

52:13D-17.2

LEGISLATIVE HISTORY CHECKLIST

Compiled by the NJ State Law Library

LAWS OF: 2001 **CHAPTER:** 75
NJSA: 52:13D-17.2 (Casino license restrictions - exemptions)
BILL NO S269 (Substituted for A2324)

SPONSOR(S): Bennett and Lynch

DATE INTRODUCED: Pre-filed

COMMITTEE: **ASSEMBLY:** State Government

SENATE: State Government

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** March 29, 2001

SENATE: June 29, 2000

DATE OF APPROVAL: May 4, 2001

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Original version of bill enacted)

S269

SPONSORS STATEMENT: (Begins on page 5 of original bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: Yes

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

A2324

SPONSORS STATEMENT: (Begins on page 5 of original bill) Yes

Bill and Sponsors Statement identical to S269

COMMITTEE STATEMENT:

ASSEMBLY:

Yes

Identical to Senate Statement to S269

SENATE:

No

FLOOR AMENDMENT STATEMENTS:

No

LEGISLATIVE FISCAL ESTIMATE:

No

VETO MESSAGE:

No

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government

Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

SENATE, No. 269

STATE OF NEW JERSEY
209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Senator JOHN O. BENNETT

District 12 (Monmouth)

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

SYNOPSIS

Exempts certain partnerships, firms or corporations associated with former member of Judiciary from current restrictions regarding holders of, or applicants for, casino licenses.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning restrictions on employment with the holders of,
2 or applicants for, casino licenses, and amending P.L.1981, c.142.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 4 of P.L.1981, c.142 (C.52:13D-17.2) is amended to
8 read as follows:

9 4. a. As used in this section "person" means any State officer or
10 employee subject to financial disclosure by law or executive order and
11 any other State officer or employee with responsibility for matters
12 affecting casino activity; any special State officer or employee with
13 responsibility for matters affecting casino activity; the Governor; any
14 member of the Legislature or any full-time member of the Judiciary;
15 any full-time professional employee of the Office of the Governor, or
16 the Legislature; members of the Casino Reinvestment Development
17 Authority; the head of a principal department; the assistant or deputy
18 heads of a principal department, including all assistant and deputy
19 commissioners; the head of any division of a principal department; any
20 member of the governing body, or the municipal judge or the
21 municipal attorney of a municipality wherein a casino is located; any
22 member of or attorney for the planning board or zoning board of
23 adjustment of a municipality wherein a casino is located, or any
24 professional planner, or consultant regularly employed or retained by
25 such planning board or zoning board of adjustment.

26 b. No State officer or employee, nor any person, nor any member
27 of the immediate family of any State officer or employee, or person,
28 nor any partnership, firm or corporation with which any such State
29 officer or employee or person is associated or in which he has an
30 interest, nor any partner, officer, director or employee while he is
31 associated with such partnership, firm, or corporation, shall hold,
32 directly or indirectly, an interest in, or hold employment with, or
33 represent, appear for, or negotiate on behalf of, any holder of, or
34 applicant for, a casino license, or any holding or intermediary company
35 with respect thereto, in connection with any cause, application, or
36 matter, except that (1) a State officer or employee other than a State
37 officer or employee included in the definition of person, and (2) a
38 member of the immediate family of a State officer or employee, or of
39 a person, may hold employment with the holder of, or applicant for, a
40 casino license if, in the judgment of the Executive Commission on
41 Ethical Standards, the Joint Legislative Committee on Ethical
42 Standards, or the Supreme Court, as appropriate, such employment
43 will not interfere with the responsibilities of the State officer or

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

Matter underlined thus is new matter.

1 employee, or person, and will not create a conflict of interest, or
2 reasonable risk of the public perception of a conflict of interest, on the
3 part of the State officer or employee, or person. No special State
4 officer or employee without responsibility for matters affecting casino
5 activity, excluding those serving in the Departments of Education,
6 Health, and Human Services and the Commission on Higher
7 Education, shall hold, directly or indirectly, an interest in, or represent,
8 appear for, or negotiate on behalf of, any holder of, or applicant for,
9 a casino license, or any holding or intermediary company with respect
10 thereto, in connection with any cause, application, or matter.
11 However, a special State officer or employee without responsibility for
12 matters affecting casino activity may hold employment directly with
13 any holder of or applicant for a casino license or any holding or
14 intermediary company thereof and if so employed may hold, directly
15 or indirectly, an interest in, or represent, appear for, or negotiate on
16 behalf of, his employer, except as otherwise prohibited by law.

17 c. No person or any member of his immediate family, nor any
18 partnership, firm or corporation with which such person is associated
19 or in which he has an interest, nor any partner, officer, director or
20 employee while he is associated with such partnership, firm or
21 corporation, shall, within two years next subsequent to the termination
22 of the office or employment of such person, hold, directly or
23 indirectly, an interest in, or hold employment with, or represent,
24 appear for or negotiate on behalf of, any holder of, or applicant for, a
25 casino license in connection with any cause, application or matter, or
26 any holding or intermediary company with respect to such holder of,
27 or applicant for, a casino license in connection with any phase of
28 casino development, permitting, licensure or any other matter
29 whatsoever related to casino activity, except that:

30 (1) a member of the immediate family of a person may hold
31 employment with the holder of, or applicant for, a casino license if, in
32 the judgment of the Executive Commission on Ethical Standards, the
33 Joint Legislative Committee on Ethical Standards, or the Supreme
34 Court, as appropriate, such employment will not interfere with the
35 responsibilities of the person and will not create a conflict of interest,
36 or reasonable risk of the public perception of a conflict of interest, on
37 the part of the person; [and]

38 (2) an employee who is terminated as a result of a reduction in the
39 workforce at the agency where employed, other than an employee who
40 held a policy-making management position at any time during the five
41 years prior to termination of employment, may, at any time prior to the
42 end of the two-year period, accept employment with the holder of, or
43 applicant for, a casino license if, in the judgment of the Executive
44 Commission on Ethical Standards, the Joint Legislative Committee on
45 Ethical Standards, or the Supreme Court, as appropriate, such
46 employment will not create a conflict of interest, or reasonable risk of

1 the public perception of a conflict of interest, on the part of the
2 employee. In no case shall the restrictions of this subsection apply to
3 a secretarial or clerical employee. Nothing herein contained shall alter
4 or amend the post-employment restrictions applicable to members and
5 employees of the Casino Control Commission and employees and
6 agents of the Division of Gaming Enforcement pursuant to subsection
7 b. (2) of section 59 and to section 60 of P.L.1977, c.110 (C.5:12-59
8 and C.5:12-60)[.]; and

