40:12-1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2001 **CHAPTER:** 102

NJSA: 40:12-1 (County board of recreation-number of members)

BILL NO: A2807 (Substituted for S1889)

SPONSOR(S): Smith and Arnone

DATE INTRODUCED: October 12, 2000

COMMITTEE: ASSEMBLY: Local Government

SENATE: ----

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: ASSEMBLY: January 29, 2001

SENATE: May 3, 2001

DATE OF APPROVAL: June 14, 2001

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (1st reprint enacted)

(Amendments during passage denoted by superscript numbers)

A2807

SPONSORS STATEMENT: (Begins on page 3 of original bill)

Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: No

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

S1889

SPONSORS STATEMENT: (Begins on page 3 of original bill)

Yes

Bill and Sponsors Statement identical to A2807

	COMMITTEE STATEMENT:	ASSEMBLY:	NO	
		SENATE:	Yes	
	FLOOR AMENDMENT STATEMENTS	S:	No	
	LEGISLATIVE FISCAL ESTIMATE:		No	
	FINAL VERSION (1st reprint):		Yes	
	VETO MESSAGE:		No	
	GOVERNOR'S PRESS RELEASE ON SIGN	ING:	Yes	
FOLLOWING WERE PRINTED:				
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	REPORTS:		No	
	HEARINGS:		No	
	NEWSPAPER ARTICLES:		No	

ASSEMBLY, No. 2807

STATE OF NEW JERSEY

209th LEGISLATURE

INTRODUCED OCTOBER 12, 2000

Sponsored by:

Assemblyman TOM SMITH
District 11 (Monmouth)
Assemblyman MICHAEL J. ARNONE
District 12 (Monmouth)

Co-Sponsored by:

Assemblymen Corodemus, Thompson, Azzolina, Assemblywoman Farragher and Assemblyman Malone

SYNOPSIS

Increases maximum number of allowable members of county board of recreation commissioners from seven to nine.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning the membership of a county board of recreation commissioners and amending R.S.40:12-1.

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

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1. R.S.40:12-1 is amended to read as follows:

8 40:12-1. a. The mayor or other chief executive officer of any 9 municipality [and the board of chosen freeholders of any county] may 10 in his or [its] her discretion appoint not less than three nor more than 11 seven persons, citizens and residents of [such] the municipality [or county, as the case may be], as members of a board of recreation 12 commissioners. The commissioners first appointed shall be appointed 13 14 for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two 15 16 commissioners shall expire in each year according to the number 17 appointed as fixed by the mayor or other chief executive officer [in municipalities and the board of chosen freeholders in counties]. In 18 19 case of the increase of a board from three to five members or in case 20 of the increase of a board from five to seven members, the additional commissioners shall be appointed, one for 4 and one for 5 years and 21 22 in case of the increase of a board from three to seven members, two 23 of the additional commissioners shall be appointed for 4 years and 24 two shall be appointed for 5 years. Thereafter all appointments shall 25 be for the term of 3 years if the board consists of three members or 5 26 years if the board consists of five or seven members, according to the 27 number appointed to comprise the board, and vacancies shall be filled 28 for the unexpired term only. The members shall serve until their 29 respective successors are appointed and shall qualify. The members 30 shall receive no compensation for their services.

b. The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to seven members, one additional member shall be appointed for 4 years and one for 5 years. In the case

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

A2807 T. SMITH, ARNONE

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1	of the increase of a board from seven to nine members, one additional
2	member shall be appointed for 4 years and one for 5 years. In the case
3	of the increase of a board from five to nine members, two additional
4	commissioners shall be appointed for 4 years and two for 5 years. In
5	the case of the increase of a board from three to nine members, three
6	additional commissioners shall be appointed for 4 years and three for
7	5 years. Thereafter, all appointments shall be for the term of 3 years
8	if the board consists of three members or 5 years if the board consists
9	of five, seven or nine members, according to the number appointed to
10	comprise the board, and vacancies shall be filled for the unexpired
11	term only. The members shall serve until their respective successors
12	are appointed and shall qualify. The members shall receive no
13	compensation for their services.
14	All such boards heretofore appointed are continued and shall be
15	governed by the provisions of sections 40:12-1 to 40:12-8 of this
16	Title.
17	(cf: P.L.1971, c.5, s.1)
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19	2. This act shall take effect immediately.
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22	STATEMENT
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24	This bill increases the maximum number of allowable members of
25	county board of recreation commissioners from seven to nine. Under
26	current law, the maximum number of allowable members of such a
27	commission is seven for both county and municipal boards. Under the
28	provisions of this bill, the maximum number of members of a municipal
29	board of recreation commissioners would remain seven.

