

18A:64A-50 to 18A:64A-78

LEGISLATIVE HISTORY CHECKLIST
(County colleges--consolidates
certain educational institutions)

18A: 64A-50 to 18A:64A-78
NJSA _____ 42
LAWS 1982 _____ CHAPTER _____
Bill No. S1307 _____
Sponsor(s) DiFrancesco, Gregorio and Bassano _____
Date Introduced May 6, 1982 _____
Committee: Assembly Higher Education and Regulated Professions _____
Senate Education _____

Amended during passage Yes XXX No Substituted for A1449
(not attached since
Date of Passage: Assembly June 17, 1982 substantially similar to
Senate June 3, 1982 S1307). Amendments
denoted by asterisks.
Date of approval June 24, 1982 _____

Following statements are attached if available:

Sponsor statement Yes XXX No (Below)
Committee Statement: Assembly Yes XXX
Senate Yes XXX
Fiscal Note XXX No
Veto Message XXX No
Message on signing XXX No

Following were printed:

Reports XXX No
Hearings XXX No

Sponsors' statement:
This bill provides for the establishment of
Union County College through the consolidation of
Union College and Union County Technical Institute.

6/22/81
MAR 23 1981

[SECOND OFFICIAL COPY REPRINT]

SENATE, No. 1307

STATE OF NEW JERSEY

INTRODUCED MAY 6, 1982

By Senators DiFRANCESCO, GREGORIO and BASSANO

Referred to Committee on Education

AN ACT to provide for the consolidation of ***[Union College and Union County Technical Institute]*** **certain educational institutions into county colleges** and supplementing Title 18A of the New Jersey Statutes.

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

1 •**[1.** This act shall be known and may be cited as the "Union
2 County College Reorganization Act."

1 2. The Legislature finds and declares that:

2 WHEREAS, The Board of Chosen Freeholders of the County of
3 Union has proposed and recommended the enactment of a special
4 form of organization for (a) Union College, a private institution,
5 and (b) the post-secondary segment of the Board of Education
6 of the Vocational Schools of the County of Union, known as the
7 Union County Technical Institute, a public entity, which institu-
8 tions have been operating under contract of Union County
9 Coordinating Agency for Higher Education pursuant to P. L.
10 1968, c. 180 (C. 18A:64B-5 et seq.); and,

11 WHEREAS, The Board of Chosen Freeholders of the County of
12 Union has petitioned the State Board of Higher Education for a
13 license and approval to operate a new college in Union county and
14 the Board of Higher Education has approved and provisionally
15 granted the license; and,

16 WHEREAS, The Board of Chosen Freeholders of the County of
17 Union has petitioned the Legislature for the enactment of a
18 special organization of these two institutions, this legislation is

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 May 24, 1982.**

****—Assembly committee amendments adopted June 17, 1982.**

19 necessary pursuant to the provisions of section 1 of P. L. 1948,
 20 c. 199 (C. 1:6-10 et seq.) and in accordance with the requirements
 21 of article IV, section VII, paragraph 10 of the Constitution of
 22 the State of New Jersey.

1 3. As used in this act:

2 a. "College" or "county college" means the educational entity
 3 conducted by the corporation and shall include the institutions
 4 heretofore known as Union College and Union County Technical
 5 Institute.

6 b. "Corporation" means the body corporate, incorporated under
 7 the name of "Union County College", the property and educational
 8 facilities, rights and privileges of which shall be impressed with a
 9 public trust for higher education of the people of the county of
 10 Union.

11 c. "County" means the county of Union.

12 d. "General law" means any law not inconsistent with this act
 13 which applies to a county college as defined in subsection 1a of
 14 N. J. S. 18A:64A-1.

