

40A: 9-108

LEGISLATIVE HISTORY CHECKLIST

(Sheriff - May hold office of County Disaster Control Coordinator without additional compensation)

NJSA 40A:9-108

LAWS OF 1979

CHAPTER 99

Bill No. S3040

Sponsor(s) Merlino

Date Introduced January 16, 1979

Committee: Assembly County Government

Senate County and Municipal Government

Amended during passage Yes **XX** Amendments during passage denoted by asterisks.

Date of Passage: Assembly May 3, 1979

Senate February 26, 1979

Date of approval May 24, 1979

Following statements are attached if available:

Sponsor statement Yes **XX** (Below)

Committee Statement: Assembly Yes **XX**

Senate Yes **XX**

Fiscal Note ~~XXX~~ No

Veto message ~~XXX~~ No

Message on signing Yes **XX**

Following were printed:

Reports ~~XXX~~ No

Hearings ~~XXX~~ No

Sponsor's statement:

This bill authorizes the county sheriff to also hold the office of county disaster control coordinator.

med

9/1/73

SEP 1973

[OFFICIAL COPY REPRINT]
SENATE, No. 3040

STATE OF NEW JERSEY

INTRODUCED JANUARY 16, 1979

By Senator MERLINO

Referred to Committee on County and Municipal Government

AN ACT concerning certain county officers and amending N. J. S.
40A:9-108.

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

1 1. N. J. S. 40A:9-108 is amended to read as follows:
2 40A:9-108. No person shall hold any other civil office during
3 the time he holds and exercises the office of sheriff and by accept-
4 ance of the latter office his former office shall be deemed vacated*,
5 *provided, however, that the governing body of any county may,*
6 *by ordinance or resolution, as appropriate, provide that any per-*
7 *son holding and exercising the office of sheriff may simultaneously*
8 *hold and exercise the office of county disaster control coordinator*
9 *but shall not receive any compensation or any other benefits other-*
10 *wise attached to the office of county disaster control coordinator*
11 *during such time as such person shall hold both such offices.**

12 ***[As used in this section "civil office" does not include the office**
13 **of county disaster control coordinator.]***

1 2. This act shall take effect immediately.

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

SENATE, No. 3040

STATE OF NEW JERSEY

INTRODUCED JANUARY 16, 1979

By Senator MERLINO

Referred to Committee on County and Municipal Government

AN ACT concerning certain county officers and amending N. J. S.
40A:9-108.

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

1 1. N. J. S. 40A:9-108 is amended to read as follows:

2 40A:9-108. No person shall hold any other civil office during
3 the time he holds and exercises the office of sheriff and by accept-
4 ance of the latter office his former office shall be deemed vacated.

5 *As used in this section "civil office" does not include the office*
6 *of county disaster control coordinator.*

1 2. This act shall take effect immediately.

STATEMENT

This bill authorizes the county sheriff to also hold the office of
county disaster control coordinator.

ASSEMBLY COUNTY GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 3040

STATE OF NEW JERSEY

DATED: APRIL 23, 1979

The purpose of this act is adequately expressed in the Senate County and Municipal Government Committee statement which is appended hereto:

“Senate Bill No. 3040 would authorize the county sheriff to simultaneously hold the office of county disaster control coordinator.

Currently N. J. S. 40A:9-108 prohibits any person holding and exercising the office of sheriff from holding any other civil office.

The committee amendments would provide:

1. That the county sheriff could hold simultaneously the office of county disaster control coordinator only if the county governing body shall so provide by ordinance or resolution, as appropriate; and,

2. That the county sheriff shall not receive any compensation or any other benefits attached to the office of county disaster control coordinator during the time he holds both offices.”

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO

SENATE, No. 3040

with Senate committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 13, 1979

Senate Bill No. 3040 would authorize the county sheriff to simultaneously hold the office of county disaster control coordinator.

Currently, N. J. S. 40A:9-108 prohibits any person holding and exercising the office of sheriff from holding any other civil office.

The committee amendments would provide:

1. That the county sheriff could hold simultaneously the office of county disaster control coordinator only if the county governing body shall so provide by ordinance or resolution, as appropriate; and,
2. That the county sheriff shall not receive any compensation or any other benefits attached to the office of county disaster control coordinator during the time he holds both offices.

SENATE COMMITTEE AMENDMENTS TO

SENATE, No. 3040

STATE OF NEW JERSEY

ADOPTED FEBRUARY 20, 1979

Amend page 1, section 1, line 4, after "vacated", insert " , provided, however, that the governing body of any county may, by ordinance or resolution, as appropriate, provide that any person holding and exercising the office of sheriff may simultaneously hold and exercise the office of county disaster control coordinator but shall not receive any compensation or any other benefits otherwise attached to the office of county disaster control coordinator during such time as such person shall hold both such offices."

Amend page 1, section 1, lines 5-6, omit these lines in their entirety.

FROM THE OFFICE OF THE GOVERNOR

MAY 24, 1979

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

KATHRYN FORSYTH

Acting Governor Joseph P. Merlino today signed the following bill into law:

S-3040, sponsored by Senator Merlino (D-Mercer), which authorizes a County Sheriff to simultaneously hold the office of County Disaster Control Coordinator. Prior law prohibits the person holding and exercising the office of County Sheriff from holding any other civil office.

Under the bill, the governing body of the county must approve the dual office-holding by ordinance or resolution, and the County Sheriff cannot receive compensation or any other benefits attached to the office of County Disaster Control Coordinator while he holds both offices.

###