ASSEMBLY LOCAL GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2807

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 2000

The Assembly Local Government Committee reports favorably and with committee amendments Assembly Bill No. 2807.

This bill increases the maximum number of allowable members of county boards of recreation commissioners from seven to nine. Under current law, the maximum number of allowable members of such a commission is seven for both county and municipal boards. Under the provisions of this bill, the maximum number of members of a municipal board of recreation commissioners would remain seven. Upon the recommendation of the Monmouth County Board of Recreation Commissioners, the committee amended the bill to add a section amending R.S.40:12-6 to permit county boards of recreation to adopt a board seal.

[First Reprint] ASSEMBLY, No. 2807

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED OCTOBER 12, 2000

Sponsored by:

Assemblyman TOM SMITH
District 11 (Monmouth)
Assemblyman MICHAEL J. ARNONE
District 12 (Monmouth)

Co-Sponsored by:

Assemblymen Corodemus, Thompson, Azzolina, Assemblywoman Farragher, Assemblyman Malone and Senator Palaia

SYNOPSIS

Increases maximum number of allowable members of county board of recreation commissioners from seven to nine and permits adoption of board seal.

CURRENT VERSION OF TEXT

As reported by the Assembly Local Government Committee on November 9, 2000, with amendments.

(Sponsorship Updated As Of: 5/4/2001)

1 AN ACT concerning the membership ¹and powers ¹ of a county board 2 of recreation commissioners and amending R.S.40:12-1 ¹and 3 R.S.40:12-6¹.

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

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1. R.S.40:12-1 is amended to read as follows:

9 40:12-1. <u>a.</u> The mayor or other chief executive officer of any 10 municipality [and the board of chosen freeholders of any county] may in his or [its] her discretion appoint not less than three nor more than 11 seven persons, citizens and residents of [such] the municipality [or 12 county, as the case may be], as members of a board of recreation 13 14 commissioners. The commissioners first appointed shall be appointed 15 for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that 16 the term of at least one commissioner and not more than two 17 commissioners shall expire in each year according to the number 18 appointed as fixed by the mayor or other chief executive officer [in 19 municipalities and the board of chosen freeholders in counties]. In 20 case of the increase of a board from three to five members or in case of the increase of a board from five to seven members, the additional 21 22 commissioners shall be appointed, one for 4 and one for 5 years and 23 in case of the increase of a board from three to seven members, two 24 of the additional commissioners shall be appointed for 4 years and 25 two shall be appointed for 5 years. Thereafter all appointments shall be for the term of 3 years if the board consists of three members or 5 26 27 years if the board consists of five or seven members, according to the 28 number appointed to comprise the board, and vacancies shall be filled 29 for the unexpired term only. The members shall serve until their 30 respective successors are appointed and shall qualify. The members 31 shall receive no compensation for their services.

b. The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the

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 ALG committee amendments adopted November 9, 2000.

A2807 [1R] T. SMITH, ARNONE

3

1 increase of a board from five to seven members, one additional 2 member shall be appointed for 4 years and one for 5 years. In the case 3 of the increase of a board from seven to nine members, one additional 4 member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to nine members, two additional 5 6 commissioners shall be appointed for 4 years and two for 5 years. In 7 the case of the increase of a board from three to nine members, three 8 additional commissioners shall be appointed for 4 years and three for 9 5 years. Thereafter, all appointments shall be for the term of 3 years 10 if the board consists of three members or 5 years if the board consists of five, seven or nine members, according to the number appointed to 11 12 comprise the board, and vacancies shall be filled for the unexpired 13 term only. The members shall serve until their respective successors are appointed and shall qualify. The members shall receive no 14 15 compensation for their services. All such boards heretofore appointed are continued and shall be 16 17 governed by the provisions of sections 40:12-1 to 40:12-8 of this 18 Title. 19 (cf: P.L.1971, c.5, s.1) 20 21 ¹2. R.S.40:12-6 is amended to read as follows: 22 40:12-6. The board of recreation commissioners shall have full 23 24

40:12-6. The board of recreation commissioners shall have full control over all lands, playgrounds and recreation places acquired or leased under the provisions of sections 40:12-1 to 40:12-9 of this Title and may adopt a board seal, suitable rules, regulations and by-laws for the use thereof, and the conduct of all persons while on or using the same; and any person who shall violate any of such rules, regulations or by-laws shall be deemed and adjudged to be a disorderly person.