9 (3) any partnership, firm or corporation engaged in the practice of
10 law with which a former member of the Judiciary is associated, and
11 any partner, officer, director or employee thereof, other than the
12 former member, may represent appear for or negotiate on behalf of any
13 holder of, or applicant for, a casino license in connection with any
14 cause, application or matter or any holding company or intermediary
15 company with respect to such holder of, or applicant for, a casino
16 license in connection with any phase of casino development,
17 permitting, licensure or any other matter whatsoever related to casino
18 activity, and the former member shall not be barred from association
19 with such partnership, firm or corporation, if the former member: (1)
20 is screened, for a period of two years next subsequent to the
21 termination of the former member's employment, from personal
22 participation in any such representation, appearance or negotiation;
23 and (2) the former member is associated with the partnership, firm or
24 corporation in a position considered "of counsel," which does not
25 entail any equity interest in the partnership, firm or corporation.

26 d. This section shall not apply to the spouse of a State officer or
27 employee, which State officer or employee is without responsibility for
28 matters affecting casino activity, who becomes the spouse subsequent
29 to the State officer's or employee's appointment or employment as a
30 State officer or employee and who is not individually or directly
31 employed by a holder of, or applicant for, a casino license, or any
32 holding or intermediary company.

33 e. The Joint Legislative Committee on Ethical Standards and the
34 Executive Commission on Ethical Standards, as appropriate, shall
35 forthwith determine and publish, and periodically update, a list of
36 those positions in State government with responsibility for matters
37 affecting casino activity.

38 f. No person shall solicit or accept, directly or indirectly, any
39 complimentary service or discount from any casino applicant or
40 licensee which he knows or has reason to know is other than a service
41 or discount that is offered to members of the general public in like
42 circumstance.

43 g. No person shall influence, or attempt to influence, by use of his
44 official authority, the decision of the commission or the investigation
45 of the division in any application for licensure or in any proceeding to
46 enforce the provisions of this act or the regulations of the commission.

1 Any such attempt shall be promptly reported to the Attorney General;
2 provided, however, that nothing in this section shall be deemed to
3 proscribe a request for information by any person concerning the
4 status of any application for licensure or any proceeding to enforce the
5 provisions of this act or the regulations of the commission.

6 h. Any person who willfully violates the provisions of this section
7 is a disorderly person and shall be subject to a fine not to exceed
8 \$500.00 or imprisonment not to exceed six months, or both.
9 (cf: P.L.1995, c.18, s.43)

10
11 2. This act shall take effect immediately.

12 13 14 STATEMENT

15
16 Under current law (N.J.S.A.52:13D-17.2), no State officer or
17 employee and certain other persons, including the Governor, members
18 of the Legislature and full-time members of the Judiciary, within two
19 years after the termination of office or employment, may hold, directly
20 or indirectly, an interest in, or hold employment with, or represent,
21 appear for or negotiate on behalf of, any holder of, or applicant for, a
22 casino license in connection with any cause, application or matter, or
23 any holding or intermediary company with respect to such holder of,
24 or applicant for, a casino license in connection with any phase of
25 casino development, permitting, licensure or any other matter related
26 to casino activity

27 The purpose of this bill is to exempt from this restriction any
28 partnership, firm or corporation engaged in the practice of law with
29 which a former member of the Judiciary is associated, and any partner,
30 officer, director or employee of the partnership, firm or corporation,
31 if the former member of the Judiciary: (1) is screened, for a period of
32 two years next subsequent to the termination of the former member's
33 employment, from any personal participation in any representation,
34 appearance for or negotiation on behalf of any holder of, or applicant
35 for, a casino license or any holding company or intermediary company
36 with respect to the holder of, or applicant for, a casino license; and (2)
37 the former member of the Judiciary is associated with the partnership,
38 firm or corporation in an 'of counsel' position without any equity
39 interest in the partnership, firm or corporation.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 269

STATE OF NEW JERSEY

DATED: JUNE 22, 2000

The Senate State Government Committee reports favorably Senate, No. 269.

Under current law, no State officer or employee and certain other persons, including the Governor, members of the Legislature and full-time members of the Judiciary, within two years after the termination of office or employment, may hold, directly or indirectly, an interest in, or hold employment with, or represent, appear for or negotiate on behalf of any holder of, or applicant for, a casino license in connection with any cause, application or matter, or any holding or intermediary company with respect to such holder of, or applicant for, a casino license in connection with any phase of casino development, permitting, licensure or any other matter related to casino activity.

The purpose of this bill is to exempt from this restriction any partnership, firm or corporation engaged in the practice of law with which a former member of the Judiciary is associated, and any partner, officer, director or employee of the partnership, firm or corporation if the former member of the Judiciary:

(1) is screened, for a period of two years next subsequent to the termination of the former member's employment, from any personal participation in any representation, appearance for or negotiation on behalf of any holder of, or applicant for, a casino license or any holding company or intermediary company with respect to the holder of, or applicant for, a casino license; and

(2) is associated with the partnership, firm or corporation in an 'of counsel' position without any equity interest in the partnership, firm or corporation.

This bill is the same as Assembly, No. 2324.

This bill was prefiled for introduction in the 2000-2001 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 269

STATE OF NEW JERSEY

DATED: JANUARY 23, 2001

The Assembly State Government Committee reports favorably Senate Bill No. 269.

Under current law, no State officer or employee and certain other persons, including the Governor, members of the Legislature and full-time members of the Judiciary, within two years after the termination of office or employment, may hold, directly or indirectly, an interest in, or hold employment with, or represent, appear for or negotiate on behalf of any holder of, or applicant for, a casino license in connection with any cause, application or matter, or any holding or intermediary company with respect to such holder of, or applicant for, a casino license in connection with any phase of casino development, permitting, licensure or any other matter related to casino activity.

The purpose of this bill is to exempt from this restriction any partnership, firm or corporation engaged in the practice of law with which a former member of the Judiciary is associated, and any partner, officer, director or employee of the partnership, firm or corporation if the former member of the Judiciary:

(1) is screened, for a period of two years next subsequent to the termination of the former member's employment, from any personal participation in any representation, appearance for or negotiation on behalf of any holder of, or applicant for, a casino license or any holding company or intermediary company with respect to the holder of, or applicant for, a casino license; and

(2) is associated with the partnership, firm or corporation in an 'of counsel' position without any equity interest in the partnership, firm or corporation.

