

18A:4-21

LEGISLATIVE HISTORY CHECKLIST
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NJSA: 18A:4-21

(Commissioner of
Education--term--serve
at pleasure of
Governor)

LAWS OF: 1990

CHAPTER: 13

Bill No: S2338/S2324

Sponsor(s): Bassano and others

Date Introduced: February 15, 1990

Committee: Assembly: -----

Senate: Education

Amended during passage: No Senate Committee Substitute
enacted

Date of Passage: Assembly: April 23, 1990

Senate: March 22, 1990

Date of Approval: April 30, 1990

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: No

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

See newspaper clippings--attached:

KBG/SLJ

SENATE COMMITTEE SUBSTITUTE FOR

SENATE, Nos. 2338 and 2324

STATE OF NEW JERSEY

ADOPTED MARCH 5, 1990

1 AN ACT concerning the appointment and term of the
2 Commissioner of the Department of Education and amending
3 N.J.S.18A:4-21.
4

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

7 1. N.J.S.18A:4-21 is amended to read as follows:
8 18A:4-21. The commissioner of education shall be appointed
9 by the governor, without regard to residence within or without
10 the state, with the advice and consent of the Senate, [for a term
11 of five years commencing July 1, and he shall continue to serve
12 after the expiration of his term] and shall serve at the pleasure of
13 the Governor during the Governor's term of office and until his
14 successor is appointed and qualified. [Any vacancy shall be filled
15 for the unexpired term.] He shall receive such annual salary as
16 shall from time to time be fixed by law, which shall be payable as
17 other state salaries are paid.

18 (cf: N.J.S.18A:4-21)

19 2. This act shall take effect immediately and shall apply to the
20 term of office of the Commissioner of Education on July 1, 1990
21 and thereafter.
22

23

24

EDUCATION

25

26 Provides that the term of the Commissioner of Education will be
27 the same as other members of the Governor's cabinet.

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.

SENATE, No. 2338

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 15, 1990

By Senator STOCKMAN

1 AN ACT regulating the term of office of the Commissioner of
2 Education and amending N.J.S.18A:4-21.

3

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

6 1. N.J.S.18A:4-21 is amended to read as follows:

7 18A:4-21. The commissioner of education shall be appointed
8 by the governor, without regard to residence within or without
9 the state, with the advice and consent of the senate, [for a term
10 of five years commencing July 1,] to serve at the pleasure of the
11 Governor during the Governor's term of office, and he shall
12 continue to serve after the expiration of his term until his
13 successor is appointed and qualified. Any vacancy shall be filled
14 for the unexpired term. He shall receive such annual salary as
15 shall from time to time be fixed by law, which shall be payable as
16 other state salaries are paid.

17 (cf: N.J.S.18A:4-21)

18 2. This act shall take effect immediately.

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STATEMENT

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23 This bill provides that the Commissioner of Education shall be
24 appointed by the Governor with the advice and consent of the
25 Senate, and that he shall serve at the pleasure of the Governor
26 during the Governor's term of office and until the appointment
27 and qualification of his successor. This would make the term of
28 the Commissioner of Education the same as the terms of all other
29 cabinet officers except for the Secretary of State, the Attorney
30 General, and those cabinet officers who are appointed by special
31 boards without the advice and consent of the Senate.

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EDUCATION

35

36 Provides that the term of the Commissioner of Education will be
37 coterminous with that of the Governor.

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.

SENATE, No. 2324

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 15, 1990

By Senators BASSANO, PALAIA, CONNORS and EWING

1 AN ACT concerning the appointment and term of the
2 Commissioner of the Department of Education and amending
3 N.J.S.18A:4-21.
4

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

7 1. N.J.S.18A:4-21 is amended to read as follows:

8 18A:4-21. The commissioner of education shall be appointed
9 by the governor, without regard to residence within or without
10 the state, with the advice and consent of the Senate, [for a term
11 of five years commencing July 1, and he shall continue to serve
12 after the expiration of his term] and shall serve at the pleasure of
13 the Governor during the Governor's term of office and until his
14 successor is appointed and qualified. Any vacancy shall be filled
15 for the unexpired term. He shall receive such annual salary as
16 shall from time to time be fixed by law, which shall be payable as
17 other state salaries are paid.

18 (cf: N.J.S.18A:4-21)

19 2. This act shall take effect immediately.
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22 STATEMENT
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24 This bill provides for the Commissioner of Education to serve
25 at the pleasure of the Governor.
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28 EDUCATION
29

30 Provides that Commissioners of Education hereafter appointed
31 shall serve at the pleasure of the Governor.

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.

SENATE EDUCATION COMMITTEE
STATEMENT TO
SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 2338 and 2324
STATE OF NEW JERSEY

DATED: MARCH 5, 1990

The Senate Education Committee favorably reports this committee substitute.

This committee substitute provides that the Commissioner of Education shall be appointed by the Governor with the advice and consent of the Senate, and that he shall serve at the pleasure of the Governor during the Governor's term of office and until the appointment and qualification of his successor. This would make the term of the Commissioner of Education the same as the terms of all other cabinet officers except for the Secretary of State, the Attorney General, and those cabinet officers who are appointed by special boards without the advice and consent of the Senate.

The committee substitute also provides that this bill will take effect immediately and will apply to the term of office of the Commissioner of Education on July 1, 1990.