The custodians, supervisors and assistants appointed by the board shall, while on duty and for the purpose of preserving order and the observance of the rules, regulations and by-laws of the board, have all the power and authority of police officers of the respective municipalities in and for which they are severally appointed.

The board may appoint a recreation director for a term not to exceed 3 years, a secretary or clerk, and such number of custodians, supervisors and assistants for the several playgrounds and recreation places under its control as they shall think necessary, and fix and determine their salaries.¹

39 (cf: P.L.1968, c.191, s.1)

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¹[2.] <u>3.</u> This act shall take effect immediately.

SENATE, No. 1889

STATE OF NEW JERSEY

209th LEGISLATURE

INTRODUCED NOVEMBER 13, 2000

Sponsored by: Senator JOSEPH A. PALAIA District 11 (Monmouth)

SYNOPSIS

Increases maximum number of allowable members of county board of recreation commissioners from seven to nine.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning the membership of a county board of recreation commissioners and amending R.S.40:12-1.

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

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1. R.S.40:12-1 is amended to read as follows:

8 40:12-1. a. The mayor or other chief executive officer of any 9 municipality [and the board of chosen freeholders of any county] may 10 in his or [its] her discretion appoint not less than three nor more than 11 seven persons, citizens and residents of [such] the municipality [or county, as the case may be], as members of a board of recreation 12 commissioners. The commissioners first appointed shall be appointed 13 14 for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two 15 16 commissioners shall expire in each year according to the number 17 appointed as fixed by the mayor or other chief executive officer [in municipalities and the board of chosen freeholders in counties]. In 18 19 case of the increase of a board from three to five members or in case 20 of the increase of a board from five to seven members, the additional commissioners shall be appointed, one for 4 and one for 5 years and 21 22 in case of the increase of a board from three to seven members, two 23 of the additional commissioners shall be appointed for 4 years and 24 two shall be appointed for 5 years. Thereafter all appointments shall 25 be for the term of 3 years if the board consists of three members or 5 26 years if the board consists of five or seven members, according to the 27 number appointed to comprise the board, and vacancies shall be filled 28 for the unexpired term only. The members shall serve until their 29 respective successors are appointed and shall qualify. The members 30 shall receive no compensation for their services.

b. The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to seven members, one additional member shall be appointed for 4 years and one for 5 years. In the case

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

S1889 PALAIA

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1	of the increase of a board from seven to nine members, one additional
2	member shall be appointed for 4 years and one for 5 years. In the case
3	of the increase of a board from five to nine members, two additional
4	commissioners shall be appointed for 4 years and two for 5 years. In
5	the case of the increase of a board from three to nine members, three
6	additional commissioners shall be appointed for 4 years and three for
7	5 years. Thereafter, all appointments shall be for the term of 3 years
8	if the board consists of three members or 5 years if the board consists
9	of five, seven or nine members, according to the number appointed to
10	comprise the board, and vacancies shall be filled for the unexpired
11	term only. The members shall serve until their respective successors
12	are appointed and shall qualify. The members shall receive no
13	compensation for their services.
14	All such boards heretofore appointed are continued and shall be
15	governed by the provisions of sections 40:12-1 to 40:12-8 of this
16	Title.
17	(cf: P.L.1971, c.5, s.1)
18	
19	2. This act shall take effect immediately.
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22	STATEMENT
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24	This bill increases the maximum number of allowable members of
25	county board of recreation commissioners from seven to nine. Under
26	current law, the maximum number of allowable members of such a
27	commission is seven for both county and municipal boards. Under the
28	provisions of this bill, the maximum number of members of a municipal
20	hoard of recreation commissioners would remain seven

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 1889

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 9, 2001

The Senate Community and Urban Affairs Committee reports favorably and with committee amendments Senate Bill No. 1889.