1 4. The corporation and college created pursuant to this act shall
 2 be known as Union County College.]*

1 **1. Notwithstanding any provisions of chapter 64A of Title 18A
 2 of the New Jersey Statutes to the contrary, any private institution
 3 of higher education and any post-secondary institute of a county
 4 board of vocational education may combine to form a county college
 5 upon petition to and approval by the State Board of Higher Edu-
 6 cation and without the need of a referendum.**

1 ***[5.** The corporation and college established pursuant to this act
 2 shall be classified as a county college as defined in subsection a. of
 3 N. J. S. 18A:64A-1.]* ***2.*** Except as otherwise provided in this
 4 act, the college shall be conducted pursuant to the provisions of
 5 N. J. S. 18A:64A-1 et seq. and the provisions of general law ap-
 6 plicable to county colleges which are not inconsistent with this act,
 7 and shall be entitled to all benefits and grants provided for there-
 8 under.

1 ***[6.]*** ***3.*** The board of trustees of ***[the corporation]*** **any
 2 private institution of higher education which combined with any
 3 post-secondary institute of a county board of vocational education
 4 to form a county college,** is continued and shall be known as the
 5 board of governors and it shall have the powers, authority, rights
 6 and privileges, and be subject to the fiduciary and other duties,
 7 obligations and responsibilities set forth and expressed in this act.

1 ***[7. A]*** ***4.** In addition to the board of governors, a* board of
 2 trustees of the ***[corporation]*** **private institution** shall be es-

3 tablished and shall have the power, authority, rights and privileges
 4 and be subject to the duties, obligations and responsibilities set
 5 forth in this act.

1 ***[8.]*** *5.* The board of governors shall consist of not less than
 2 21 nor more than 30 members, including the president of the college
 3 who shall be ex officio without vote, three alumni trustees nominated
 4 by the alumni association, three county residents who are not free-
 5 holders nominated by the board of chosen freeholders, and, at its
 6 option, one freeholder nominated by the board of chosen free-
 7 holders from among its members. The board of governors shall
 8 have the authority to appoint all other members. The members
 9 of the present board of trustees serving on the effective date of this
 10 act shall continue to serve the college as members of the board of
 11 governors for the remainder of their present term of office. Except
 12 for the president of the college who shall serve as a member only
 13 during his term of office, a member shall serve for a term of 3 years
 14 beginning July 1 of any year and expiring on June 30 3 years
 15 thereafter or for the remainder of the unexpired term to which he
 16 may be elected. Terms of office shall be arranged so that one-third
 17 of the terms expire in each calendar year. No two alumni trustees
 18 shall serve terms expiring in the same year. Members shall serve
 19 without compensation but shall be entitled to be reimbursed for all
 20 reasonable and necessary expenses.

1 ***[9.]*** *6.* The board of trustees shall include seven public trus-
 2 tees consisting of the county superintendent of schools, four mem-
 3 bers appointed by the board of chosen freeholders and two citizens
 4 of ***[Union]*** *the* county appointed by the State Board of Higher
 5 Education, and four trustees appointed by the board of governors
 6 from among its members. In addition, the student body shall be
 7 entitled to elect from the graduating class one representative to
 8 serve as a nonvoting member on the board of trustees for a term of
 9 1 year commencing at the next organization of the board following
 10 graduation of his class. The State Board of Higher Education shall
 11 by regulation prescribe the rights and duties of the student repre-
 11A sentative.

12 All appointed members shall be residents of ***[Union]*** *the*
 13 county for a period of 4 years prior to appointment and no elected
 14 public official or employee of the county college shall serve as a
 15 voting member of the board. The term of office of the appointed
 16 members shall be 4 years, except for the first appointment. Terms
 17 of those initially appointed by the chairman of the board of chosen
 18 freeholders shall expire respectively, 1, 2, 3 and 4 years after ap-
 19 pointment. Of those appointed by the State Board of Higher Edu-

20 cation, one person shall be appointed for a term of 2 years and one
 21 for a term of 4 years. Of the members appointed by the board of
 22 governors, one person shall be appointed for a term of 1 year, one
 23 for a term of 2 years, one for a term of 3 years, and one for a term
 24 of 4 years.

25 Each member shall serve until his successor is appointed and
 26 qualified.

27 Vacancies shall be filled in the same manner as the original
 28 appointment for the unexpired term. Upon notice and opportunity
 29 to be heard, an appointee may be removed for cause by the body
 30 originally making the appointment. Members shall serve without
 31 compensation but shall be entitled to be reimbursed for all reason-
 32 able and necessary expenses.

