

ASSEMBLY, No. 473

STATE OF NEW JERSEY

INTRODUCED MARCH 7, 1949

By Mr. SANDERSON

Referred to Committee on Military Affairs

AN ACT to amend the title of "An act concerning civilian defense during the war emergency," approved May twenty-third, one thousand nine hundred and forty-two (P. L. 1942, c. 251), so that the same shall read "An act concerning civilian defense during emergency," and to amend the body of said act.

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

1 1. The title of "An act concerning civilian defense during the war  
2 emergency," approved May twenty-third, one thousand nine hundred and  
3 forty-two, is amended to read "An act concerning civilian defense during  
4 emergency."

1 2. Section one of the act of which this act is amendatory is amended to  
2 read as follows:

3 1. The purpose of this act is to provide for the health, safety and wel-  
4 fare of the people of the State of New Jersey and to aid in the prevention  
5 of damage to and the destruction of property during [the present war] any  
6 emergency as herein defined by prescribing a course of conduct for the civil-  
7 ian population of this State during such [war] emergency and by centraliz-  
8 ing control of all civilian activities having to do with [the war] such emer-  
9 gency under the Governor and for that purpose to give to the Governor con-  
10 trol over such resources of the State Government and of each and every

11 political subdivision thereof as may be necessary to cope with any condition  
12 that shall arise out of such [war] emergency and to invest the Governor  
13 with all other power convenient or necessary to effectuate such purpose.

14 As used in this act the "terms "emergency," "war emergency," "pres-  
15 ent war emergency," and "extraordinary emergency" shall mean and include  
16 any disaster resulting from enemy attack, sabotage or other hostile action,  
17 or from fire, flood, earthquake or other natural causes.

1 3. Section five of the act of which this act is amendatory is amended to  
3 read as follows:

4 5. There is hereby created in the State Department of Defense, the office  
4 of civilian defense director. The civilian defense director shall be appointed  
6 by the Governor and shall hold office at the will and pleasure of the Gov-  
7 ernor with or without compensation in the discretion of the Governor. He  
8 shall assist the Governor in effectuating the purposes of this act and, to that  
9 end, the Governor is empowered to delegate to the said civilian defense di-  
10 rector any of the powers conferred by this act upon the Governor to the ex-  
11 tent that such delegation of power is, in the judgment of the Governor, nec-  
12 essary; *provided, however,* that all such powers shall be exercised in the name  
13 of the Governor. The Governor is authorized to establish an adequate or-  
14 ganization to assist in supervising and co-ordinating the civilian defense  
15 activities of the State Government and of all of the political subdivisions of  
16 this State and for that purpose the said Governor is authorized and em-  
17 powered, within the limits of appropriations, to establish and operate such  
18 district and regional offices as may be necessary. Nothing contained herein  
19 shall be construed to empower the Governor to delegate to the civilian de-  
20 fense director any of the powers heretofore conferred upon the [Department  
21 of State Police or the Adjutant-General's Department] Division of State  
22 Police in the Department of Law and Public Safety or the State Department  
23 of Defense.

1      4. Section twenty-five of the act of which this act is amendatory is  
2 amended to read as follows:

3      25. This act shall take effect immediately. [and shall become inopera-  
4 tive sixty days after the duly constituted Federal authorities shall proclaim  
5 that the war has terminated, with the exception of those provisions of section  
6 seventeen applying to compensation, which shall remain operative to the ex-  
7 tent that it is or may be necessary to carry out the intent and purpose of  
8 said section seventeen.]

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#### STATEMENT

The purpose of this bill is to provide for a continuation of the civilian de-  
fense act of 1942 and to cover within its scope any disaster resulting from  
enemy attack, sabotage or other hostile action, or from fire, flood, earthquake  
or other natural causes.

This bill is sponsored by the Commission on Interstate Co-operation.

MAY 6 1949

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8 civilian activities having to do with such emergency under the Governor and  
9 for that purpose to give to the Governor control over such resources of the  
10 State Government and of each and every political subdivision thereof as may

11 be necessary to cope with any condition that shall arise out of such emer-  
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