

40:11A-4

LEGISLATIVE HISTORY CHECKLIST

(Municipal Parking Authority Members to be appointed by mayors)

NJSA 40:11A-4

LAWS 1982

CHAPTER 151

Bill No. A1494

Sponsor(s) Girgenti

Date Introduced May 20, 1982

Committee: Assembly Municipal Government

Senate County & Municipal Government

Amended during passage

Yes

~~No~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly June 28, 1982

Senate Sept. 16, 1982

Date of approval Oct. 13, 1982

Following statements are attached if available:

Sponsor statement

Yes

No (Below)

Committee Statement: Assembly

Yes

No

Senate

~~Yes~~

No

Fiscal Note

~~Yes~~

No

Veto Message

Yes

No

Message on signing

Yes

No

Following were printed:

Reports

~~Yes~~

No

Hearings

~~Yes~~

No

Sponsor's statement:

The purpose of this bill is to amend the "Parking Authority Law", P.L. 1948, c.198 (C.40:11A-1 et seq.) in order to provide that in municipalities which increased the size of their parking authorities from five to seven members, the appointment of the two additional members shall be the responsibility of the mayor, not the governing body.

6/22/81

151  
10-13-82

[OFFICIAL COPY REPRINT]

ASSEMBLY, No. 1494

STATE OF NEW JERSEY

INTRODUCED MAY 20, 1982

By Assemblyman GIRGENTI

AN ACT concerning the appointment of certain commissioners and amending the "Parking Authority Law," approved July 2, 1948 (P. L. 1948, c. 198; \***[C. 440A:11A-1 et seq.]**\* \*C. 40:11A-1 et seq.)\*.

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

1 1. Section 4 of P. L. 1948, c. 198 \***[(C. 440:11A-4)]**\* \*(C.  
2 *40:11A-4*)\* is amended to read as follows:

3 4. The governing body of any county or municipality may, by  
4 resolution or ordinance, as appropriate, create a public body  
5 corporate and politic and a political subdivision of the State to be  
6 known as the "Parking Authority of the ....., "  
7 inserting all or any significant part of the name of the municipality  
8 or county creating such authority. The creating resolution or  
9 ordinance, as the case may be, may provide that no real property  
10 shall be acquired by the power of eminent domain without the  
11 consent of the governing body. Such authority shall constitute an  
12 agency and instrumentality of the municipality or county creating  
13 it. Thereupon the governing body shall, by resolution or ordinance,  
14 as appropriate, appoint five persons as commissioners of the au-  
15 thority. The commissioners who are first appointed shall be  
16 designated to serve for terms of 1, 2, 3, 4 and 5 years, respectively,  
17 from the date of their appointment, but thereafter commissioners  
18 shall be appointed as aforesaid for a term of 5 years, except that  
19 all vacancies shall be filled for the unexpired term.

20 The governing body of any county, or of any municipality with

**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:

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

21 a population of 80,000 or more, may by resolution or ordinance, as  
22 appropriate, provide for the appointment of two additional com-  
23 missioners who shall serve 1- and 2-year terms respectively, from  
24 the date of their appointment, but thereafter, such commissioners  
25 shall be appointed, *in the case of a county, as aforesaid and, in the*  
26 *case of a municipality, by the mayor* to terms of 5 years, except  
27 that all vacancies shall be filled for the unexpired term.

28 No municipality the area of which has been included (with its  
29 consent) within the area of operation of a parking authority created  
30 by a county shall thereafter create a parking authority.

31 Upon the creation of any such authority, the clerk shall certify a  
32 copy of the ordinance or resolution creating the parking authority,  
33 and also a copy of the resolution or ordinance appointing the first  
34 commissioners thereof, which documents shall be filed with the clerk  
35 of the county and be recorded in records of certificates of incorpora-  
36 tion, and the clerk of the county shall cause duplicate certified copies  
37 of said documents to be filed forthwith with the Secretary of State.

1 2. This act shall take effect immediately.

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ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1494**

with Assembly committee amendment

**STATE OF NEW JERSEY**

DATED: JUNE 17, 1982

Assembly Bill No. 1494 amends section 4 of the "Parking Authority Law," P. L. 1946, c. 198 (C. 40:11A-4) to provide that in municipalities which increase the size of their parking authorities from five to seven members, the appointment of the two additional members shall be the responsibility of the mayor, not the governing body.

The committee amendment is purely technical in nature and was adopted to correct a printing error.