

ASSEMBLY, No. 507

STATE OF NEW JERSEY

INTRODUCED MARCH 14, 1960

By Assemblymen HAUSER and SALSBURG

Referred to Committee on Revision and Amendment of Laws

AN ACT concerning acts, laws and statutes, enacting a revision of part of the statute law, amending sections 1:1-2, 1:1-2.4, 1:1-4, 1:1-5.1, 1:1-6, 1:1-7, 1:1-8, 1:1-9, 1:1-10, 1:1-11, 1:1-18, and 1:1-21, and supplementing chapter 1 of Title 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 1:1-2 of the Revised Statutes is amended to read as follows:

2 1:1-2. Unless it be otherwise expressly provided or there is something  
3 in the subject or context repugnant to such construction, the following words  
4 and phrases, when used in any statute and in the Revised Statutes, shall  
5 have the meaning herein given to them.

6 Affirmation; affirmed. See "Oath; sworn," *infra*, this section.

7 Assessor. The word "assessor," when used in relation to the assess-  
8 ment of taxes or water rents or other public assessments, includes all officers,  
9 boards or commissions charged with the duty of making such assessments,  
10 unless a particular officer, board or commission is specified.

11 Census. When used with reference to the population of this State, or of  
12 any subdivision thereof, the word "census" means the latest Federal census  
13 effective within this State.

14 Collector. The word "collector," when used in relation to the collection  
15 of taxes or water rents or other public assessments, includes all officers

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

16 charged with the duty of collecting such taxes, water rents or assessments,  
17 unless a particular officer is specified.

18 Folio; sheet. A sheet or folio shall consist of 100 words, and in all cases  
19 where an entry of any writing or copy is to be paid for, the sheet or folio  
20 shall consist of 100 words.

21 Gender. See "Number; gender," infra, this section.

22 General election. The words "general election" shall be taken to mean  
23 the annual election to be held on the first Tuesday after the first Monday  
24 in November and in any statute in which it is provided that any public officer  
25 shall be elected, or any public question shall be voted upon, at an election at  
26 which members of the General Assembly are to be voted for or elected, or  
27 words to that effect, shall be taken to mean, and shall be construed to be the  
28 equivalent of a provision, that said public officers shall be elected, or that  
29 said public question shall be voted upon, "at a general election."

30 He. "Number; gender," infra, this section.

31 Inhabitants. See "Population; inhabitants," infra, this section.

32 It. See "Number; gender," infra, this section.

33 Magistrate. The word "magistrate" includes any judge, municipal  
34 magistrate or officer or other person having the powers of a committing  
35 magistrate.

36 Masculine. See "Number; gender," infra, this section.

37 Month; year. The word "month" means a calendar month, and the  
38 word "year" means a calendar year.

39 Municipality; municipal corporation. The words "municipality" and  
40 "municipal corporation" include cities, towns, townships, villages and bor-  
41 oughs, and any municipality governed by a board of commissioners or an  
42 improvement commission.

43 Neuter. See "Number; gender," infra, this section.

44 Number; gender. Whenever, in describing or referring to any person,  
45 party, matter or thing, any word importing the singular number or masculine  
46 gender is used, the same shall be understood to include and to apply to sev-

79 Registered mail. The words "registered mail" include "certified mail."

80 Revised Statutes. The words "Revised Statutes" mean the Revised  
81 Statutes of 1937, unless some other revision is expressly indicated or  
82 referred to.

83 *Revision law.* The words "Revision law" means any statute which is  
84 expressed in its title or body to be a revision of any part of the statutory law.

85 *She.* See "Number; gender," supra, this section.

86 *Sheet.* See "Folio," supra, this section.

87 *Ship.* The word "Ship" includes vessels, steamers, canal boats and  
88 and every boat or structure adapted to navigation or movement from place  
89 to place, upon the ocean, lakes, rivers or artificial waterways, either by its  
90 own power or otherwise.

91 *Singular.* See "Number; gender," supra, this section.

92 *State.* The word "State" extends to and includes any State, territory  
93 or possession of the United States, the District of Columbia and the Canal  
94 Zone.

95 *Sworn.* See "Oath; sworn," supra, this section.

96 *Taxing district.* The words "taxing district," when used in a law re-  
97 lating to the assessment or collection of taxes, assessments or water rates  
98 or water rents, include every political division of the State, less than a  
99 county, whose inhabitants, governing body or officers have the power to  
100 levy taxes, assessments or rates.

101 *Territory.* The word "territory" extends to and includes any territory  
102 or possession of the United States, the District of Columbia and the Canal  
103 Zone.

