

45:1-2.5

LEGISLATIVE HISTORY CHECKLIST

NJSA 45:1-2.5 (Professional Board Members--provide per diem compensation)

LAWS 1981 CHAPTER 91

Bill No. S211

Sponsor(s) Feldman

Date Introduced Pre-filed

Committee: Assembly Commerce, Industry and Professions

Senate Labor, Industry and Professions

Amended during passage Yes ~~No~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly Feb. 2, 1981

Senate Nov. 10, 1980

Date of approval March 31, 1981

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:

Pursuant to legislation enacted in 1977, professional board members will no longer receive per diem or annual compensation as of June 1, 1980. This bill recognizes the inequity inherent in such a policy and would restore compensation at levels determined by the Attorney General, but not to exceed \$100.00 per diem or \$2,500.00 annually.

(over)

6/22/81

Rules and regulations, referred to in §2a of act:

13 N.J.R. 932(a), proposed as 13:44B, adopted 4-12-82, R.1982, d.144.

91 81
3 31-81
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SENATE, No. 211

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1980 SESSION

By Senator FELDMAN

AN ACT concerning compensation of professional board members and amending ***[section 2 of]*** *and supplementing** P. L. 1977, c. 285.

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

1 1. Section 2 of P. L. 1977, c. 285 (C. 45:1-2.5) is amended to read
2 as follows:

3 2. With respect to the boards or commissions designated in
4 section 1 of P. L. 1971, c. 60 (C. 45:1-2.1) and notwithstanding the
5 provisions of any other law:

6 a. The officers and members shall **[serve without compensation**
7 **but]** *be compensated on a per diem basis in *the amount of \$25.00*
8 *or* an amount to be determined by the Attorney General*, with the*
9 *approval of the State Treasurer*, but not to exceed \$100.00 per*
9A *diem or \$2,500.00 annually, and shall be reimbursed for actual ex-*
9B *penses reasonably incurred in the performance of their official*
10 *duties. *Such moneys shall be paid according to rules and regula-*
10A *tions promulgated by the Attorney General.**

11 b. The executive secretary shall receive such salary as shall be
12 determined by the appointing authority within the limits of avail-
13 able appropriations and shall serve at its pleasure. Any such
14 executive secretary who holds a certificate, license or registration
15 issued by the board or commission by which he is employed shall
16 not during such employment be permitted to engage in any profes-
17 sion or occupation regulated by the board or commission.

18 c. The head of the department to which such board or commission
19 is assigned shall maintain within any public building, whether
20 owned or leased by the State, suitable quarters for the board's or
21 commission's office and meeting place, provided that no such office
22 or meeting place shall be within premises owned or occupied by an
23 officer or member of such board or commission.

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

1 *2. (New section) *The Attorney General may provide for com-*
2 *pensation according to the provisions of this amendatory and sup-*
3 *plementary act for services rendered by officers and members after*
4 *May 31, 1980.**

1 *~~2.~~* *3.* This act shall take effect *~~June 1, 1980~~* *immedi-
2 *ately*.*

ASSEMBLY COMMERCE, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO

SENATE, No. 211

[OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

DATED: DECEMBER 8, 1980

This bill would negate the effect of a 1977 law which has disallowed, as of June 1, 1980, per diem compensation for the officers and members of the 21 occupational and professional licensing boards included under the provisions of this bill. The bill would provide that such officers and members be compensated, based on attendance, on a per diem basis in the amount of \$25.00 or an amount to be determined by the Attorney General, with the approval of the State Treasurer, but not to exceed \$100.00 per day or \$2,500.00 annually. The per diem compensation for such officers and members would be retroactive to June 1, 1980.

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO

SENATE, No. 211

with Senate committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 9, 1980

PROVISIONS OF THE BILL:

This bill would negate the effect of a 1977 law which would have disallowed per diem compensation for certain professional board officers and members as of June 1, 1980. As amended, the bill would provide that officers and members be compensated on a per diem basis in the amount of \$25.00 or an amount to be determined by the Attorney General, with the approval of the State Treasurer, but not to exceed \$100.00 per day or \$2,500.00 annually.

Compensation and expenses would be paid according to rules and regulations promulgated by the Attorney General. The Attorney General would provide for compensation for services rendered after May 31, 1980.

3-31-80

A-1276, sponsored by Assemblyman William E. Flynn (D-Monmouth), which subjects a person operating a moped while under the influence of alcohol or drugs to the same penalties as apply to motor vehicle drivers.

A-679, sponsored by Assemblyman James W. Bornheimer (D-Middlesex), which amends L. 1972, c. 70, Section 6 N.J.S.A. 39:6A-6 to include as a collateral source of personal injury protection benefits, those benefits provided under federal law to active and retired military personnel.

An insurer deducts certain collateral source benefits from the personal injury protection benefits it would otherwise provide. The bill is intended to allow the Commissioner of Insurance to reduce premiums paid by military personnel.

S-211, sponsored by Senator Matthew Feldman (D-Bergen), which reinstates per-diem compensation to members and officers of various professional boards. Compensation will be set at \$25, or an amount determined by the Attorney General with the approval of the Treasurer. In no event shall compensation exceed \$100 a day, or \$2,500 annually. Money shall be paid pursuant to regulations promulgated by the Attorney General. Though the bill is effective immediately, the Attorney General is granted discretion to award per-diem compensation retroactively for services rendered after May 31, 1980.

Per-diem compensation of professional board members was withdrawn by P. L. 1977, c. 285.

According to S-211, in addition to the membership otherwise prescribed by law, the Governor shall appoint (in the same manner as presently prescribed by law for the appointment of members) additional members to represent the interests of the public, to be known as public members, to each of the following boards and commissions: The New Jersey State Board of Certified Public Accountants, the New Jersey State Board of Architects, the State Board of Barber Examiners, the New Jersey State Board of Dentistry, the

State Board of Mortuary Science of New Jersey, the State Board of Professional Engineers and Land Surveyors, the State Board of Medical Examiners, the New Jersey Board of Nursing, the New Jersey State Board of Optometrists, the State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians, the Board of Pharmacy, the State Board of Professional Planners, the State Board of Psychological Examiners, the New Jersey Real Estate Commission, the State Board of Shorthand Reporting, the State Board of Veterinary Medical Examiners, and the X-ray Technician Board of Examiners and one additional public member to each of the following boards: The Board of Beauty Culture Control, the Board of Examiners of Electrical Contractors, the State Board of Marriage Counselor Examiners and the State Board of Examiners of Master Plumbers. The number of public members of each board shall constitute not less than one-fourth nor more than one-third of the board's total membership excluding public members, but shall be the greatest number of public members permissible under this provision.

Additionally, the bill reinstates per-diem compensation for the members of the Election Law Enforcement Commission. Each member of the commission shall receive a per-diem allowance of \$200 for each day or part thereof, spent in the rendition of services to or for the commission at a meeting of the commission. In addition, each member shall be reimbursed for necessary expenses incurred in the performance of his or her duties under this act.

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