This bill is the same as Assembly, No. 2324.

SENATE, No. 269

STATE OF NEW JERSEY

209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Senator JOHN O. BENNETT

District 12 (Monmouth)

Senator JOHN A. LYNCH

District 17 (Middlesex, Somerset and Union)

Co-Sponsored by:

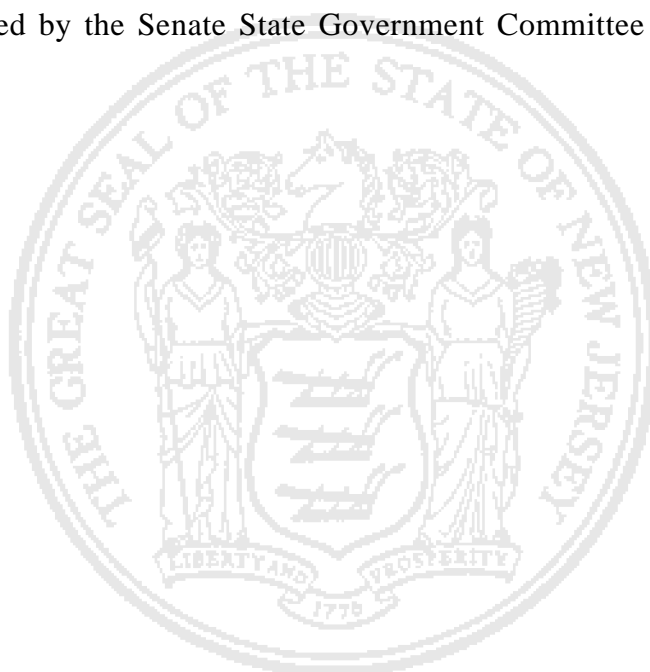
Assemblyman Carroll

SYNOPSIS

Exempts certain partnerships, firms or corporations associated with former member of Judiciary from current restrictions regarding holders of, or applicants for, casino licenses.

CURRENT VERSION OF TEXT

As reported by the Senate State Government Committee with technical review.



(Sponsorship Updated As Of: 3/30/2001)

1 AN ACT concerning restrictions on employment with the holders of,
2 or applicants for, casino licenses, and amending P.L.1981, c.142.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 4 of P.L.1981, c.142 (C.52:13D-17.2) is amended to
8 read as follows:

9 4. a. As used in this section "person" means any State officer or
10 employee subject to financial disclosure by law or executive order and
11 any other State officer or employee with responsibility for matters
12 affecting casino activity; any special State officer or employee with
13 responsibility for matters affecting casino activity; the Governor; any
14 member of the Legislature or any full-time member of the Judiciary;
15 any full-time professional employee of the Office of the Governor, or
16 the Legislature; members of the Casino Reinvestment Development
17 Authority; the head of a principal department; the assistant or deputy
18 heads of a principal department, including all assistant and deputy
19 commissioners; the head of any division of a principal department; any
20 member of the governing body, or the municipal judge or the
21 municipal attorney of a municipality wherein a casino is located; any
22 member of or attorney for the planning board or zoning board of
23 adjustment of a municipality wherein a casino is located, or any
24 professional planner, or consultant regularly employed or retained by
25 such planning board or zoning board of adjustment.

26 b. No State officer or employee, nor any person, nor any member
27 of the immediate family of any State officer or employee, or person,
28 nor any partnership, firm or corporation with which any such State
29 officer or employee or person is associated or in which he has an
30 interest, nor any partner, officer, director or employee while he is
31 associated with such partnership, firm, or corporation, shall hold,
32 directly or indirectly, an interest in, or hold employment with, or
33 represent, appear for, or negotiate on behalf of, any holder of, or
34 applicant for, a casino license, or any holding or intermediary company
35 with respect thereto, in connection with any cause, application, or
36 matter, except that (1) a State officer or employee other than a State
37 officer or employee included in the definition of person, and (2) a
38 member of the immediate family of a State officer or employee, or of
39 a person, may hold employment with the holder of, or applicant for, a
40 casino license if, in the judgment of the Executive Commission on
41 Ethical Standards, the Joint Legislative Committee on Ethical
42 Standards, or the Supreme Court, as appropriate, such employment
43 will not interfere with the responsibilities of the State officer or

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

Matter underlined thus is new matter.

1 employee, or person, and will not create a conflict of interest, or
2 reasonable risk of the public perception of a conflict of interest, on the
3 part of the State officer or employee, or person. No special State
4 officer or employee without responsibility for matters affecting casino
5 activity, excluding those serving in the Departments of Education,
6 Health, and Human Services and the Commission on Higher
7 Education, shall hold, directly or indirectly, an interest in, or represent,
8 appear for, or negotiate on behalf of, any holder of, or applicant for,
9 a casino license, or any holding or intermediary company with respect
10 thereto, in connection with any cause, application, or matter.
11 However, a special State officer or employee without responsibility for
12 matters affecting casino activity may hold employment directly with
13 any holder of or applicant for a casino license or any holding or
14 intermediary company thereof and if so employed may hold, directly
15 or indirectly, an interest in, or represent, appear for, or negotiate on
16 behalf of, his employer, except as otherwise prohibited by law.

17 c. No person or any member of his immediate family, nor any
18 partnership, firm or corporation with which such person is associated
19 or in which he has an interest, nor any partner, officer, director or
20 employee while he is associated with such partnership, firm or
21 corporation, shall, within two years next subsequent to the termination
22 of the office or employment of such person, hold, directly or
23 indirectly, an interest in, or hold employment with, or represent,
24 appear for or negotiate on behalf of, any holder of, or applicant for, a
25 casino license in connection with any cause, application or matter, or
26 any holding or intermediary company with respect to such holder of,
27 or applicant for, a casino license in connection with any phase of
28 casino development, permitting, licensure or any other matter
29 whatsoever related to casino activity, except that:

30 (1) a member of the immediate family of a person may hold
31 employment with the holder of, or applicant for, a casino license if, in
32 the judgment of the Executive Commission on Ethical Standards, the
33 Joint Legislative Committee on Ethical Standards, or the Supreme
34 Court, as appropriate, such employment will not interfere with the
35 responsibilities of the person and will not create a conflict of interest,
36 or reasonable risk of the public perception of a conflict of interest, on
37 the part of the person; [and]

