

32:23-1

**LEGISLATIVE HISTORY CHECKLIST**  
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**NJSA:** 32:23-1 et seq.

(NY/NJ  
Waterfront &  
Airport  
Commission--implement  
telecommunication  
hiring system)

**LAWS OF:** 1990

**CHAPTER:** 59

**Bill No:** A3034

**Sponsor(s):** Foy

**Date Introduced:** February 26, 1990

**Committee: Assembly:** Independent Authorities

**Senate:** State Government

**Amended during passage:** No

**Date of Passage: Assembly:** April 30, 1990

**Date of Approval: Senate:** June 28, 1990

**Following statements are attached if available:**

**Sponsor statement:** Yes

**Committee Statement: Assembly:** Yes

**Senate:** Yes

**Fiscal Note:** No

**Veto Message:** No

**Message on signing:** No

**Following were printed:**

**Reports:** No

**Hearings:** No

**KBG/SLJ**

P.L.1990, CHAPTER 59, *approved July 9, 1990*  
1990 Assembly No. 3034

1 AN ACT empowering the waterfront and airport commission of  
2 New York and New Jersey to implement a telecommunications  
3 hiring system for longshoremen and checkers, and  
4 supplementing P.L.1953, c.202 (C.32:23-1 et seq.).  
5

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

8 1. 5-u. Implementation of Telecommunications Hiring System  
9 for Longshoremen and Checkers and Registration of  
10 Telecommunications System Controllers.

11 (1) The commission may designate one of the employment  
12 information centers it is authorized to establish and maintain  
13 under Part I, Article XII of P.L.1953, c.202 (C.32:23-52 et seq.)  
14 for the implementation of a telecommunications hiring system  
15 through which longshoremen and checkers may be hired and  
16 accept employment without any personal appearance at the  
17 center. The telecommunications hiring system shall incorporate  
18 hiring and seniority agreements between the employers of  
19 longshoremen and checkers and the labor organizations  
20 representing longshoremen and checkers in the Port of New York  
21 district, provided the agreements are not in conflict with the  
22 provisions of the compact, P.L.1953, c.202 (C.32:23-1 et seq.).

23 (2) The commission shall permit employees of the management  
24 organizations representing employers of longshoremen and  
25 checkers in the Port of New York district, and of the labor  
26 organizations representing longshoremen and checkers in the Port  
27 of New York district, or of a joint board of these management  
28 and labor organizations, to participate in the operation of the  
29 telecommunications hiring system, if these employees are  
30 registered by the commission as "telecommunications system  
31 controllers" in accordance with the provisions of Part III of the  
32 compact, section 6 of P.L.1956, c.194 (C.32:23-105), with respect  
33 to the registration of checkers. A person shall not act as a  
34 "telecommunications system controller" unless he or she is  
35 registered. An application for registration and a registration  
36 made or issued may be denied, revoked, cancelled or suspended,  
37 as the case may be, only in the manner prescribed in Part I of  
38 Article XI of the compact, P.L.1953, c.202 (C.32:23-45 et seq.).  
39 Participation in the operation of the telecommunications hiring  
40 system shall be monitored by the commission.

41 (3) The records, documents, tapes, discs and other data

1 compiled, collected or maintained by a management organization,  
2 a labor organization, and a joint board of these management and  
3 labor organizations pertaining to the telecommunications hiring  
4 system shall be available for inspection, investigation and  
5 duplication by the commission.

6 2. If any part or provision of this act or the application thereof  
7 to any person or circumstances is adjudged invalid by a court of  
8 competent jurisdiction, the judgment shall be confined in its  
9 operation to the part, provision or application directly involved in  
10 the controversy in which the judgment is rendered and shall not  
11 affect or impair the validity of the remainder of this act or the  
12 application thereof to other persons or circumstances and the two  
13 states hereby declare that they would have entered into this act  
14 or the remainder thereof had the invalidity of the provisions or  
15 application thereof been apparent.