1 *~~[10.]~~* *7.* The governance, control, conduct, management and
 2 administration *~~[of the corporation and]~~* of the college shall be
 3 vested in and allocated between the board of trustees and the board
 4 of governors pursuant to this act.

1 *~~[11.]~~* *8.* The board of trustees shall have general supervision
 2 over and be vested with the conduct of the college. Subject to rules
 3 and regulations of the Board of Higher Education it shall have the
 4 authority and responsibility to:

5 a. Adopt and use a corporate seal;

6 b. Sue or be sued;

7 c. Determine the educational curriculum and program of the
 8 college;

9 d. With the advice and consent of the board of governors, upon
 10 expiration of the term of the current president of *~~[Union Col-
 11 lege]~~* **the private institution**, appoint and fix the compensation
 12 and term of office of a president of the college who shall be the
 13 executive officer of the *~~[corporation and the]~~* college;

14 e. Appoint, upon nomination of the president, members of the
 15 administrative and teaching staff and fix their compensation and
 16 terms of employment subject to the provisions of general law;

17 f. Employ other officers, agents and employees as may be re-
 18 quired to carry out the provisions of this act and fix and determine
 19 their qualifications, duties, compensation, terms of office and all
 20 other conditions and terms of employment;

21 g. Fix and determine tuition rates and other fees to be paid
 22 by students;

23 h. Grant diplomas, certificates or degrees;

24 i. Enter into contracts and agreements with the State or any
 25 of its political subdivisions or with the United States, or with any
 26 public body, department or other agency of the county, State or

27 United States or with any individual firm or corporation which is
 28 deemed necessary or advisable by the board for carrying out the
 29 provisions of this act;

30 j. Accept from any government or governmental department,
 31 agency or other public or private body or from any other source
 32 grants or contributions of money or property which the board of
 33 trustees may use for its purposes;

34 k. Disburse all moneys appropriated to the college by the county
 35 and State, moneys received from tuition, fees, auxiliary services
 36 and other sources, and from or by the direction of the board of
 37 governors;

38 l. Direct and control the expenditures of the ***corporation and**
 39 **the*** college as to funds received from the *board of* governors
 40 and other sources in accordance with the terms of any applicable
 41 trusts, gifts, bequests, or other special provisions;

42 m. Acquire by gift, purchase, condemnation or otherwise, own,
 43 lease, use and operate property whether real, personal or mixed,
 44 or any interest therein, which is necessary or desirable for college
 45 purposes;

46 n. Determine that any property owned and controlled by the
 47 board of trustees of the county college is no longer necessary for
 48 college purposes and sell the same at the price and in the manner
 49 and upon the terms and conditions as shall be established by the
 50 Board of Higher Education;

51 o. Make and promulgate rules and regulations not inconsistent
 52 with the provisions of general law or of this act or with the rules
 53 and regulations of the Board of Higher Education that are
 54 necessary and proper for the administration or operation of the
 55 county college;

56 p. Exercise all other powers not inconsistent with the provisions
 57 of this act, or with general law or with the rules and regulations
 58 of the Board of Higher Education, which may be reasonable,
 59 necessary or incidental to the establishment, maintenance and
 60 operation of a county college; and

61 q. Establish and maintain a dedicated reserve fund for minor
 62 capital needs which in any given year shall not exceed 3% of the
 63 replacement value of the college's physical plant.

1 ***12.*** *9.* The board of governors shall:

2 a. Act in an overall advisory capacity;

3 b. Control properties, funds and trusts vested as of the effective
 4 date of this act in the ***corporation*** *private institution*, in its
 5 possession, or remainder, or expectancy including properties now
 6 held and continuing to be held as security by the New Jersey Edu-

7 cational Facilities Authority and properties, funds and trusts re-
 8 ceived by the ***[corporation]*** **private institution** on or after the
 9 effective date of this act by private gift, donation, bequest or trans-
 10 fer under the terms of any applicable trusts, gifts, bequests or do-
 11 nations dated or delivered prior to the effective date or on or after
 12 the effective date of this act unless otherwise designated and make
 13 available to the board of trustees after meeting all expenses of its
 14 administration, the income from funds and the use of or income
 15 from property subject to the provisions of section ***[13]*** **10** of

15A this act;

16 c. Have sole authority over the investment of funds under its
 17 control;

18 d. Have the power to maintain administrative staff and incur
 19 expenses it deems reasonable and necessary to the effective exercise
 20 of its functions and responsibilities under this act or by reason of
 21 any other fiduciary responsibilities to which it is subject.

