat of the Government of
this State and all sessions of the Legislature are required to be held at Tren-
ton. This bill would permit the designation of another site in an emergency.

9. Disputes: Any dispute, after an attack, arising under this act with respect to an office in the Executive Branch of the State Government (except a dispute of fact relative to the office of Governor) shall be adjudicated by the Governor (or other official exercising the powers and discharging the duties of the office of Governor) and his decision shall be final.

C. 52:14A-9.
Disputes.

10. Separability clause: If a part of this act is invalid, all valid parts that are separable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are separable from the invalid applications.

C. 52:14A-10.
Provisions
severable.

11. Effective date: This act shall take effect immediately.

Approved June 28, 1963.

CHAPTER 118

AN ACT to authorize the establishment of an emergency temporary location, or locations, for the seat of Government for the State and to authorize the exercise of governmental powers and functions thereat.

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

1. Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of State Government at the normal location of the seat thereof in the city of Trenton in the county of Mercer, the Governor shall, as often as

C. 52:1-1.1.
Governor to
proclaim
emergency
location for
seat of
government;
duration.

the exigencies of the situation require, by proclamation, declare an emergency temporary location, or locations, for the seat of Government at such place, or places, within or without this State as he may deem advisable under the circumstances, and shall take such action and issue such orders as may be necessary for an orderly transition of the affairs of State Government to such emergency temporary location, or locations. Such emergency temporary location, or locations, shall remain as the seat of Government until the Legislature shall by law establish a new location, or locations, or until the emergency is declared to be ended by the Governor and the seat of Government is returned to its normal location.

C. 52:1-1.2.
Official actions
to be valid.

2. During such time as the seat of Government remains at such emergency temporary location, or locations, all official acts now or hereafter required by law to be performed at the seat of Government by any officer, agency, department or authority of this State, including the convening and meeting of the Legislature in regular, extraordinary, or emergency session, shall be as valid and binding when performed at such emergency temporary location, or locations, as if performed at the normal location of the seat of Government.

C. 52:1-1.3.
Provisions to
control and
be supreme.

3. The provisions of this act shall control and be supreme in the event it shall be employed notwithstanding the provisions of any other law to the contrary or in conflict herewith.

4. This act shall take effect immediately.
Approved June 28, 1963.