As amended by the committee, this bill would allow a county board of recreation commissioners to adopt a board seal and would increase the maximum number of allowable members of a county board of recreation commissioners from seven to nine. Under current law, the maximum number of allowable members of such a commission is seven for both county and municipal boards. Under the provisions of this bill, the maximum number of members of a municipal board of recreation commissioners would remain seven.

The committee amended the bill to allow boards of recreation commissioners to adopt a board seal. The committee amendments make the bill identical to Assembly Bill No. 2807(1R).

[First Reprint] **SENATE, No. 1889**

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED NOVEMBER 13, 2000

Sponsored by: Senator JOSEPH A. PALAIA District 11 (Monmouth)

SYNOPSIS

Increases maximum number of allowable members of county board of recreation commissioners from seven to nine and permits adoption of board seal.

CURRENT VERSION OF TEXT

As reported by the Senate Community and Urban Affairs Committee on January 9, 2001, with amendments.



1 AN ACT concerning the membership ¹and powers ¹ of a county board 2 of recreation commissioners and amending R.S.40:12-1 ¹and 3 R.S.40:12-6¹.

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

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1. R.S.40:12-1 is amended to read as follows:

9 40:12-1. <u>a.</u> The mayor or other chief executive officer of any 10 municipality [and the board of chosen freeholders of any county] may in his or [its] her discretion appoint not less than three nor more than 11 seven persons, citizens and residents of [such] the municipality [or 12 county, as the case may be], as members of a board of recreation 13 14 commissioners. The commissioners first appointed shall be appointed 15 for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that 16 the term of at least one commissioner and not more than two 17 commissioners shall expire in each year according to the number 18 appointed as fixed by the mayor or other chief executive officer [in 19 municipalities and the board of chosen freeholders in counties]. In 20 case of the increase of a board from three to five members or in case of the increase of a board from five to seven members, the additional 21 22 commissioners shall be appointed, one for 4 and one for 5 years and 23 in case of the increase of a board from three to seven members, two 24 of the additional commissioners shall be appointed for 4 years and 25 two shall be appointed for 5 years. Thereafter all appointments shall be for the term of 3 years if the board consists of three members or 5 26 27 years if the board consists of five or seven members, according to the 28 number appointed to comprise the board, and vacancies shall be filled 29 for the unexpired term only. The members shall serve until their 30 respective successors are appointed and shall qualify. The members 31 shall receive no compensation for their services.

b. The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the

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Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SCU committee amendments adopted January 9, 2001.

S1889 [1R] PALAIA

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1 increase of a board from five to seven members, one additional 2 member shall be appointed for 4 years and one for 5 years. In the case 3 of the increase of a board from seven to nine members, one additional 4 member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to nine members, two additional 5 6 commissioners shall be appointed for 4 years and two for 5 years. In 7 the case of the increase of a board from three to nine members, three 8 additional commissioners shall be appointed for 4 years and three for 9 5 years. Thereafter, all appointments shall be for the term of 3 years 10 if the board consists of three members or 5 years if the board consists of five, seven or nine members, according to the number appointed to 11 12 comprise the board, and vacancies shall be filled for the unexpired 13 term only. The members shall serve until their respective successors are appointed and shall qualify. The members shall receive no 14 15 compensation for their services. All such boards heretofore appointed are continued and shall be 16 17 governed by the provisions of sections 40:12-1 to 40:12-8 of this 18 Title. 19 (cf: P.L.1971, c.5, s.1) 20 21 ¹2. R.S.40:12-6 is amended to read as follows: 22 40:12-6. The board of recreation commissioners shall have full 23 control over all lands, playgrounds and recreation places acquired or leased under the provisions of sections 40:12-1 to 40:12-9 of this Title 24 25 and may adopt a board seal, suitable rules, regulations and by-laws for 26 the use thereof, and the conduct of all persons while on or using the 27 same; and any person who shall violate any of such rules, regulations 28 or by-laws shall be deemed and adjudged to be a disorderly person. 29 30

The custodians, supervisors and assistants appointed by the board shall, while on duty and for the purpose of preserving order and the observance of the rules, regulations and by-laws of the board, have all the power and authority of police officers of the respective municipalities in and for which they are severally appointed.

