

5:10-4

LEGISLATIVE HISTORY CHECKLIST

NJSA 5:10-4 (Sports & Exposition Authority -- increase membership, quorum & vote requirements)

LAWS 1981 CHAPTER 335

Bill No. S279

Sponsor(s) A. Russo

Date Introduced Pre-filed

Committee: Assembly State Gov't., Federal & Interstate Relations & Veterans Affairs

Senate State Gov't., Federal & Interstate Relations & Veterans Affairs

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

Date of Passage: Assembly May 14, 1981

Senate Feb. 2, 1981

Date of approval Dec. 14, 1981

Following statements are attached if available:

Sponsor statement Yes ~~NO~~

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

A2317 (mentioned in committee statement) - attached

6/22/81

PP

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SENATE, No. 279

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1980 SESSION

By Senator A. RUSSO

AN ACT to amend and supplement the "New Jersey Sports and Exposition Authority Law," approved May 10, 1971 (P. L. 1971, c. 137).

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

1 1. Section 4 of P. L. 1971, c. 137 (C. 5:10-4) is amended to read
2 as follows:

3 4. a. There is hereby established in the Department of Com-
4 munity Affairs a public body corporate and politic, with corporate
5 succession, to be known as the "New Jersey Sports and Exposi-
6 tion Authority." The authority is hereby constituted as an instru-
7 mentality of the State exercising public and essential govern-
8 mental functions, and the exercise by the authority of the powers
9 conferred by the act shall be deemed and held to be an essential
10 governmental function of the State and the application of the
11 revenue derived from the project to the purposes provided in this
12 act shall be deemed and held to be applied in support of government.

13 b. The authority shall consist of the State Treasurer, the Attor-
14 ney General and a member of the Hackensack Meadowlands
15 Development Commission to be appointed by the Governor, who
16 shall be members ex officio, and **[four]** *six* members appointed by
17 the Governor with the advice and consent of the Senate for terms
18 of 4 years**],** provided that the members of the authority (other
19 than the ex-officio members) first appointed by the Governor shall
20 serve for terms of 1 year, 2 years, 3 years and 4 years, respec-
21 tively**]*,** *provided that the members of the authority (other than*
22 *the ex-officio members) first appointed by the Governor shall serve*
23 *for terms of 1 year, 2 years, 3 years and 4 years**,** respectively*
24 ***[and that, of the two additional members first appointed pur-*

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

25 *suant to this amendatory act, one shall be appointed for a term of*
26 *3 years and one shall be appointed for a term of 4 years*]**. Each*
26A member shall hold office for the term of his appointment and until
26B his successor shall have been appointed and qualified. A member
26C shall be eligible for reappointment. Any vacancy in the member-
26D ship occurring other than by expiration of term shall be filled in the
26E same manner as the original appointment but for the unexpired
26F term only.

27 c. Each appointed member may be removed from office by the
28 Governor, for cause, after a public hearing, and may be suspended
29 by the Governor pending the completion of such hearing. Each
30 member before entering upon his duties shall take and subscribe
31 an oath to perform the duties of his office faithfully, impartially
32 and justly to the best of his ability. A record of such oaths shall
33 be filed in the office of the Secretary of State.

34 d. The chairman shall be appointed by the Governor from the
35 members of the authority other than the ex-officio members, and the
36 members of the authority shall elect one of their number as vice
37 chairman thereof. The authority shall elect a secretary and a
38 treasurer who need not be members, and the same person may be
39 elected to serve both as secretary and treasurer. The powers of the
40 authority shall be vested in the members thereof in office from time
41 to time and **[four]** *five* members of the authority shall constitute a
42 quorum at any meeting thereof. Action may be taken and motions
43 and resolutions adopted by the authority at any meeting thereof
44 by the affirmative vote of at least **[four]** *five* members of the
45 authority. No vacancy in the membership of the authority shall
46 impair the right of a quorum of the members to exercise all the
47 powers and perform all the duties of the authority.

48 e. Each member and the treasurer of the authority shall execute
49 a bond to be conditioned upon the faithful performance of the
50 duties of such member or treasurer, as the case may be, in such
51 form and amount as may be prescribed by the Comptroller of the
52 Treasury. Such bonds shall be filed in the office of the Secretary
53 of State. At all times thereafter the members and treasurer of the
54 authority shall maintain such bonds in full force and effect. All
55 costs of such bonds shall be borne by the authority.

56 f. The members of the authority shall serve without compensa-
57 tion, but the authority shall reimburse its members for actual ex-
58 penses necessarily incurred in the discharge of their duties. Not-
59 withstanding the provisions of any other law, no officer or employee
60 of the State shall be deemed to have forfeited or shall forfeit his
61 office or employment or any benefits or emoluments thereof by

62 reason of his acceptance of the office of ex-officio member of the
63 authority or his services therein.

64 g. Each ex-officio member of the authority may designate an
65 officer or employee of his department or agency to represent him at
66 meetings of the authority, and each such designee may lawfully
67 vote and otherwise act on behalf of the member for whom he
68 constitutes the designee. Any such designation shall be in writing
69 delivered to the authority and shall continue in effect until revoked
70 or amended by writing delivered to the authority.