1 ***[13.]*** **10.** In consideration of the utilization by the county for
 2 purposes of higher education of privately donated properties and
 3 funds and the prospect of future private donations, the State and
 4 the county ***[of Union]*** by this act agree with the current board
 5 of trustees and its successor that;

6 a. If the property and funds controlled by the current trustees
 7 and its successor board of governors is not properly applied in
 8 accordance with the provisions of section ***[11]*** **8** of this act for
 9 the purposes of higher education and in accordance with the terms
 10 of any applicable testament or trust or other special provisions;
 11 or b. if the county shall not make provisions sufficient to enable the
 12 current board of trustees and its successors to discharge its trust
 13 to apply the trust assets as described in section ***[12]*** **9** of this
 14 act for public higher education through the conduct of a college
 15 with high educational standards; then, the board of governors after
 16 ***[careful]*** consideration and on not less than 60 days prior writ-
 17 ten notice to the board of trustees and to the State Board of Higher
 18 Education or its successor shall have and may exercise the right to
 19 withhold or withdraw the use of the properties and funds described
 20 in section ***[12]*** **9** of this act or any part thereof, subject to ad-
 21 judication by the courts of the State and subject to their proper
 22 application for the purposes of public higher education and in ac-
 23 cordance with the terms of any applicable testamentary, trust or
 24 other special provision.

1 ***[14.]*** **11.** The boards may meet in joint session for the pur-
 2 pose of consultation and discussion or to act upon any matter which
 3 requires their joint or concurrent action.

1 ***[15.]*** *12.* In accordance with ***[general]*** law, the board of
 2 trustees shall make an annual report to the Chancellor of Higher
 3 Education in the manner prescribed by the Board of Higher Edu-
 4 cation and to the board of chosen freeholders of ***[Union]*** *the*
 5 county.

1 ***[16.]*** *13.* Wherever in ***[general]*** *any* law there is ref-
 2 erence to ***[the]*** *a* board of trustees either in conferring powers,
 3 rights or responsibilities, the same shall refer to the board of trus-
 4 tees of ***[Union County College]*** *the college*.

1 ***[17.]*** *14.* Any county coordinating agency for higher edu-
 2 cation] shall be abolished by the ***[Union County Board of Freeholders]***
 3 *board of freeholders* within 30 days***[** following the effective
 4 date of this act]* *of the approval of the county college by the State
 5 Board of Higher Education*.

1 ***[18.]*** There shall be created a board of school estimate in accor-
 2 dance with N. J. S. 18A:64A-15.]*

1 ***[19.]*** *15.* The ***[Union County Technical Institute, an edu-**
 2 cational institution under contract with the Union County Coordi-
 3 nating Agency for Higher Education,]* *post-secondary institute*
 4 shall be a part of ***[Union County College]*** *the county college*
 5 upon agreement of the governing body of ***[Union County Techni-**
 6 cal Institute]* *the institute*.

1 ***[20.]*** *16.* General supervision of the conduct of ***[Union**
 2 County Technical Institute]* *the institute* shall be vested in the
 3 board of trustees of ***[Union County College]*** *the county college.*

1 ***[21.]*** *17.* All assets purchased by the board of education of
 2 the vocational schools of the county ***[of Union]*** on behalf of and
 3 for the use of ***[Union County Technical Institute]*** *the institute*
 4 and currently in use by ***[Union County Technical Institute]*** *the
 5 institute* shall be transferred, without any financial obligation be-
 6 ing assumed, to the board of trustees of ***[Union County College]***
 6A *the county college*.