16 3. This act constitutes an agreement between the states of  
17 New Jersey and New York supplementary to the waterfront  
18 commission compact, and shall be liberally construed to  
19 effectuate the purposes of the compact and the powers vested in  
20 the waterfront commission hereby shall be construed to be in aid  
21 of and supplemental to and not in limitation of or in derogation of  
22 any of the powers heretofore conferred upon or delegated to the  
23 waterfront commission.

24 4. This act shall take effect upon the enactment into law by  
25 the State of New York of legislation having an identical effect  
26 with this act, but if the State of New York shall have already  
27 enacted such legislation, then it shall take effect immediately.

#### 28 STATEMENT

29  
30  
31 This bill would give the waterfront commission of New York  
32 and New Jersey the authority to implement a telecommunications  
33 hiring system for longshoremen and checkers. This system would  
34 permit longshoremen and checkers to be hired without personally  
35 appearing at the employment information center. In this manner,  
36 the hiring process would be less costly and time-consuming. This  
37 bill would require that the hiring and seniority agreements in  
38 place be honored in the new system. This bill also provides for  
39 the registration of telecommunications system controllers who  
40 would be responsible for operating the hiring system, and  
41 monitored by the commission. The records of the hiring system  
42 would be subject to inspection by the commission.

43 This bill is similar to legislation enacted by New York State,  
44 chapter 515 of the Laws of 1989.

#### 45 AUTHORITIES AND REGIONAL AGENCIES

46  
47  
48 Empowers the waterfront and airport commission of New York  
49 and New Jersey to implement a telecommunications hiring  
50 system.

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2 a labor organization, and a joint board of these management and  
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38 place be honored in the new system. This bill also provides for  
39 the registration of telecommunications system controllers who  
40 would be responsible for operating the hiring system, and  
41 monitored by the commission. The records of the hiring system  
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ASSEMBLY INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3034  
STATE OF NEW JERSEY

DATED: MARCH 19, 1990

The Assembly Independent Authorities Committee reports favorably Assembly Bill No. 3034.

This bill would give the waterfront commission of New York and New Jersey the authority to implement a telecommunications hiring system for longshoremen and checkers. This system would permit longshoremen and checkers to be hired without personally appearing at the employment information center. In this manner, the hiring process would be less costly and time-consuming. This bill would require that the hiring and seniority agreements in place be honored in the new system. This bill also provides for the registration of telecommunications system controllers who would be responsible for operating the hiring system, and monitored by the commission. The records of the hiring system would be subject to inspection by the commission.

This bill is similar to legislation enacted by New York State, chapter 515 of the Laws of 1989.

SENATE STATE GOVERNMENT AND FEDERAL  
AND INTERSTATE RELATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3034

STATE OF NEW JERSEY

DATED: JUNE 7, 1990

The Senate State Government and Federal and Interstate Relations Committee reports favorably Assembly, No. 3034.

This bill gives the waterfront commission of New York and New Jersey the authority to implement a telecommunications hiring system in which longshoremen and checkers may be hired without personally appearing at an employment information center. The hiring system shall incorporate existing hiring and seniority agreements. The bill permits employees of management and labor organizations to participate in the operation of the hiring system if they are registered by the commission as "telecommunications system controllers." No person shall act as a controller unless properly registered. Participation in the operation of the hiring system shall be monitored by the commission and the records of the hiring system shall be subject to inspection by the commission.

This bill has an identical effect to legislation already enacted by the State of New York, chapter 515 of the Laws of 1989, and therefore would take effect immediately.

- § 1 tiated agreement, compensation for such underwriting to be provided by negotiated fee or by sale of such bonds or notes to an underwriter at a price of less than the sum of par value of, and the accrued interest on, such obligations; or (b) arrange for the private sale of its bonds or notes through negotiated agreement, compensation for such sales to be provided by negotiated fee, if required. The cost of such underwriting or private placement shall be deemed a preliminary cost for purposes of section 11.00 of this chapter.
- § 2 § 2. This act shall take effect immediately.

