

40A: 9-154.1

LEGISLATIVE HISTORY CHECKLIST

NJSA 40A:9-154.1 (School crossing guards--appointment)

LAWS 1981 CHAPTER 227

Bill No. S667

Sponsor(s) Feldman

Date Introduced Pre-filed

Committee: Assembly Municipal Government

Senate County and Municipal Government

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

Date of Passage: Assembly June 8, 1981

Senate Jan. 29, 1981

Date of approval July 27, 1981

Following statements are attached if available:

Sponsor statement ~~Yes~~ No Original bill not printed

Committee Statement: Assembly Yes ~~No~~

Senate Yes ~~No~~

Fiscal Note ~~Yes~~ No

Veto Message ~~Yes~~ No

Message on signing Yes ~~Yes~~ ~~No~~

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

6/21/81

[OFFICIAL COPY REPRINT]

SENATE, No. 667

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1980 SESSION

By Senator FELDMAN

AN ACT to amend "An Act concerning municipal adult school crossing guards and supplementing Title 40A of the New Jersey Statutes," approved April 26, 1979 (P. L. 1979, c. 82).

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

1 1. Section 1 of P. L. 1979, c. 82 (C. 40A:9-154.1) is amended to
2 read as follows:

3 1. The governing body, **or the* chief executive, or *the chief**
4 *administrative officer, as appropriate to the form of government of*
5 *any municipality, may appoint adult school crossing guards for*
6 *terms not exceeding 1 year and revoke such appointments for cause*
7 *and after proper hearing before the chief of police or other chief*
8 *law enforcement officer of the municipality. No person shall be*
9 *appointed as an adult school crossing guard unless he:*
10 a. Is a citizen of this State;
11 b. Is sound in body and of good health;
12 c. Is of good moral character; and
13 d. Has not been convicted of any criminal offense involving moral
14 turpitude.

15 An adult school crossing guard shall not be a member of the
16 police department or force of the municipality and his powers and
17 duties shall cease at the expiration of the term for which he was
18 appointed. He shall not have the right to bear firearms or the power
19 of arrest.

20 Every adult school crossing guard shall be under the supervision
21 and direction of the chief of police or other chief law enforcement
22 officer of the municipality wherein he is appointed and shall per-
23 form his duties only in such municipality. He shall comply with the
24 rules and regulations applicable to the conduct and decorum of the
25 regular police officers of the municipality. Before any adult school

26 crossing guard is appointed the chief of police shall ascertain the
27 eligibility of the applicant and make a report to the governing
28 body*, *or the chief executive or chief administrative officer, as the*
29 *case may be*.*

1 2. This act shall take effect immediately.

SENATE COMMITTEE AMENDMENTS TO

SENATE, No. 667

[TYPED COPY]

STATE OF NEW JERSEY

ADOPTED JANUARY 17, 1980

Amend page 1, section 1, line 3, after "body," insert "or the"; after "or", insert "the chief".

Amend page 1, section 1, line 27, after "body", insert ", or the chief executive or chief administrative officer, as the case may be".

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 667

STATE OF NEW JERSEY

DATED: JUNE 16, 1980

This bill amends P. L. 1979, c. 82 (C. 40A:9-154.1) to permit appointment of school crossing guards by administrative officers or chief executives in those municipalities which operate under forms of government which require those persons to serve as the appointing authorities. Currently, such appointments are required to be made by municipal governing bodies, notwithstanding that in certain forms of government (council/manager, for example), it would be inappropriate for the governing body to make such appointments.

SENATE COUNTY AND MUNICIPAL
GOVERNMENT COMMITTEE

STATEMENT TO
SENATE, No. 667
with Senate committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 17, 1980

Senate Bill No. 667 amends P. L. 1979, c. 82 (C. 40A:9-154.1) to permit appointment of school crossing guards by administrative officers or chief executives in those municipalities which operate under forms of government which require those persons to serve as the appointing authorities. Currently, such appointments are required to be made by municipal governing bodies, notwithstanding that in certain forms of government (council/manager, for example), it would be inappropriate for the governing body to make such appointments.

The Senate committee amendments are clarifying in nature, and conform the language of the third paragraph of the bill with the proposed language of the first paragraph.

FROM THE OFFICE OF THE GOVERNOR

OR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

JULY 27, 1981

KATHRYN FORSYTH

Governor Brendan Byrne today signed the following bills privately in his office:

S-667, sponsored by Senator Matthew Feldman (D-Bergen), amends the law governing the appointment of adult school crossing guards to conform the appointment process with the general appointment powers under different forms of local governments.

Under current law, crossing guards are appointed by the local governing body. Under this bill, the appointment would be made by the same entity which makes all other appointments -- the governing body, the chief executive or the chief administrator -- depending on the form of government adopted by the municipality under the Faulkner Act.

S-673, sponsored by Senator Anthony Russo (D-Union) requires the preparer of a deed, lease, mortgage or other conveyance, to affix his signature to the document or have another member of his firm or association sign the document.

Current law simply requires that the preparer be named.

S-1118, sponsored by Senator Frank Graves (D-Passaic) subjects a person to a fine of up to \$100 if he or she is found to have purposely driven a car on closed highway or has mutilated, damaged or removed signs or barriers of closed highways.

S-1121, also sponsored by Senator Graves, provides for the uniform regulation by the Division of Taxation of signs in gas stations selling gas by either the gallon or by the liter.

Penalties for violations may be recovered by state or local weights and measures officials pursuant to the summary procedures of the Penalty Enforcement Law.