7 In accepting transferred assets, the board of trustees shall be
 8 indemnified and held harmless by the grantor against any and all
 9 claims, outstanding obligations of any nature, demands, suits or
 10 other forms of liability which have attached to or may arise against
 11 assets.

1 ***[22.]*** *18.* Any transfer of real or personal property from
 2 ***[Union County Technical Institute, Union]*** *the institute, the*
 3 county and its municipalities, the board of education of the voca-
 4 tional schools of the county ***[of Union]***, or any other public
 4A body to ***[Union County College]*** *the county college* shall

5 be accomplished without the necessity of complying with laws re-
6 lating to the sale of public property.

1 *~~23. The~~* *19. Any* existing debt of the board of education
2 of the vocational schools of *~~the county of Union in the amount of~~
3 \$1,973,000.00* *a county* owed to the State *~~of New Jersey~~*
4 as a result of *a* certified enrollment audit *~~dated April 13,~~
5 1981,* by the *~~New Jersey~~* Department of Higher Education
6 *~~for the period of July 1, 1973 to June 30, 1980~~* shall become
7 satisfied with the transfer of the assets of *~~Union County Tech-~~
8 nical Institute to Union County College* *the institute to the
9 county college*. These transferred assets shall consist solely of
10 the *~~Business and Engineering Building and the Technologies~~
11 Building and the contents thereof,* *facilities and assets agreed
12 to by the institute and the county college and approved by the
13 chancellor,* and shall take place within 30 days following the effec-
14 tive date of this act.

1 *~~2. Upon adoption of this act, the~~* *20. The* board of gov-
2 ernors and board of trustees shall be appointed *~~immediately~~
3 pursuant to* *as soon as practicable after the effective date of*
4 this act.

1 *~~25.~~* *21.* Until such time as appointments have been made,
2 the current governing bodies of each institution shall continue their
3 operations without interruption.

1 *~~26. On the date on which this act shall become effective all~~*
2 *22. The* employees of *~~Union College and all~~* *the private
3 institution and the* full-time employees of *~~Union County Tech-~~
4 nical Institute* *the institute* shall *~~continue as~~* *be* em-
5 ployees of *~~Union County College~~* *the county college* and
6 *~~will~~* *shall* be subject to the provisions of P. L. 1941, c. 100
7 (C. 34:13A-1 et seq.). Existing tenure rights, contractual agree-
8 ments, and all rights or protections provided employees under any
9 pension law or retirement system or any other law of this State
10 shall be fully protected by the board of trustees of the college*;
11 however, this shall not apply to any provision in any contractual
12 agreement of employees of the institute which would affect the
13 provision of subsection c. of this section regarding faculty rank*.

14 a. *~~Union County College~~* *The county college* shall employ
15 as many of the shared administrative and clerical employees of the
16 *county vocational* board of education *~~of the vocational schools~~
17 in the county of Union* under the same salary and benefits as are
18 provided by their current employment as the board of trustees
19 may agree is reasonable and necessary.

20 b. Any nontenured faculty member employed by *~~Union Col-~~

21 lege] *the private institution* as of the effective date of this act,
 22 may elect to be considered for tenure under the provisions of sec-
 23 tion 3 of P. L. 1973, c. 163 (C. 18A:60-8) or under provisions of
 24 the collective bargaining agreement in effect between *[Union Col-
 25 lege] *the private institution* and the faculty union as of the
 26 effective date of this act.

27 Any nontenured faculty member employed by *[Union County
 28 Technical Institute] *the institute* as of the effective date of this
 29 act, may elect to be considered for tenure under the provisions of
 30 section 3 of P. L. 1973, c. 163 (C. 18A:60-8) or N. J. S. 18A:28-5.

31 On or before *[September] *October* 1, 1982, each nontenured
 32 faculty member shall notify the college president in writing of his
 33 choice for tenure consideration. Any faculty member not filing a
 34 written notice in the prescribed manner shall be considered for
 35 tenure under the provisions of section 3 of P. L. 1973, c. 163
 36 (C. 18A:60-8). All faculty initially hired by *[Union County Col-
 37 lege] *the county college* after the effective date of this act shall
 38 be governed by the provisions of "The State and County College
 39 Tenure Act," P. L. 1973, c. 163 (C. 18A:60-6 et seq.).