38 (2) an employee who is terminated as a result of a reduction in the
39 workforce at the agency where employed, other than an employee who
40 held a policy-making management position at any time during the five
41 years prior to termination of employment, may, at any time prior to the
42 end of the two-year period, accept employment with the holder of, or
43 applicant for, a casino license if, in the judgment of the Executive
44 Commission on Ethical Standards, the Joint Legislative Committee on
45 Ethical Standards, or the Supreme Court, as appropriate, such
46 employment will not create a conflict of interest, or reasonable risk of

1 the public perception of a conflict of interest, on the part of the
2 employee. In no case shall the restrictions of this subsection apply to
3 a secretarial or clerical employee. Nothing herein contained shall alter
4 or amend the post-employment restrictions applicable to members and
5 employees of the Casino Control Commission and employees and
6 agents of the Division of Gaming Enforcement pursuant to subsection
7 b. (2) of section 59 and to section 60 of P.L.1977, c.110 (C.5:12-59
8 and C.5:12-60)[.]; and

9 (3) any partnership, firm or corporation engaged in the practice of
10 law with which a former member of the Judiciary is associated, and
11 any partner, officer, director or employee thereof, other than the
12 former member, may represent, appear for or negotiate on behalf of
13 any holder of, or applicant for, a casino license in connection with any
14 cause, application or matter or any holding company or intermediary
15 company with respect to such holder of, or applicant for, a casino
16 license in connection with any phase of casino development,
17 permitting, licensure or any other matter whatsoever related to casino
18 activity, and the former member shall not be barred from association
19 with such partnership, firm or corporation, if the former member: (1)
20 is screened, for a period of two years next subsequent to the
21 termination of the former member's employment, from personal
22 participation in any such representation, appearance or negotiation;
23 and (2) the former member is associated with the partnership, firm or
24 corporation in a position considered "of counsel," which does not
25 entail any equity interest in the partnership, firm or corporation.

26 d. This section shall not apply to the spouse of a State officer or
27 employee, which State officer or employee is without responsibility for
28 matters affecting casino activity, who becomes the spouse subsequent
29 to the State officer's or employee's appointment or employment as a
30 State officer or employee and who is not individually or directly
31 employed by a holder of, or applicant for, a casino license, or any
32 holding or intermediary company.

33 e. The Joint Legislative Committee on Ethical Standards and the
34 Executive Commission on Ethical Standards, as appropriate, shall
35 forthwith determine and publish, and periodically update, a list of
36 those positions in State government with responsibility for matters
37 affecting casino activity.

38 f. No person shall solicit or accept, directly or indirectly, any
39 complimentary service or discount from any casino applicant or
40 licensee which he knows or has reason to know is other than a service
41 or discount that is offered to members of the general public in like
42 circumstance.

43 g. No person shall influence, or attempt to influence, by use of his
44 official authority, the decision of the commission or the investigation
45 of the division in any application for licensure or in any proceeding to
46 enforce the provisions of this act or the regulations of the commission.

- 1 Any such attempt shall be promptly reported to the Attorney General;
2 provided, however, that nothing in this section shall be deemed to
3 proscribe a request for information by any person concerning the
4 status of any application for licensure or any proceeding to enforce the
5 provisions of this act or the regulations of the commission.
- 6 h. Any person who willfully violates the provisions of this section
7 is a disorderly person and shall be subject to a fine not to exceed
8 \$500.00 or imprisonment not to exceed six months, or both.
9 (cf: P.L.1995, c.18, s.43)
10
- 11 2. This act shall take effect immediately.

ASSEMBLY, No. 2324

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED MAY 1, 2000

Sponsored by:

Assemblyman MICHAEL PATRICK CARROLL

District 25 (Morris)

SYNOPSIS

Exempts certain partnerships, firms or corporations associated with former member of Judiciary from current restrictions regarding holders of, or applicants for, casino licenses.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning restrictions on employment with the holders of,
2 or applicants for, casino licenses, and amending P.L.1981, c.142.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 4 of P.L.1981, c.142 (C.52:13D-17.2) is amended to
8 read as follows:

9 4. a. As used in this section "person" means any State officer or
10 employee subject to financial disclosure by law or executive order and
11 any other State officer or employee with responsibility for matters
12 affecting casino activity; any special State officer or employee with
13 responsibility for matters affecting casino activity; the Governor; any
14 member of the Legislature or any full-time member of the Judiciary;
15 any full-time professional employee of the Office of the Governor, or
16 the Legislature; members of the Casino Reinvestment Development
17 Authority; the head of a principal department; the assistant or deputy
18 heads of a principal department, including all assistant and deputy
19 commissioners; the head of any division of a principal department; any
20 member of the governing body, or the municipal judge or the
21 municipal attorney of a municipality wherein a casino is located; any
22 member of or attorney for the planning board or zoning board of
23 adjustment of a municipality wherein a casino is located, or any
24 professional planner, or consultant regularly employed or retained by
25 such planning board or zoning board of adjustment.

26 b. No State officer or employee, nor any person, nor any member
27 of the immediate family of any State officer or employee, or person,
28 nor any partnership, firm or corporation with which any such State
29 officer or employee or person is associated or in which he has an
30 interest, nor any partner, officer, director or employee while he is
31 associated with such partnership, firm, or corporation, shall hold,
32 directly or indirectly, an interest in, or hold employment with, or
33 represent, appear for, or negotiate on behalf of, any holder of, or
34 applicant for, a casino license, or any holding or intermediary company
35 with respect thereto, in connection with any cause, application, or
36 matter, except that (1) a State officer or employee other than a State
37 officer or employee included in the definition of person, and (2) a
38 member of the immediate family of a State officer or employee, or of
39 a person, may hold employment with the holder of, or applicant for, a
40 casino license if, in the judgment of the Executive Commission on
41 Ethical Standards, the Joint Legislative Committee on Ethical
42 Standards, or the Supreme Court, as appropriate, such employment
43 will not interfere with the responsibilities of the State officer or

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

Matter underlined thus is new matter.

1 employee, or person, and will not create a conflict of interest, or
2 reasonable risk of the public perception of a conflict of interest, on the
3 part of the State officer or employee, or person. No special State
4 officer or employee without responsibility for matters affecting casino
5 activity, excluding those serving in the Departments of Education,
6 Health, and Human Services and the Commission on Higher
7 Education, shall hold, directly or indirectly, an interest in, or represent,
8 appear for, or negotiate on behalf of, any holder of, or applicant for,
9 a casino license, or any holding or intermediary company with respect
10 thereto, in connection with any cause, application, or matter.
11 However, a special State officer or employee without responsibility for
12 matters affecting casino activity may hold employment directly with
13 any holder of or applicant for a casino license or any holding or
14 intermediary company thereof and if so employed may hold, directly
15 or indirectly, an interest in, or represent, appear for, or negotiate on
16 behalf of, his employer, except as otherwise prohibited by law.