104 *United States.* The words "United States" extend to and include every  
105 State, territory and possession of the United States, the District of Columbia  
106 and the Canal Zone.

107 *Year.* See "Month; year," supra, this section.

1 2. Any definition contained in any statute shall be applicable to any  
2 amendment of, or supplement to, such statute.

1 3. Section 1:1-2.4 of the Revised Statutes is amended to read as fol-  
2 lows:

3 1:1-2.4. Except as to signatures, "writing" includes [" "] typewriting  
4 [" "] and the product of any other method of duplication or reproduction  
5 and "written instruments" includes typewritten instruments and instruments  
6 so duplicated or reproduced.

1 4. Section 1:1-4 of the Revised Statutes is amended to read as follows:

2 1:1-4. The provisions of the Revised Statutes, not inconsistent with those  
3 of prior laws, and the provisions of any revision law not inconsistent with  
4 those of any of the laws revised therein, shall be construed as a continuation  
5 of such prior laws.

1 5. Section 1:1-5.1 of the Revised Statutes is amended to read as fol-  
2 lows:

3 1:1-5.1. The legislation contained within any title, subtitle, part, chapter,  
4 article, section or group of sections of these Revised Statutes or of the New  
5 Jersey Statutes may be cited, pleaded or otherwise referred to by reference  
6 to such title, subtitle, part, chapter, article, section or group of sections of  
7 the "Revised Statutes" or the "New Jersey Statutes" containing such leg-  
8 islation, as the case may be; and the use of the words "Revised Statutes"  
9 or "New Jersey Statutes" shall have the same effect as if the legislative  
10 title, under which these Revised Statutes or the New Jersey Statutes were  
11 adopted and the approval date thereof had been used.

12 In any citation the abbreviation "R. S." shall be equivalent to "Revised  
13 Statutes," and "N. J. S." shall be equivalent to "New Jersey Statutes"  
14 and sections of these Revised Statutes or the New Jersey Statutes may be  
15 cited by section number only preceded by [such] the appropriate abbrevi-  
16 tion.

17 In any citation of legislation contained in the New Jersey Statutes which  
18 has been printed in the Pamphlet Laws, there shall be superadded the chap-  
19 ter number and year of the Pamphlet Laws in which the same was published  
20 (P. L. 19 , c. ).

1 6. Section 1:1-6 of the Revised Statutes is amended to read as follows:

2 1:1-6. In the construction of the Revised Statutes, *or of any statute* or  
3 any part thereof, no outline or analysis of the contents of any title, subtitle,  
4 chapter, article or other part thereof, no cross reference or cross reference  
5 note and no headnote or source note to any section [of the Revised Stat-  
6 utes] *thereof* shall be deemed to be a part of the Revised Statutes *or such*  
7 *statute*.

1 7. Section 1:1-7 of the Revised Statutes is amended to read as follows:

2 1:1-7. All references in the Revised Statutes *or in any other statute* to  
3 titles, subtitles, chapters, articles or sections are to the titles, subtitles, chap-  
4 ters, articles or sections of the Revised Statutes, *or of such other statute, as*  
5 *the case may be, unless they are otherwise designated in such statute* and such  
6 references to titles, subtitles, chapters or articles, without further descrip-  
7 tion or limitation as to sections, shall be construed to refer to all the sections  
8 contained within the titles, subtitles, chapters or articles *or statute* to which  
9 such references are made.

1 8. Section 1:1-8 of the Revised Statutes is amended to read as follows:

2 1:1-8. References in the Revised Statutes *or in any statute* to more than  
3 1 title, subtitle, chapter, article, section or other division of the Revised  
4 Statutes *or of any other statute, in series*, shall be taken to include both the  
5 first and last numbers referred to.

1 9. Section 1:1-9 of the Revised Statutes is amended to read as follows:

2 1:1-9. If any [act] *statute* or part of any [act] *statute*, which is re-  
3 pealed *or superseded* by the enactment of *any statute* or of the Revised Stat-  
4 utes *or of the New Jersey Statutes*, is in substance re-enacted therein, a ref-  
5 erence in any [act] *other statute* to such repealed *or superseded* [act] *statute*  
6 or [part of any act] *to any section or sections thereof* shall be deemed to be  
7 a reference to such re-enacted [act] *statute*, or [part thereof] *to the section*  
8 *or sections thereof, which supersede or correspond in substance to the sec-*  
9 *tion or sections so referred to, as the case may be.*

1 10. Section 1:1-10 of the Revised Statutes is amended to read as follows:

2 1:1-10. If any title, subtitle, chapter, article or section of the Revised  
3 Statutes, or of any statute or any provision thereof, shall be declared to be  
4 unconstitutional, invalid or inoperative, in whole or in part, by a court of con-  
5 petent jurisdiction, such title, subtitle, chapter, article, section or provision  
6 shall, to the extent that it is not unconstitutional, invalid or inoperative, be  
7 enforced and effectuated, and no such determination shall be deemed to in-  
8 validate or make ineffectual the remaining titles, subtitles, chapters, articles,  
9 sections or provisions.