40 The provisions of this or any other law notwithstanding, any
 41 faculty member who is not under tenure as of the effective date of
 42 this act shall not be tenured until the college board of trustees shall
 43 affirmatively act to confer tenure.

44 c. All faculty members who are presently employed by the
 45 *[Union County Technical Institute] *institute* shall be evalu-
 46 ated ***through a procedure agreed to by a faculty committee of*
 47 *both institutions*** and placed in a faculty rank by the board of
 48 trustees ***[by]** **no later than*** June 30, 1983.

1 **[27.] *23.*** Eligible employees of *[Union County College]*
 2 **the county college** shall be enrolled in the alternate benefit pro-
 3 gram pursuant to P. L. 1969, c. 242 (C. 18A:66-167 et seq.). *[Union
 4 County College] **The county college** shall be responsible for the
 5 payment of any additional pension costs which are in excess of
 6 the maximum contributions provided by the State.

7 Employees of *[Union College] *the private institution* who
 8 have previously been enrolled in the TIAA-CREF program at
 9 *[Union College] **that institution**, but are ineligible for mem-
 10 bership in the alternate benefit program, may continue in the
 11 TIAA-CREF program. All new employees not eligible for enroll-
 12 ment in the alternate benefit program shall enroll in the Public
 13 Employees Retirement System if they are otherwise eligible.

14 Any faculty member of *[Union County Technical Institute]*
 15 **the institute** on the effective date of this act who is a member of

16 the Teachers Pension and Annuity Fund and who is otherwise
 17 eligible, may participate in the alternate benefit program by de-
 18 claring his intention to participate in the program in writing within
 19 90 days of the effective date of this act.

1 ***[28.]* *24.*** All administrative officers and teaching personnel
 2 shall have the rights and benefits provided ***[under general]* *by***
 3 law relating to county colleges.

1 ***[29. Nothing herein contained shall be construed to]* *25. This**
 2 *act shall not* impair, annul or affect any vested rights, grants,
 3 charter rights, privileges, exemptions, immunities, powers, prerog-
 4 atives, franchises or advantages heretofore obtained or enjoyed by
 5 ***[the corporation or]*** the college or any constituent unit thereof,
 6 under authority of its charter or any act of this State or county
 7 or under any grant, deed, conveyance, transfer, lease, estate, re-
 8 mainder, expectancy, trust, gift, donation, legacy, devise, endow-
 9 ment or fund, all of which are ratified and confirmed except insofar
 10 as the same may have expired or have been repealed or altered or
 11 may be inconsistent with this act.

1 ***[30. The enactment and adoption of this]* *26. This*** act shall
 2 not ***[of itself]*** affect the official status of any officer of ***[the**
 3 **corporation or]*** the college, or any outstanding authorization of
 4 any officer, agent or employee to take any specified action, or any
 5 outstanding commitment or undertaking of or by ***[the corpora-**
 6 **tion or]*** the college, except to the extent that it may be inconsistent
 7 with this act.

1 ***[31. Nothing in this]* *27. This*** act shall ***[be construed to]***
 2 **not** abrogate the powers of the State Board of Higher Education
 3 to supervise and control the college in accordance with existing law.

1 ***[32.]* *28.*** Every gift, grant, legacy, bequest, devise, endow-
 2 ment, estate, remainder, or expectancy, contained in any will, deed,
 3 declaration of trust, transfer, or other instrument, to or for or
 4 inuring to the benefit of ***[the corporation or]*** the college, or any
 5 constituent unit thereof, whenever established or acquired, and
 6 every choice in action, to which the ***[corporation or]*** college is
 7 or shall be entitled, in whatever name and under whatever title,
 8 shall continue to be vested or shall vest in and shall inure to the
 9 benefit of the ***[corporation or]*** college as completely and effec-
 10 tually as though expressly made to it in its name and for its use
 11 and benefit; and none of the same shall lapse, terminate or revert
 12 by reason of the enactment of this act; subject, however, to the pro-
 13 visions of this act and other applicable laws, and to all of the rights,
 14 obligations, relations, conditions, terms, trusts, duties and liabili-
 15 ties to which the same are subject; and may effectually execute

16 and give receipts and discharges and other instruments in the name
17 of the ***[corporation or]*** college or in the name in which the same
18 may have been made or given for the use and to the benefit of the
19 ***[corporation or]*** college.