17 c. No person or any member of his immediate family, nor any
18 partnership, firm or corporation with which such person is associated
19 or in which he has an interest, nor any partner, officer, director or
20 employee while he is associated with such partnership, firm or
21 corporation, shall, within two years next subsequent to the termination
22 of the office or employment of such person, hold, directly or
23 indirectly, an interest in, or hold employment with, or represent,
24 appear for or negotiate on behalf of, any holder of, or applicant for, a
25 casino license in connection with any cause, application or matter, or
26 any holding or intermediary company with respect to such holder of,
27 or applicant for, a casino license in connection with any phase of
28 casino development, permitting, licensure or any other matter
29 whatsoever related to casino activity, except that:

30 (1) a member of the immediate family of a person may hold
31 employment with the holder of, or applicant for, a casino license if, in
32 the judgment of the Executive Commission on Ethical Standards, the
33 Joint Legislative Committee on Ethical Standards, or the Supreme
34 Court, as appropriate, such employment will not interfere with the
35 responsibilities of the person and will not create a conflict of interest,
36 or reasonable risk of the public perception of a conflict of interest, on
37 the part of the person; [and]

38 (2) an employee who is terminated as a result of a reduction in the
39 workforce at the agency where employed, other than an employee who
40 held a policy-making management position at any time during the five
41 years prior to termination of employment, may, at any time prior to the
42 end of the two-year period, accept employment with the holder of, or
43 applicant for, a casino license if, in the judgment of the Executive
44 Commission on Ethical Standards, the Joint Legislative Committee on
45 Ethical Standards, or the Supreme Court, as appropriate, such
46 employment will not create a conflict of interest, or reasonable risk of

1 the public perception of a conflict of interest, on the part of the
2 employee. In no case shall the restrictions of this subsection apply to
3 a secretarial or clerical employee. Nothing herein contained shall alter
4 or amend the post-employment restrictions applicable to members and
5 employees of the Casino Control Commission and employees and
6 agents of the Division of Gaming Enforcement pursuant to subsection
7 b. (2) of section 59 and to section 60 of P.L.1977, c.110 (C.5:12-59
8 and C.5:12-60)[.]; and

9 (3) any partnership, firm or corporation engaged in the practice of
10 law with which a former member of the Judiciary is associated, and
11 any partner, officer, director or employee thereof, other than the
12 former member, may represent appear for or negotiate on behalf of any
13 holder of, or applicant for, a casino license in connection with any
14 cause, application or matter or any holding company or intermediary
15 company with respect to such holder of, or applicant for, a casino
16 license in connection with any phase of casino development,
17 permitting, licensure or any other matter whatsoever related to casino
18 activity, and the former member shall not be barred from association
19 with such partnership, firm or corporation, if the former member: (1)
20 is screened, for a period of two years next subsequent to the
21 termination of the former member's employment, from personal
22 participation in any such representation, appearance or negotiation;
23 and (2) the former member is associated with the partnership, firm or
24 corporation in a position considered "of counsel," which does not
25 entail any equity interest in the partnership, firm or corporation.

26 d. This section shall not apply to the spouse of a State officer or
27 employee, which State officer or employee is without responsibility for
28 matters affecting casino activity, who becomes the spouse subsequent
29 to the State officer's or employee's appointment or employment as a
30 State officer or employee and who is not individually or directly
31 employed by a holder of, or applicant for, a casino license, or any
32 holding or intermediary company.

33 e. The Joint Legislative Committee on Ethical Standards and the
34 Executive Commission on Ethical Standards, as appropriate, shall
35 forthwith determine and publish, and periodically update, a list of
36 those positions in State government with responsibility for matters
37 affecting casino activity.

38 f. No person shall solicit or accept, directly or indirectly, any
39 complimentary service or discount from any casino applicant or
40 licensee which he knows or has reason to know is other than a service
41 or discount that is offered to members of the general public in like
42 circumstance.

43 g. No person shall influence, or attempt to influence, by use of his
44 official authority, the decision of the commission or the investigation
45 of the division in any application for licensure or in any proceeding to
46 enforce the provisions of this act or the regulations of the commission.

1 Any such attempt shall be promptly reported to the Attorney General;
2 provided, however, that nothing in this section shall be deemed to
3 proscribe a request for information by any person concerning the
4 status of any application for licensure or any proceeding to enforce the
5 provisions of this act or the regulations of the commission.

6 h. Any person who willfully violates the provisions of this section
7 is a disorderly person and shall be subject to a fine not to exceed
8 \$500.00 or imprisonment not to exceed six months, or both.
9 (cf: P.L.1995, c.18, s.43)

10
11 2. This act shall take effect immediately.

12 13 14 STATEMENT

15
16 Under current law (N.J.S.A.52:13D-17.2), no State officer or
17 employee and certain other persons, including the Governor, members
18 of the Legislature and full-time members of the Judiciary, within two
19 years after the termination of office or employment, may hold, directly
20 or indirectly, an interest in, or hold employment with, or represent,
21 appear for or negotiate on behalf of, any holder of, or applicant for, a
22 casino license in connection with any cause, application or matter, or
23 any holding or intermediary company with respect to such holder of,
24 or applicant for, a casino license in connection with any phase of
25 casino development, permitting, licensure or any other matter related
26 to casino activity

27 The purpose of this bill is to exempt from this restriction any
28 partnership, firm or corporation engaged in the practice of law with
29 which a former member of the Judiciary is associated, and any partner,
30 officer, director or employee of the partnership, firm or corporation,
31 if the former member of the Judiciary: (1) is screened, for a period of
32 two years next subsequent to the termination of the former member's
33 employment, from any personal participation in any representation,
34 appearance for or negotiation on behalf of any holder of, or applicant
35 for, a casino license or any holding company or intermediary company
36 with respect to the holder of, or applicant for, a casino license; and (2)
37 the former member of the Judiciary is associated with the partnership,
38 firm or corporation in an 'of counsel' position without any equity
39 interest in the partnership, firm or corporation.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2324

STATE OF NEW JERSEY

DATED: JANUARY 23, 2001

The Assembly State Government Committee reports favorably Assembly, No. 2324.

