

18A:61A-4

LEGISLATIVE HISTORY CHECKLIST

NJSA: 18A:61A-4

(NJ School of the Arts - claims against trustees -  
authorize payment)

LAWS OF: 1983

CHAPTER: 244

Bill No: A660

Sponsor(s): Zangari

Date Introduced: Feb. 8, 1982

Committee: Assembly: Education

Senate: Education

Amended during passage: /// No

Date of Passage: Assembly: April 11, 1983

Senate: June 16, 1983

Date of Approval: July 1, 1983

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~~ Yes

Following were printed:

Reports: /// No

Hearings: /// No

ASSEMBLY, No. 660

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 8, 1982

By Assemblyman ZANGARI

Referred to Committee on Education

AN ACT authorizing the payment of claims against "The Trustees of the New Jersey School of the Arts" by the fund created by P. L. 1972, c. 45 and amending P. L. 1969, c. 95.

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

1 1. Section 4 of P. L. 1969, c. 95 (C. 18A:61A-4) is amended to  
2 read as follows:

3 4. The board of trustees shall organize at a meeting to be called  
4 by the Commissioner of Education and annually thereafter by  
5 election from their number of a chairman and a vice chairman and  
6 appointment of a secretary, who may but need not be a member  
7 of the board of trustees, and such other officers as the board shall  
8 determine. The meeting for the election and appointment of officers  
9 shall be held not earlier than July 1 and not later than October 1 of  
10 each year. Officers shall serve for terms of 1 year, and until their  
11 successors are selected and qualified. The board of trustees shall be  
12 known as "The Trustees of the New Jersey School of the Arts" and  
13 shall be a body corporate, with all the powers usually conferred  
14 upon such bodies and necessary to enable it to acquire, hold and  
15 transfer property, make contracts, **[sue and be sued,]** and to  
16 exercise such other rights and privileges as may be necessary for  
17 the management and administration of the school, and for carrying  
18 out the provisions and purposes of this act.

1 2. 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.**

## STATEMENT

The "New Jersey Tort Claims Act" (N. J. S. 59:1-1 et seq.) provides that claims against the State arising out of tort shall be paid by a fund established in the custody of the State Treasurer. The definition of "State" in the act excludes any public entity which is statutorily authorized to "sue and be sued." The "sue and be sued" language in section 4 of P. L. 1969, c. 95 (C. 18A:61A-4) has the effect of excluding "The trustees of the New Jersey School of the Arts" from the tort claims fund. The deletion of the "sue and be sued" language from section 4 of P. L. 1969, c. 95 will bring the trustees within the fund.

A660 (1982)

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 660**

**STATE OF NEW JERSEY**

DATED: MARCH 3, 1983

PROVISIONS

This bill will enable any claims against the trustees of the New Jersey School of the Arts arising out of tort to be paid out of the tort claims fund.

BACKGROUND

The "New Jersey Tort Claims Act" (N. J. S. 59:1.1 et seq.) provides that claims against the State arising out of tort shall be paid by a fund established in the custody of the State Treasurer. The definition of "State" in the act excludes any public entity which is statutorily authorized to "sue and be sued." The "sue and be sued" language in section 4 of P. L. 1969, c. 95 (C. 18A:61A-4) has the effect of excluding "The trustees of the New Jersey School of the Arts" from the tort claims fund. The deletion of the "sue and be sued" language from section 4 of P. L. 1969, c. 95 will bring the trustees within the fund.

SENATE EDUCATION COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 660**

**STATE OF NEW JERSEY**

DATED: MAY 23, 1983

The Senate Education Committee favorably reports this bill and endorses the Assembly Education Committee Statement which reads as follows:

“PROVISIONS

This bill will enable any claims against the trustees of the New Jersey School of the Arts arising out of tort to be paid out of the tort claims fund (N. J. S. 59:12-1).

BACKGROUND

The “New Jersey Tort Claims Act” (N. J. S. 59:1.1 et seq.) provides that claims against the State arising out of tort shall be paid by a fund established in the custody of the State Treasurer. The definition of “State” in the act excludes any public entity which is statutorily authorized to “sue and be sued.” The “sue and be sued” language in section 4 of P. L. 1969, c. 95 (C. 18A:61A-4) has the effect of excluding “The trustees of the New Jersey School of the Arts” from the tort claims fund. The deletion of the “sue and be sued” language from section 4 of P. L. 1969, c. 95 will bring the trustees within the fund.”

OFFICE OF THE GOVERNOR

RELEASE: IMMEDIATE, JULY 1, 1983

CONTACT: CARL GOLDEN

Governor Thomas H. Kean today signed legislation to empower the Atlantic County Transportation Authority to regulate bus traffic into and through the county, as well as designate parking areas and license and regulate bus parking facilities.

The bill, S-1865, was sponsored by Senator William Gormley, R-Atlantic.

Under the proposal, the Authority would have the power to create, implement and enforce a plan for bus traffic management in the county. The plan also permits the authority to license a bus parking facility, except those which existed as of February 1 of 1983 and which are licensed by a municipality.

The Governor also signed A-660, sponsored by Assemblyman James Zangari, D-Essex, to provide that any claims against the trustee of the New Jersey School of the Arts be paid from the state tort claims fund.

Also signed was S-3286, sponsored by Senator Frank Rodgers, D-Hudson, to authorize all public entities to issue their obligations in registered form and use book entry system to comply with Federal law.

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