The board may appoint a recreation director for a term not to exceed 3 years, a secretary or clerk, and such number of custodians, supervisors and assistants for the several playgrounds and recreation places under its control as they shall think necessary, and fix and determine their salaries.¹

39 (cf: P.L.1968, c.191, s.1)

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41 1 [2.] 3. This act shall take effect immediately.

P.L. 2001, CHAPTER 102, approved June 14, 2001 Assembly, No. 2807 (First Reprint)

1 AN ACT concerning the membership ¹and powers ¹ of a county board 2 of recreation commissioners and amending R.S.40:12-1 ¹and 3 R.S.40:12-6 ¹.

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

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1. R.S.40:12-1 is amended to read as follows:

9 40:12-1. a. The mayor or other chief executive officer of any 10 municipality [and the board of chosen freeholders of any county] may in his or [its] her discretion appoint not less than three nor more than 11 12 seven persons, citizens and residents of [such] the municipality [or 13 county, as the case may be], as members of a board of recreation 14 commissioners. The commissioners first appointed shall be appointed 15 for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two 16 commissioners shall expire in each year according to the number 17 appointed as fixed by the mayor or other chief executive officer [in 18 19 municipalities and the board of chosen freeholders in counties]. In 20 case of the increase of a board from three to five members or in case 21 of the increase of a board from five to seven members, the additional 22 commissioners shall be appointed, one for 4 and one for 5 years and 23 in case of the increase of a board from three to seven members, two 24 of the additional commissioners shall be appointed for 4 years and 25 two shall be appointed for 5 years. Thereafter all appointments shall be for the term of 3 years if the board consists of three members or 5 26 27 years if the board consists of five or seven members, according to the 28 number appointed to comprise the board, and vacancies shall be filled 29 for the unexpired term only. The members shall serve until their 30 respective successors are appointed and shall qualify. The members 31 shall receive no compensation for their services.

b. The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the

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 ALG committee amendments adopted November 9, 2000.

increase of a board from five to seven members, one additional 1 2 member shall be appointed for 4 years and one for 5 years. In the case 3 of the increase of a board from seven to nine members, one additional 4 member shall be appointed for 4 years and one for 5 years. In the case 5 of the increase of a board from five to nine members, two additional commissioners shall be appointed for 4 years and two for 5 years. In 6 7 the case of the increase of a board from three to nine members, three 8 additional commissioners shall be appointed for 4 years and three for 9 5 years. Thereafter, all appointments shall be for the term of 3 years 10 if the board consists of three members or 5 years if the board consists 11 of five, seven or nine members, according to the number appointed to comprise the board, and vacancies shall be filled for the unexpired 12 13 term only. The members shall serve until their respective successors are appointed and shall qualify. The members shall receive no 14 15 compensation for their services. All such boards heretofore appointed are continued and shall be 16 17 governed by the provisions of sections 40:12-1 to 40:12-8 of this 18 Title. 19 (cf: P.L.1971, c.5, s.1) 20 21 ¹2. R.S.40:12-6 is amended to read as follows: 40:12-6. The board of recreation commissioners shall have full 22 23 control over all lands, playgrounds and recreation places acquired or 24 leased under the provisions of sections 40:12-1 to 40:12-9 of this Title 25 and may adopt a board seal, suitable rules, regulations and by-laws for the use thereof, and the conduct of all persons while on or using the 26 27 same; and any person who shall violate any of such rules, regulations 28 or by-laws shall be deemed and adjudged to be a disorderly person. 29 The custodians, supervisors and assistants appointed by the board 30 shall, while on duty and for the purpose of preserving order and the 31 observance of the rules, regulations and by-laws of the board, have all 32 the power and authority of police officers of the respective 33 municipalities in and for which they are severally appointed. 34 The board may appoint a recreation director for a term not to 35 exceed 3 years, a secretary or clerk, and such number of custodians, 36 supervisors and assistants for the several playgrounds and recreation 37 places under its control as they shall think necessary, and fix and determine their salaries.¹ 38 (cf: P.L.1968, c.191, s.1) 39 40 41 ¹[2.] $3.^{1}$ This act shall take effect immediately. 42 43 44

Increases maximum number of allowable members of county board of recreation commissioners from seven to nine and permits adoption of board seal.