1 11. Section 1:1-11 of the Revised Statutes is amended to read as follows:

2 1:1-11. The repeal, by the enactment of

3 a. the Revised Statutes,

4 b. the New Jersey Statutes, or

5 c. any other revision law,

6 of any [act] statute or part of any [act] statute, shall not in any way affect,  
7 impair or invalidate any act done or right or limitation vested or accrued,  
8 or any bonds issued, or taxes or assessments of any kind levied or imposed,  
9 or any tax sale had, or in any way annul, invalidate, take away, impair, limit,  
10 disturb or affect any right, title, estate, privilege, immunity or power or con-  
11 veyance in, to or of either real or personal property, acquired, given, con-  
12 ferred, had or made under or by virtue of, or validated by, any [act] statute  
13 or part of any [act] statute so repealed.

1 12. Section 1:1-18 of the Revised Statutes is amended to read as fol-  
2 lows:

3 1:1-18. The repeal by the enactment of the Revised Statutes or of any  
4 statute of any [act] other statute or part [of any act] thereof, under or  
5 by virtue of which any corporation, association or society, of whatsoever  
6 nature, was incorporated or formed and is in existence at the time when the  
7 Revised Statutes or such repealing statute, as the case may be, [become]  
8 became or becomes effective, shall not be construed to work a dissolution of

9 any such existing corporation, association or society; but the charter, cer-  
 10 tificate of incorporation or articles of association and the rights, powers,  
 11 privileges, duties, obligations of and limitations upon any such existing  
 12 corporation, association or society shall, unless otherwise provided in the  
 13 Revised Statutes, *or such repealing statute*, continue as though the Revised  
 14 Statutes, *or such repealing statute*, had not been enacted, and every such  
 15 existing corporation, association or society shall remain and continue to be  
 16 liable on its bonds and other obligations issued and outstanding on the date  
 17 when the Revised Statutes [become] *became, or such repealing statute be-*  
 18 *comes effective.*

1 13. Section 1:1-21 of the Revised Statutes is amended to read as fol-  
 2 lows:

3 1:1-21. [Acts] *Statutes* and parts of [acts] *statutes* included in the  
 4 Revised Statutes under the titles by which they were adopted by the Leg-  
 5 isature and the [acts] *statutes* contained in Appendix A (App. A:1-1 et  
 6 seq.), and [acts] *statutes* and parts of [acts] *statutes* included in the Re-  
 7 vised Statutes *or in any other statute* by reference to their titles *or in any*  
 8 *other manner*, and designated as "saved from repeal" shall have operative  
 9 force and effect only to the extent that they were operative and effective at  
 10 the time of the taking effect of the Revised Statutes *or of such other stat-*  
 11 *ute, as the case may be.* Such [acts] *statutes* or parts of [acts] *statutes*  
 12 shall not be deemed repealed by the enactment of the Revised Statutes *or*  
 13 *of such other statute.* except so far as they are inconsistent with the pro-  
 14 visions [of the Revised Statutes] *thereof* but, in so far as they may have  
 15 been so repealed or have been superseded or impliedly repealed by legisla-  
 16 tion subsequent to their enactment, they shall remain so superseded or re-  
 17 pealed, and shall have no further or additional effect because of their in-  
 18 clusion in the Revised Statutes, *or such other statute.* as aforesaid.

1 14. The repeal of any statute or section of any statute, which statute  
 2 or section repealed another statute or section of a statute, shall not of itself  
 3 revive such other statute or section.

1 15. Any reference in any statute to any other statute, which is revised  
2 by a revision law, shall, after the effective date of such revision law, be  
3 construed to be a reference to the section or sections, if any, of the revision  
4 law corresponding in substance to, or superseding, the section or sections  
5 of the statute so revised and so referred to.

1 16. This act shall take effect immediately.

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### STATEMENT

The foregoing revision of part of chapter 1 of Title 1, "Acts, Laws and Statutes," of the Revised Statutes has been prepared by the Law Revision and Legislative Services Commission.

Its adoption is recommended in order to make the definitions and other appropriate sections affected by it applicable to statutes other than the Revised Statutes, including those enacted to revise other titles of the Revised Statutes. The enactment of this revision will make unnecessary the inclusion of a number of sections which, otherwise, must be incorporated in every revision statute.