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Chapter 515

WATERFRONT COMMISSION ACT--LONGSHOREMEN AND  
AND CHECKERS--TELECOMMUNICATIONS HIRING SYSTEM

AN ACT to amend the waterfront commission act, in relation to the implementation of a telecommunications hiring system for longshoremen and checkers; and the registration of telecommunications system controllers

Approved July 16, 1989, effective as provided in § 4.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- § 1 Section 1. Chapter 882 of the laws of 1953, constituting the waterfront commission act is amended by adding a new section 5-u to read as follows:
- § 5-u. Implementation of telecommunications hiring system for longshoremen and checkers and registration of telecommunications system controller. 1. The commission may designate one of the employment information centers it is authorized to establish and maintain under article XII of this act for the implementation of a telecommunications hiring system through which longshoremen and checkers may be hired and accept employment without any personal appearance at said center. Any such telecommunications hiring system shall incorporate hiring and seniority

EXPLANATION--Matter underlined or in *italics* is new;

agreements between the employers of longshoremen and checkers and the labor organization representing longshoremen and checkers in the port of New York district, provided said agreements are not in conflict with the provisions of the act.

§ 1

2. The commission shall permit employees of the association representing employers of longshoremen and checkers and of the labor organization representing longshoremen and checkers in the port of New York district, or of a joint board of such association and labor organization, to participate in the operation of said telecommunications hiring system, provided that any such employee is registered by the commission as a "telecommunications system controller" in accordance with the provisions, standards and grounds set forth in the act with respect to the registration of checkers. No person shall act as a "telecommunications system controller" unless he or she is so registered. Any application for such registration and any registration made or issued may be denied, revoked, cancelled or suspended, as the case may be, only in the manner prescribed in article XI of this act. Any and all such participation in the operation of said telecommunications hiring system shall be monitored by the commission.

3. Any and all records, documents, tapes, discs and other data compiled, collected or maintained by said association of employers, labor organization and joint board of such association and labor organization pertaining to the telecommunications hiring system shall be available for inspection, investigation and duplication by the commission.

§ 2

§ 2. If any part or provision of this act or the application thereof to any person or circumstances be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this act or the application thereof to other persons or circumstances and the two states hereby declare that they would have entered into this act or the remainder thereof had the invalidity of such provisions or application thereof been apparent.

§ 3. This act constitutes an agreement between the states of New York and New Jersey, supplementary to the waterfront commission compact and amendatory thereof, and shall be liberally construed to effectuate the purposes of said compact and the powers vested in the waterfront commission hereby shall be construed to be in aid of and supplemental to and not in limitation of or in derogation of any of the powers heretofore conferred upon or delegated to the waterfront commission.

§ 3

§ 4. This act shall take effect upon the enactment into law by the state of New Jersey of legislation having an identical effect with this act, but if the state of New Jersey shall have already enacted such legislation, then it shall take effect immediately, and further provided that the waterfront commission shall notify the legislative bill drafting commission upon the occurrence of the enactment of the legislation

§ 4

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matter in brackets [ ] is old law to be deleted.



- § 4 provided for in section one of this act in order that the commission may maintain an accurate and timely effective data base of the official text of laws of the state of New York in furtherance of effecting the provisions of section 44 of the legislative law and section 70-b of the public officers law.

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Chapter 516

KINGSTON, CITY OF--BOARD OF EDUCATION OF THE CITY

SCHOOL DISTRICT OF THE CITY OF KINGSTON--

CONVEYANCE OF CERTAIN PARK LANDS

AN ACT to authorize the city of Kingston, county of Ulster, and the board of education of the city school district of the city of Kingston to convey certain park lands

Approved and effective July 16, 1989.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- § 1 Section 1. Notwithstanding the provisions of any general, special or local law, the city of Kingston, county of Ulster, is hereby authorized to convey a one-half interest in certain land, currently used for public park and recreational purposes, described in section two of this act to the board of education of the city school district of the city of Kingston (consolidated). The land conveyed shall continue to be used for public park and recreational purposes.
- § 2 § 2. The land to be conveyed by the city of Kingston to the board of education of the city school district of the city of Kingston (consolidated) is located, bounded and described as follows:  
ALL THAT TRACT OR PARCEL OF LAND, situated in the city of Kingston, County of Ulster and state of New York known as Dietz Stadium and more particularly described as

EXPLANATION--Matter underlined or in *italics* is new;