CHAPTER 102

AN ACT concerning the membership and powers of a county board of recreation commissioners and amending R.S.40:12-1 and R.S.40:12-6.

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

1. R.S.40:12-1 is amended to read as follows:

Board of recreation commissioners; appointment, terms.

40:12-1. a. The mayor or other chief executive officer of any municipality may in his or her discretion appoint not less than three nor more than seven persons, citizens and residents of the municipality, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the mayor or other chief executive officer. In case of the increase of a board from three to five members or in case of the increase of a board from five to seven members, the additional commissioners shall be appointed, one for 4 and one for 5 years and in case of the increase of a board from three to seven members, two of the additional commissioners shall be appointed for 4 years and two shall be appointed for 5 years. Thereafter all appointments shall be for the term of 3 years if the board consists of three members or 5 years if the board consists of five or seven members, according to the number appointed to comprise the board, and vacancies shall be filled for the unexpired term only. The members shall serve until their respective successors are appointed and shall qualify. The members shall receive no compensation for their services.

The board of chosen freeholders of any county may in its discretion appoint not less than three nor more than nine persons, citizens and residents of the county, as members of a board of recreation commissioners. The commissioners first appointed shall be appointed for terms of 1, 2, 3, 4, and 5 years respectively, in such manner that the term of at least one commissioner and not more than two commissioners shall expire in each year according to the number appointed as fixed by the board of chosen freeholders. In case of the increase of a board from three to five members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to seven members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from seven to nine members, one additional member shall be appointed for 4 years and one for 5 years. In the case of the increase of a board from five to nine members, two additional commissioners shall be appointed for 4 years and two for 5 years. In the case of the increase of a board from three to nine members, three additional commissioners shall be appointed for 4 years and three for 5 years. Thereafter, all appointments shall be for the term of 3 years if the board consists of three members or 5 years if the board consists of five, seven or nine members, according to the number appointed to comprise the board, and vacancies shall be filled for the unexpired term only. The members shall serve until their respective successors are appointed and shall qualify. The members shall receive no compensation for their services.

All such boards heretofore appointed are continued and shall be governed by the provisions of sections 40:12-1 to 40:12-8 of this Title.

2. R.S.40:12-6 is amended to read as follows:

Powers of board of recreation commissioners.

40:12-6. The board of recreation commissioners shall have full control over all lands, playgrounds and recreation places acquired or leased under the provisions of sections 40:12-1 to 40:12-9 of this Title and may adopt a board seal, suitable rules, regulations and bylaws for the use thereof, and the conduct of all persons while on or using the same; and any person who shall violate any of such rules, regulations or bylaws shall be deemed and adjudged to be a disorderly person.

The custodians, supervisors and assistants appointed by the board shall, while on duty and for the purpose of preserving order and the observance of the rules, regulations and bylaws of the board, have all the power and authority of police officers of the respective municipalities in and for which they are severally appointed.

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The board may appoint a recreation director for a term not to exceed 3 years, a secretary or clerk, and such number of custodians, supervisors and assistants for the several playgrounds and recreation places under its control as they shall think necessary, and fix and determine their salaries.

3. This act shall take effect immediately.

Approved June 14, 2001.

PO BOX 004 TRENTON, NJ 08625

Office of the Governor NEWS RELEASE

CONTACT: Rae Hutton 609-777-2600

RELEASE: June 14, 2001

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

A-2807, sponsored by Senator Joseph Palaia (R-Monmouth) and Assemblymen Tom Smith (R-Monmouth) and Michael Arnone (R-Monmouth), allows a county board of recreation commissioners to adopt a board seal and increases the maximum number of allowable members of a county board of recreation commissioners from seven to nine.

S-1334, sponsored by Senators Leonard Connors (R-Atlantic/Burlington/Ocean) and John Cafiero (R-Cape May/Atlantic/Cumberland), provides that when a municipal tax assessor has reason to believe that property comprising all or part of a taxing district has been assessed at a value lower or higher than is consistent with the purpose of securing uniform taxable valuation of property according to law and the interests of the public will be promoted by a reassessment of such property, the assessor must, after due investigation, make a reassessment of that property.