1 ***[33.]*** *29.* This act shall become operative only after accept-
2 ance and adoption by the **board of** trustees of ***[Union College]***
3 **the private institution** which shall be by resolution which shall:
4 a. Impress the property and funds remaining under the board of
5 governors with a public trust for the use and benefit of the higher
6 education of the citizens of ***[Union County]*** **the county**; and
7 b. Effectuate the changes in the bylaws of ***[Union College]***
8 **the private institution** which are necessary to implement the
9 provisions of this act.

1 ***[34.** Upon acceptance and adoption by the trustees of Union
2 College, this act shall become operative and shall take effect July 1,
3 1982 without the need for a public referendum.]* *30. *This act*
4 *shall take effect July 1, 1982.**

ASSEMBLY HIGHER EDUCATION AND REGULATED
PROFESSIONS COMMITTEE

STATEMENT TO

SENATE No. 1307

[OFFICIAL COPY REPRINT]

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: JUNE 17, 1982

The Assembly Higher Education and Regulated Professions Committee favorably reports Senate Bill No. 1307 (OCR) and endorses the Senate committee statement which reads as follows:

PROVISIONS:

This bill provides for the consolidation of a private institution and a public institution into one corporation, a county college. At present, this would only apply to Union county, and provide for the merger of Union College and Union County Technical Institute into Union County College.

The new college will be under a board of trustees, and will be operated as a county college under N. J. S. 18A:64A-1 et seq.

The private property of Union College will be invested with a public trust and will be under a Board of Governors (section 13). This is similar to the statutes regulating the private holdings of Rutgers College.

The property of UCTI is transferred to Union County College.

The remainder of the bill deals with the technicalities involved in the consolidation of the faculty and administrative staff, including tenure and pension rights.

The act will become effective only after the acceptance by resolution of the present trustees of Union College.

BACKGROUND:

Until the present, these institutions have been operating under the Union County Coordinating Agency (N. J. S. A. 18A:64B-5). This bill will eliminate that agency and replace it with a board of trustees.

FISCAL INFORMATION:

There are no costs to the State associated with this legislation.

TECHNICAL AMENDMENTS:

The amendments change this legislation from a special bill to general legislation.

COMMITTEE AMENDMENTS

The amendment stipulates that contract provisions with the U.C.T.I. faculty regarding faculty rank will not be carried over to the new County College. Faculty rank will be determined by the new County College board of trustees by June 30, 1983.

Also, the time for the choice of tenure track by nontenured faculty is changed from September 1, 1982 to October 1, 1982.

ASSEMBLY COMMITTEE AMENDMENTS:

The committee amended the bill to provide that faculty rank will be determined by the new county college board of trustees no later than June 30, 1983 through a procedure agreed to by a faculty committee of both institutions.

SENATE EDUCATION COMMITTEE
STATEMENT TO
SENATE, No. 1307

STATE OF NEW JERSEY

DATED: MAY 24, 1982

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The act will become effective only after the acceptance by resolution of the present trustees of Union College.

BACKGROUND:

Until the present, these institutions have been operating under the Union County Coordinating Agency (N. J. S. A. 18A:64B-5). This bill will eliminate that agency and replace it with a board of trustees.

FISCAL INFORMATION:

There are no costs to the State associated with this legislation.

TECHNICAL AMENDMENTS:

The amendments change this legislation from a special bill to general legislation.

COMMITTEE AMENDMENTS:

The amendment stipulates that contract provisions with the U.C.T.I. faculty regarding faculty rank will not be carried over to the new County College. Faculty rank will be determined by the new County College board of trustees by June 30, 1983.

Also, the time for the choice of tenure track by nontenured faculty is changed from September 1, 1982 to October 1, 1982.