71 h. The authority may be dissolved by act of the Legislature on
72 condition that the authority has no debts or obligations outstand-
73 ing or that provision has been made for the payment or retirement
74 of such debts or obligations. Upon any such dissolution of the
75 authority all property, funds and assets thereof shall be vested in
76 the State.

77 i. A true copy of the minutes of every meeting of the authority
78 shall be forthwith delivered by and under the certification of the
79 secretary thereof to the Governor. No action taken at such meeting
80 by the authority shall have force or effect until 15 days after such
81 copy of the minutes shall have been so delivered unless during
82 such 15-day period the Governor shall approve the same in which
83 case such action shall become effective upon such approval. If,
84 in said 15-day period, the Governor returns such copy of the
85 minutes with veto of any action taken by the authority or any
86 member thereof at such meeting, such action shall be null and
87 void and of no effect. The powers conferred in this paragraph
88 (i) upon the Governor shall be exercised with due regard for the
89 rights of the holders of bonds and notes of the authority at any
90 time outstanding, and nothing in, or done pursuant to, this para-
91 graph (i) shall in any way limit, restrict or alter the obligation
92 or powers of the authority or any representative or officer of the
93 authority to carry out and perform in every detail each and every
94 covenant, agreement or contract at any time made or entered into
95 by or on behalf of the authority with respect to its bonds or notes
96 or for the benefit, protection or security of the holders thereof.

1 2. (New section) The two additional members first appointed
2 pursuant to this amendatory and supplementary act shall serve
3 for terms of ****[2]**** ****3**** years and 4 years, respectively ****as**
4 *designated by the Governor***.

1 3. This act shall take effect immediately.

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96 or for the benefit, protection or security of the holders thereof.

1 2. (New section) The two additional members first appointed
2 pursuant to this amendatory and supplementary act shall serve
3 for terms of 2 years and 4 years, respectively.

1 3. This act shall take effect immediately.

STATEMENT

This bill increases the membership of the New Jersey Sports and Exposition Authority from seven to nine and the quorum and affirmative vote required for action from four to five.

It is the purpose of the sponsor to provide for this increase in membership so that the Authority will be better able to meet the proposed extension and development in the Sports Complex, which will include the construction of additional facilities and the participation of additional sports teams.

5279(1981)

ASSEMBLY STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS
AFFAIRS COMMITTEE

STATEMENT TO
ASSEMBLY COMMITTEE SUBSTITUTE FOR

SENATE, No. 279

[OFFICIAL COPY REPRINT]

with Assembly committee amendment

STATE OF NEW JERSEY

DATED: MARCH 2, 1981

This bill increases the number of public members on the Sports and Exposition Authority from 4 to 6. This increase is the same authorized by Assembly Bill No. 2317, sponsored by Assemblyman Jackman, which this committee released on December 8, 1980 and which passed the Assembly on February 9, 1981.

Amendments of Senate Bill No. 279 were made by the committee to eliminate contradictory language within the bill and to conform it to Assembly Bill No. 2317.

ASSEMBLY, No. 2317

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 24, 1980

By Assemblymen JACKMAN, T. GALLO, CODEY, ADUBATO,
JANISZEWSKI, DORIA, COWAN, VISOTCKY, McMANIMON,
KARCHER and PATERO

Referred to Committee on State Government, Federal and
Interstate Relations and Veterans Affairs

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Exposition Authority Law," approved May 10, 1971 (P. L. 1971,
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7 mentality of the State exercising public and essential govern-
8 mental functions, and the exercise by the authority of the powers
9 conferred by the act shall be deemed and held to be an essential
10 governmental function of the State and the application of the
11 revenue derived from the project to the purposes provided in this
12 act shall be deemed and held to be applied in support of govern-
13 ment.

14 b. The authority shall consist of the State Treasurer, the At-
15 torney General and a member of the Hackensack Meadowlands
16 Development Commission to be appointed by the Governor, who
17 shall be members ex officio, and **[four]** six members appointed by
18 the Governor with the advice and consent of the Senate for terms of
19 4 years, provided that the members of the authority (other than the
20 ex-officio members) first appointed by the Governor shall serve for
21 terms of 1 year, 2 years, 3 years and 4 years, respectively. Each
22 member shall hold office for the term of his appointment and until
23 his successor shall have been appointed and qualified. A member

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is not enacted and is intended to be omitted in the law.**

24 shall be eligible for reappointment. Any vacancy in the membership
25 occurring other than by expiration of term shall be filled in the same
26 manner as the original appointment but for the unexpired term
27 only.

28 c. Each appointed member may be removed from office by the
29 Governor, for cause, after a public hearing, and may be suspended
30 by the Governor pending the completion of such hearing. Each
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33 and justly to the best of his ability. A record of such oaths shall
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1 2. (New section) The two additional members first appointed pur-
2 suant to this amendatory and supplementary act shall serve for
3 terms of 3 years and 4 years, respectively as designated by the
4 Governor.

1 3. This act shall take effect immediately.

STATEMENT

This bill would increase the membership of the Sports and
Exposition Authority from 4 to 6 so that the growing responsi-
bilities of the authority may be effectively managed.