Under current law, no State officer or employee and certain other persons, including the Governor, members of the Legislature and full-time members of the Judiciary, within two years after the termination of office or employment, may hold, directly or indirectly, an interest in, or hold employment with, or represent, appear for or negotiate on behalf of any holder of, or applicant for, a casino license in connection with any cause, application or matter, or any holding or intermediary company with respect to such holder of, or applicant for, a casino license in connection with any phase of casino development, permitting, licensure or any other matter related to casino activity.

The purpose of this bill is to exempt from this restriction any partnership, firm or corporation engaged in the practice of law with which a former member of the Judiciary is associated, and any partner, officer, director or employee of the partnership, firm or corporation if the former member of the Judiciary:

(1) is screened, for a period of two years next subsequent to the termination of the former member's employment, from any personal participation in any representation, appearance for or negotiation on behalf of any holder of, or applicant for, a casino license or any holding company or intermediary company with respect to the holder of, or applicant for, a casino license; and

(2) is associated with the partnership, firm or corporation in an 'of counsel' position without any equity interest in the partnership, firm or corporation.

This bill is the same as Senate, No. 269.

P.L. 2001, CHAPTER 75, *approved May 4, 2001*

Senate, No. 269

1 **AN ACT** concerning restrictions on employment with the holders of,
2 or applicants for, casino licenses, and amending P.L.1981, c.142.

3

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

6

7 1. Section 4 of P.L.1981, c.142 (C.52:13D-17.2) is amended to
8 read as follows:

9 4. a. As used in this section "person" means any State officer or
10 employee subject to financial disclosure by law or executive order and
11 any other State officer or employee with responsibility for matters
12 affecting casino activity; any special State officer or employee with
13 responsibility for matters affecting casino activity; the Governor; any
14 member of the Legislature or any full-time member of the Judiciary;
15 any full-time professional employee of the Office of the Governor, or
16 the Legislature; members of the Casino Reinvestment Development
17 Authority; the head of a principal department; the assistant or deputy
18 heads of a principal department, including all assistant and deputy
19 commissioners; the head of any division of a principal department; any
20 member of the governing body, or the municipal judge or the
21 municipal attorney of a municipality wherein a casino is located; any
22 member of or attorney for the planning board or zoning board of
23 adjustment of a municipality wherein a casino is located, or any
24 professional planner, or consultant regularly employed or retained by
25 such planning board or zoning board of adjustment.

26 b. No State officer or employee, nor any person, nor any member
27 of the immediate family of any State officer or employee, or person,
28 nor any partnership, firm or corporation with which any such State
29 officer or employee or person is associated or in which he has an
30 interest, nor any partner, officer, director or employee while he is
31 associated with such partnership, firm, or corporation, shall hold,
32 directly or indirectly, an interest in, or hold employment with, or
33 represent, appear for, or negotiate on behalf of, any holder of, or
34 applicant for, a casino license, or any holding or intermediary company
35 with respect thereto, in connection with any cause, application, or
36 matter, except that (1) a State officer or employee other than a State
37 officer or employee included in the definition of person, and (2) a
38 member of the immediate family of a State officer or employee, or of
39 a person, may hold employment with the holder of, or applicant for, a
40 casino license if, in the judgment of the Executive Commission on
41 Ethical Standards, the Joint Legislative Committee on Ethical

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

Matter underlined thus is new matter.

1 Standards, or the Supreme Court, as appropriate, such employment
2 will not interfere with the responsibilities of the State officer or
3 employee, or person, and will not create a conflict of interest, or
4 reasonable risk of the public perception of a conflict of interest, on the
5 part of the State officer or employee, or person. No special State
6 officer or employee without responsibility for matters affecting casino
7 activity, excluding those serving in the Departments of Education,
8 Health, and Human Services and the Commission on Higher
9 Education, shall hold, directly or indirectly, an interest in, or represent,
10 appear for, or negotiate on behalf of, any holder of, or applicant for,
11 a casino license, or any holding or intermediary company with respect
12 thereto, in connection with any cause, application, or matter.
13 However, a special State officer or employee without responsibility for
14 matters affecting casino activity may hold employment directly with
15 any holder of or applicant for a casino license or any holding or
16 intermediary company thereof and if so employed may hold, directly
17 or indirectly, an interest in, or represent, appear for, or negotiate on
18 behalf of, his employer, except as otherwise prohibited by law.

19 c. No person or any member of his immediate family, nor any
20 partnership, firm or corporation with which such person is associated
21 or in which he has an interest, nor any partner, officer, director or
22 employee while he is associated with such partnership, firm or
23 corporation, shall, within two years next subsequent to the termination
24 of the office or employment of such person, hold, directly or
25 indirectly, an interest in, or hold employment with, or represent,
26 appear for or negotiate on behalf of, any holder of, or applicant for, a
27 casino license in connection with any cause, application or matter, or
28 any holding or intermediary company with respect to such holder of,
29 or applicant for, a casino license in connection with any phase of
30 casino development, permitting, licensure or any other matter
31 whatsoever related to casino activity, except that:

32 (1) a member of the immediate family of a person may hold
33 employment with the holder of, or applicant for, a casino license if, in
34 the judgment of the Executive Commission on Ethical Standards, the
35 Joint Legislative Committee on Ethical Standards, or the Supreme
36 Court, as appropriate, such employment will not interfere with the
37 responsibilities of the person and will not create a conflict of interest,
38 or reasonable risk of the public perception of a conflict of interest, on
39 the part of the person; [and]

40 (2) an employee who is terminated as a result of a reduction in the
41 workforce at the agency where employed, other than an employee who
42 held a policy-making management position at any time during the five
43 years prior to termination of employment, may, at any time prior to the
44 end of the two-year period, accept employment with the holder of, or
45 applicant for, a casino license if, in the judgment of the Executive
46 Commission on Ethical Standards, the Joint Legislative Committee on

1 Ethical Standards, or the Supreme Court, as appropriate, such
2 employment will not create a conflict of interest, or reasonable risk of
3 the public perception of a conflict of interest, on the part of the
4 employee. In no case shall the restrictions of this subsection apply to
5 a secretarial or clerical employee. Nothing herein contained shall alter
6 or amend the post-employment restrictions applicable to members and
7 employees of the Casino Control Commission and employees and
8 agents of the Division of Gaming Enforcement pursuant to subsection
9 b. (2) of section 59 and to section 60 of P.L.1977, c.110 (C.5:12-59
10 and C.5:12-60)[.]; and

11 (3) any partnership, firm or corporation engaged in the practice of
12 law with which a former member of the Judiciary is associated, and
13 any partner, officer, director or employee thereof, other than the
14 former member, may represent, appear for or negotiate on behalf of
15 any holder of, or applicant for, a casino license in connection with any
16 cause, application or matter or any holding company or intermediary
17 company with respect to such holder of, or applicant for, a casino
18 license in connection with any phase of casino development,
19 permitting, licensure or any other matter whatsoever related to casino
20 activity, and the former member shall not be barred from association
21 with such partnership, firm or corporation, if the former member: (1)
22 is screened, for a period of two years next subsequent to the
23 termination of the former member's employment, from personal
24 participation in any such representation, appearance or negotiation;
25 and (2) the former member is associated with the partnership, firm or
26 corporation in a position considered "of counsel," which does not
27 entail any equity interest in the partnership, firm or corporation.

