

LEGISLATIVE HISTORY CHECKLIST
Compiled by the NJ State Law Library

NJSA: 41:2-10 (Oath of Office)

LAWS OF: 1991 CHAPTER: 365

Bill No: A3998

Sponsor(s): Gill, Marsella, Duch

Date Introduced: October 4, 1990

Committee: Assembly: State Government

Senate: State Government

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: February 28, 1991

Senate: December 12, 1991

Date of Approval: January 9, 1992

Following statements are attached if available:

Sponsor statement: Yes Below

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

Sponsor Statement:

This bill clarifies the authority of the Governor and members of the Legislature to administer oaths of office to persons for whose office the law makes no specific provision.

KBG/dgw

[FIRST REPRINT]
ASSEMBLY, No. 3998

STATE OF NEW JERSEY

INTRODUCED OCTOBER 4, 1990

By Assemblymen GILL, MARSELLA and Duch

1 AN ACT concerning oaths of office in certain circumstances and
2 amending R.S.41:2-10.

3

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

6 1. R.S.41:2-10 is amended to read as follows:

7 41:2-10. The Chief Justice of the Supreme Court, any
8 associate justice thereof, any judge of the Superior Court or
9 judge of the tax court may administer the oaths of office and of
10 allegiance to any person appointed to the office of Clerk of the
11 Supreme Court, Clerk of the Superior Court, Secretary of State
12 or Attorney General, and the aforesaid justices and judges and
13 the Governor and members of the Legislature may administer the
14 oaths of office and of allegiance to any person ¹elected or¹
15 appointed ¹[or]¹ to any other elective or appointive office as to
16 which no other provision is made by law.

17 (cf: P.L.1988, c.80, s.1)

18 2. This act shall take effect immediately.

19

20

21

STATE GOVERNMENT

22

23 Clarifies authority of Governor and legislators to administer
24 oaths of office.

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 underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly ASG committee amendments adopted January 17, 1991.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3998

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 17, 1991

The Assembly State Government Committee reports favorably and with committee amendments Assembly Bill No. 3998.

This bill clarifies the authority of the Governor and members of the Legislature to administer oaths of office and allegiance to persons for whose swearing into office the law makes no specific provision. Present law confers authority to administer oaths of office and allegiance in such cases only upon justices of the Supreme Court and judges of Superior Court or tax court.

COMMITTEE AMENDMENTS

The committee amended the bill to clarify its language regarding elected public officers.

SENATE STATE GOVERNMENT AND FEDERAL
AND INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 3998

STATE OF NEW JERSEY

DATED: DECEMBER 5, 1991

The Senate State Government and Federal and Interstate Relations Committee reports favorably Assembly Bill No. 3998 (1R).

This bill clarifies the authority of the Governor and members of the Legislature to administer oaths of office and allegiance to persons for whose swearing into office the law makes no specific provision. Present law confers authority to administer oaths of office and allegiance in such cases only upon justices of the Supreme Court and judges of Superior Court or tax court.