

40:20-71.1 et seq

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40:20-71.1 et seq. (Freeholders--President, Director--may designate other member to sit on boards)

LAWS OF: 1985 **CHAPTER:** 448

BILL NO: S382

Sponsor(s): Gagliano and Rand

Date Introduced: Pre-filed

Committee: Assembly: County Government and Regional Authorities
Senate: County and Municipal Government

Amended during passage: Yes Amendments during passage denoted by asterisks.

Date of Passage: Assembly: January 6, 1986
Senate: December 6, 1985

Date of Approval: January 14, 1986

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes
Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

1-14-86

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SENATE, No. 382

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Senators GAGLIANO and RAND

AN ACT authorizing the ***[chairman]*** **director, president or chairperson** of the board of chosen freeholders in any county to designate another freeholder to serve in his place on various county boards, and supplementing Title 40 of the Revised Statutes.

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

1 1. Whenever the ***[chairman]*** **director, president or chair-*
1A *person, as the case may be,** of the board of chosen freeholders
2 in any county is specified as a member of any county board, such
3 as the county planning board or county welfare board, he may
4 designate another member of the board of chosen freeholders to
5 serve in his place. The term of the designated member of the board
6 shall expire with his term as freeholder ***[or]*** **with** the term*,
7 *as presiding member,** of the ***[chairman]*** **director, president or*
8 *chairperson, as the case may be,** of the board of chosen freeholders
9 appointing him **or with the term specified by law for the position*
10 *filled pursuant to this act**, whichever occurs first***[**, unless a
11 specific term is specified by law**]***.

1 **2. Nothing in this act shall be construed to modify the authority*
2 *of any county executive to make any appointment to any county*
3 *board.**

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

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 printed in italics thus is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted November 19, 1984.

SENATE, No. 382

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Senators GAGLIANO and RAND

AN Act authorizing the chairman of the board of chosen freeholders in any county to designate another freeholder to serve in his place on various county boards, and supplementing Title 40 of the Revised Statutes.

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

1 1. Whenever the chairman of the board of chosen freeholders
2 in any county is specified as a member of any county board, such
3 as the county planning board or county welfare board, he may
4 designate another member of the board of chosen freeholders to
5 serve in his place. The term of the designated member of the board
6 shall expire with his term as freeholder or the term of the chairman
7 of the board of chosen freeholders appointing him, whichever oc-
8 curs first, unless a specific term is specified by law.

1 2. This act shall take effect immediately.

STATEMENT

This bill authorizes the chairman of the board of chosen freeholders in any county to designate another freeholder to serve in his place on the various county boards, such as the county planning board and the county welfare board. The term of the designated member would expire when the chairman appointing him is replaced as chairman, or when his own term as freeholder expires, whichever occurs first. However, if the law establishing the board provides for a term which may continue after the appointee is no longer a freeholder, that law will determine the length of the term.

ASSEMBLY COUNTY GOVERNMENT AND
REGIONAL AUTHORITIES COMMITTEE

STATEMENT TO

SENATE, No. 382

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STATE OF NEW JERSEY

DATED: NOVEMBER 18, 1985

Senate Bill No. 382 OCR would authorize the presiding member of any board of chosen freeholders to designate another freeholder to serve in his or her place on the various additional county boards on which that member serves.

Under the provisions of the bill, the designated freeholder's term would lapse when the designee's own term as freeholder lapses, when the term of the appointing freeholder as presiding member of the board of freeholders lapses or when the term specified by law for the position filled by the designee lapses, whichever occurs first. In addition, the provisions would clarify that the bill is not intended to affect the appointment power of any county executive.

The committee reported the bill favorably.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO

SENATE, No. 382

with Senate committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 19, 1934

Senate Bill No. 382, with Senate committee amendments, authorizes the presiding member of any board of chosen freeholders to designate another freeholder to serve in his or her place on the various additional county boards on which that member serves. Under the bill as introduced, the designee's term would have expired upon the expiration of the designee's own term as freeholder or of the appointing freeholder's term as presiding member, whichever occurred first, unless a longer term was specified in the statute establishing the position filled by the designee. In that case, the bill would have permitted the designee to complete the longer term despite the lapse of his or her own term as freeholder.

The committee amended the bill to make certain technical corrections and to modify the provisions concerning lapse of the designee's term. Under the bill as amended, the designee's term lapses when the designee's own term as freeholder lapses, when the term of the appointing freeholder as presiding member of the board of freeholders lapses or when the term specified by law for the position filled by the designee lapses, whichever occurs first. The committee also amended the bill to make clear that the bill is not intended to affect the appointment power of any county executive.