28 d. This section shall not apply to the spouse of a State officer or
29 employee, which State officer or employee is without responsibility for
30 matters affecting casino activity, who becomes the spouse subsequent
31 to the State officer's or employee's appointment or employment as a
32 State officer or employee and who is not individually or directly
33 employed by a holder of, or applicant for, a casino license, or any
34 holding or intermediary company.

35 e. The Joint Legislative Committee on Ethical Standards and the
36 Executive Commission on Ethical Standards, as appropriate, shall
37 forthwith determine and publish, and periodically update, a list of
38 those positions in State government with responsibility for matters
39 affecting casino activity.

40 f. No person shall solicit or accept, directly or indirectly, any
41 complimentary service or discount from any casino applicant or
42 licensee which he knows or has reason to know is other than a service
43 or discount that is offered to members of the general public in like
44 circumstance.

45 g. No person shall influence, or attempt to influence, by use of his
46 official authority, the decision of the commission or the investigation

1 of the division in any application for licensure or in any proceeding to
2 enforce the provisions of this act or the regulations of the commission.
3 Any such attempt shall be promptly reported to the Attorney General;
4 provided, however, that nothing in this section shall be deemed to
5 proscribe a request for information by any person concerning the
6 status of any application for licensure or any proceeding to enforce the
7 provisions of this act or the regulations of the commission.

8 h. Any person who willfully violates the provisions of this section
9 is a disorderly person and shall be subject to a fine not to exceed
10 \$500.00 or imprisonment not to exceed six months, or both.

11 (cf: P.L.1995, c.18, s.43)

12

13 2. This act shall take effect immediately.

14

15

16

17

18 Exempts certain partnerships, firms or corporations associated with
19 former member of Judiciary from current restrictions regarding holders
20 of, or applicants for, casino licenses.

CHAPTER 75

AN ACT concerning restrictions on employment with the holders of, or applicants for, casino licenses, and amending P.L.1981, c.142.

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

1. Section 4 of P.L.1981, c.142 (C.52:13D-17.2) is amended to read as follows:

C.52:13D-17.2 "Person" defined; conflict of interest; violations; penalty.

4. a. As used in this section "person" means any State officer or employee subject to financial disclosure by law or executive order and any other State officer or employee with responsibility for matters affecting casino activity; any special State officer or employee with responsibility for matters affecting casino activity; the Governor; any member of the Legislature or any full-time member of the Judiciary; any full-time professional employee of the Office of the Governor, or the Legislature; members of the Casino Reinvestment Development Authority; the head of a principal department; the assistant or deputy heads of a principal department, including all assistant and deputy commissioners; the head of any division of a principal department; any member of the governing body, or the municipal judge or the municipal attorney of a municipality wherein a casino is located; any member of or attorney for the planning board or zoning board of adjustment of a municipality wherein a casino is located, or any professional planner, or consultant regularly employed or retained by such planning board or zoning board of adjustment.

b. No State officer or employee, nor any person, nor any member of the immediate family of any State officer or employee, or person, nor any partnership, firm or corporation with which any such State officer or employee or person is associated or in which he has an interest, nor any partner, officer, director or employee while he is associated with such partnership, firm, or corporation, shall hold, directly or indirectly, an interest in, or hold employment with, or represent, appear for, or negotiate on behalf of, any holder of, or applicant for, a casino license, or any holding or intermediary company with respect thereto, in connection with any cause, application, or matter, except that (1) a State officer or employee other than a State officer or employee included in the definition of person, and (2) a member of the immediate family of a State officer or employee, or of a person, may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the Executive Commission on Ethical Standards, the Joint Legislative Committee on Ethical Standards, or the Supreme Court, as appropriate, such employment will not interfere with the responsibilities of the State officer or employee, or person, and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the State officer or employee, or person. No special State officer or employee without responsibility for matters affecting casino activity, excluding those serving in the Departments of Education, Health and Senior Services, and Human Services and the Commission on Higher Education, shall hold, directly or indirectly, an interest in, or represent, appear for, or negotiate on behalf of, any holder of, or applicant for, a casino license, or any holding or intermediary company with respect thereto, in connection with any cause, application, or matter. However, a special State officer or employee without responsibility for matters affecting casino activity may hold employment directly with any holder of or applicant for a casino license or any holding or intermediary company thereof and if so employed may hold, directly or indirectly, an interest in, or represent, appear for, or negotiate on behalf of, his employer, except as otherwise prohibited by law.

c. No person or any member of his immediate family, nor any partnership, firm or corporation with which such person is associated or in which he has an interest, nor any partner, officer, director or employee while he is associated with such partnership, firm or corporation, shall, within two years next subsequent to the termination of the office or employment of such person, hold, directly or indirectly, an interest in, or hold employment with, or represent, appear for or negotiate on behalf of, any holder of, or applicant for, a casino license in connection with any cause, application or matter, or any holding or intermediary company with respect to such holder of, or applicant for, a casino license in connection with any phase of casino development, permitting, licensure or any other matter whatsoever related to casino activity, except that:

(1) a member of the immediate family of a person may hold employment with the holder of, or applicant for, a casino license if, in the judgment of the Executive Commission on Ethical

Standards, the Joint Legislative Committee on Ethical Standards, or the Supreme Court, as appropriate, such employment will not interfere with the responsibilities of the person and will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the person;

(2) an employee who is terminated as a result of a reduction in the workforce at the agency where employed, other than an employee who held a policy-making management position at any time during the five years prior to termination of employment, may, at any time prior to the end of the two-year period, accept employment with the holder of, or applicant for, a casino license if, in the judgment of the Executive Commission on Ethical Standards, the Joint Legislative Committee on Ethical Standards, or the Supreme Court, as appropriate, such employment will not create a conflict of interest, or reasonable risk of the public perception of a conflict of interest, on the part of the employee. In no case shall the restrictions of this subsection apply to a secretarial or clerical employee. Nothing herein contained shall alter or amend the post-employment restrictions applicable to members and employees of the Casino Control Commission and employees and agents of the Division of Gaming Enforcement pursuant to subsection b. (2) of section 59 and to section 60 of P.L.1977, c.110 (C.5:12-59 and C.5:12-60); and

(3) any partnership, firm or corporation engaged in the practice of law with which a former member of the Judiciary is associated, and any partner, officer, director or employee thereof, other than the former member, may represent, appear for or negotiate on behalf of any holder of, or applicant for, a casino license in connection with any cause, application or matter or any holding company or intermediary company with respect to such holder of, or applicant for, a casino license in connection with any phase of casino development, permitting, licensure or any other matter whatsoever related to casino activity, and the former member shall not be barred from association with such partnership, firm or corporation, if the former member: (1) is screened, for a period of two years next subsequent to the termination of the former member's employment, from personal participation in any such representation, appearance or negotiation; and (2) the former member is associated with the partnership, firm or corporation in a position considered "of counsel," which does not entail any equity interest in the partnership, firm or corporation.

d. This section shall not apply to the spouse of a State officer or employee, which State officer or employee is without responsibility for matters affecting casino activity, who becomes the spouse subsequent to the State officer's or employee's appointment or employment as a State officer or employee and who is not individually or directly employed by a holder of, or applicant for, a casino license, or any holding or intermediary company.

e. The Joint Legislative Committee on Ethical Standards and the Executive Commission on Ethical Standards, as appropriate, shall forthwith determine and publish, and periodically update, a list of those positions in State government with responsibility for matters affecting casino activity.

f. No person shall solicit or accept, directly or indirectly, any complimentary service or discount from any casino applicant or licensee which he knows or has reason to know is other than a service or discount that is offered to members of the general public in like circumstance.

g. No person shall influence, or attempt to influence, by use of his official authority, the decision of the commission or the investigation of the division in any application for licensure or in any proceeding to enforce the provisions of this act or the regulations of the commission. Any such attempt shall be promptly reported to the Attorney General; provided, however, that nothing in this section shall be deemed to proscribe a request for information by any person concerning the status of any application for licensure or any proceeding to enforce the provisions of this act or the regulations of the commission.

h. Any person who willfully violates the provisions of this section is a disorderly person and shall be subject to a fine not to exceed \$500.00 or imprisonment not to exceed six months, or both.

2. This act shall take effect immediately.

Approved May 4, 2001.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Rae Hutton
609-777-2600

RELEASE: May 4 , 2001

Acting Governor Donald T. DiFrancesco signed the following legislation today:

S-2026, sponsored by Senators William Gormley (R-Atlantic) and John Matheussen (R-Camden/Gloucester) transfers the Bureau of Parole in the Department of Corrections to the State Parole Board thus consolidating the Bureau of Parole and the State Parole Board under one direct authority.

A-2083, sponsored by Senators Diane Allen (R-Burlington/Camden) and Robert Littell (R-Sussex/Hunterdon/Morris) and Assembly members Joseph Azzolina (R-Middlesex/Monmouth) and Charlotte Vandervalk (R-Bergen) establishes a statewide Sexual Assault Nurse Examiner program (SSANE) in the Office of the Attorney General. The SSANE program is aimed at ensuring more accurate collection of forensic evidence for use in prosecuting suspected rapists and creates a compassionate way to treat sexual assault victims.

S-1708, sponsored by Joseph Kyrillos (R-Middlesex/Monmouth) and Henry McNamara (R-Bergen/Passaic) and Assemblymen Samuel Thompson (R-Middlesex/Monmouth) and Joseph Azzolina (R-Middlesex/Monmouth) requires the New Jersey Department of Transportation to prepare a plan for litter pickup and removal along the highways maintained by the department.

S-1709, sponsored by Senators Joseph Kyrillos (R-Middlesex/Monmouth) and Henry McNamara (R-Bergen/Passaic) and Assemblymen Joseph Azzolina (R-Middlesex/Monmouth) and Samuel Thompson (R-Middlesex/Monmouth) increases the penalties for littering by establishing a minimum penalty of \$100 for the offense of littering and a minimum fine of \$250 for any person convicted of littering within six months of a previous conviction for littering.

S-1079, sponsored by Senator John Cafiero (R-Cape May/Atlantic/Cumberland) and Assemblymen Michael Carroll (R-Morris) and Richard Merkt (R-Morris) establishes a ten-year limitation on surveyors' liability for deficiencies in a survey. There is an exception for adverse possession cases where the statute of limitations for surveying would be the same as the time period required for the adverse possession.

S-269, sponsored by Senators John Bennett (R-Monmouth) and John Lynch (D-Middlesex/Somerset/Union) and Assemblyman Michael Carroll (R-Morris) exempts from current post-employment restrictions any partnership, firm or corporation engaged in the practice of law with which a former member of the Judiciary is associated and any partner, officer, director or employee of the partnership, firm or corporation if the former member of the Judiciary 1) is associated with the firm in an 'of counsel' position without any equity interest and 2) is screened for a period of two years subsequent to termination of the former member's employment from any personal participation in any representation, appearance for or negotiation on behalf of any holder of or applicant for, a casino license.

A-2548, sponsored by Assembly members Loretta Weinberg (D-Bergen) and Ken Zisa (D-Bergen) allows municipalities to require owners of multiple dwellings comprised of more than 20 dwelling units to prepare an emergency evacuation plan. The plan must be prepared in coordination with local fire and emergency response agencies.

A-2793, sponsored by Senators William Schluter (R-Warren/Hunterdon/Mercer) and Joseph Littell (R-Sussex/Hunterdon/Morris) and Assemblyman Leonard Lance (R-Warren/Hunterdon/Mercer) requires the release of water from the Spruce Run and Round Valley reservoirs into the south branch of the Raritan River for the purpose of supporting recreational water use. Additionally, there is an appropriation for \$350,000 that creates a non-lapsing fund to defray the expense in releasing water from the Round Valley reservoir incurred by the New Jersey Water Supply Authority.

A-3039, sponsored by Senator Robert Singer (R-Burlington/Monmouth/Ocean) and Assemblymen Jeffrey Moran (R-Atlantic/Burlington/Ocean) and Anthony Impreveduto (D-Bergen/Hudson) allows any mortician who holds a license or certification from another state to become licensed in New Jersey through endorsement provided he has met education and experience requirements substantially equivalent to the requirements of current New Jersey law.