

26:2B-10, 26:2B-13

LEGISLATIVE HISTORY CHECKLIST

WJA 26:2B-10, 26:2B-13 (Alcohol abuse statistics)

LANS OF 1979 CHAPTER 452

Bill No. A3263

Sponsor(s) Thompson and others

Date Introduced April 26, 1979

Committee: Assembly Judiciary, Law, Public Safety and Defense

Senate Institutions, Health and Welfare

Amended during passage Yes * Amendments during passage denoted by asterisks

Date of Passage: Assembly July 9, 1979

Senate Jan. 3, 1980

Date of approval Feb. 22, 1980

Following statements are attached if available:

Sponsor statement	Yes	<input checked="" type="checkbox"/>
Committee Statement: Assembly	Yes	<input checked="" type="checkbox"/>
Senate	Yes	<input checked="" type="checkbox"/>
Fiscal Note	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Veto message	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Message on signing	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Following were printed.

Reports	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Hearings	Yes	<input checked="" type="checkbox"/>

974.90 NJ. Legislature. Assembly. Judiciary, Law, L767 Public Safety and Defense Committee. 1979 Public hearings, held 1-23-79, 2-5-79, and 2-6-79. Trenton, 1979. (Public hearings also held in Nutley, NJ on 6-12-78--no transcript available)

Throughout public hearings, see references to legislator from other states, studies, reports, etc.

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Study by the Assembly Judiciary, Law, Public Safety and Defense Committee (mentioned in Senate Committee statement) is public hearings cited above.

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ASSEMBLY, No. 3263

STATE OF NEW JERSEY

INTRODUCED APRIL 26, 1979

By Assemblymen THOMPSON, HERMAN, MAYS, MARTIN,
FLYNN, BATE, STEWART, VAN WAGNER and KERN

Referred to Committee on Judiciary, Law, Public Safety and Defense

AN ACT concerning the maintenance of statistics on alcohol abuse and amending "An act establishing a Division of Alcoholism in the State Department of Health, providing for a director and assistant to the director thereof, creating an advisory council on alcoholism, providing for the licensing of alcoholic treatment facilities, prescribing procedures to be followed concerning the arrest of an intoxicated person, authorizing the establishment of a service force, prohibiting and repealing county and municipal ordinances and resolutions prescribing penalties for public intoxication, and repealing P. L. 1948, c. 453 (C. 26:2B-1 et seq.)," approved February 9, 1976 (P. L. 1975, c. 305).

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

1 1. Section 4 of P. L. 1975, c. 305 (C. 26:2B-10) is amended to
2 read as follows:

3 4. There shall be in the division an advisory council on alcoholism,
4 consisting of the Commissioner of Health, **[Institutions and**
5 **Agencies]** *Human Services, Corrections, Labor and Industry,*
6 *Education, Higher Education, Community Affairs, the Attorney*
7 *General, the Director of the Division of Motor Vehicles, one*
8 *member of the ***[State Health Planning and]*** ***Statewide Health****
9 *Coordinating Council and **[eight]** 12 citizens in the field of alcohol-*
10 *ism appointed by the Governor, including citizens who are black,*
11 *hispanic, women, and youth representatives, at least two of whom*
12 *shall be rehabilitated alcoholics **[and one of whom shall be from***
13 *the State Health Planning Council**].** Of the citizen members first*
14 *appointed, two shall be appointed for a term of 1 year, three shall*
15 *be appointed for a term of 2 years, and three shall be appointed for*
16 *a term of 3 years. Thereafter the Governor shall appoint members*

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

17 to succeed those appointed members whose terms expire to serve for
18 terms of 3 years. Each appointed member shall serve until his suc-
19 cessor is appointed and has qualified. No member shall be appointed
20 to serve more than two consecutive 3-year terms. The members of
21 the council shall serve without compensation but shall be reim-
22 bursed for their expenses actually and necessarily incurred in the
23 discharge of their duties. The members shall annually designate
24 the chairman of the council from among themselves. The director
25 shall serve as executive secretary of the council and shall attend
26 all meetings of the council. The council shall make an annual report
27 to the Governor and file a copy thereof with the Secretary of State.

28 The council shall assist the commissioner in coordinating the
29 efforts of all public agencies and private organizations within the
30 State concerned with the prevention of alcoholism, the treatment
31 of intoxicated persons, and the treatment of alcoholics; in pro-
32 viding for the most efficient and effective utilization of resources
33 and facilities; and in developing a comprehensive plan and pro-
34 gram for the treatment of intoxicated persons and the treatment
35 of alcoholics.

36 The council shall also: a. Advise the commissioner on policy
37 and priorities of need in the State for comprehensive treatment of
38 alcoholics;

39 b. Advise the commissioner on the planning, construction, opera-
40 tion, licensing and approval of facilities.

41 c. Review the annual plans and the proposed annual budget of
42 the division and the programs and services provided by public and
43 private facilities and make recommendations to the commissioner
44 in regard thereto.

45 d. Provide such other advice and assistance to the commissioner
46 and the division relative to their duties under this act as the com-
47 missioner may request.

48 **[e. Develop and implement an ongoing system of collecting,*
49 *analyzing and distributing statistics on the incidence and preva-*
50 *lence of alcoholism, alcohol-related problems, and alcohol consump-*
51 *tion, among the citizens of New Jersey, with special emphasis on*
52 *youth. This system shall include, but is not limited to, studies,*
53 *surveys, random samplings and assessments, using as sources the*
54 *variety of public agencies and private organizations concerned and*
55 *connected with the subject, including the Department of Motor*
56 *Vehicles, the juvenile and domestic relations courts, the youth*
57 *bureaus, alcohol treatment programs, hospitals and mental health*
58 *centers, the schools, the police departments, and the Division of*
59 *Alcoholic Beverage Control. Special attention shall be given to the*

60 *relation of alcohol to automobile accidents, crime, delinquency and*
 61 *other social problems. Results should be made public on a regular*
 62 *basis, and be included in the council's annual report to the*
 63 *Governor.】**

1 *2. Section 7 of P. L. 1975, c. 305 (C. 26:2B-13) is amended to
 2 read as follows:

3 7. The department is hereby authorized, empowered and di-
 4 rected under this act to:

4A a. Plan, construct, cause to be established, and maintain such
 5 facilities as may be necessary or desirable for the conduct of its
 6 program;

7 b. Acquire, hold, and dispose of real property;

8 c. Acquire by purchase or otherwise, on such terms and con-
 9 ditions and in such manner as it may deem proper, or by the
 10 exercise of the power of eminent domain in accordance with the
 11 provisions of Title 20 of the Revised Statutes, and lease, hold and
 12 dispose of, real property or any interest therein, for the purposes
 13 of this act;

14 d. Make and enter into all contracts and agreements necessary
 15 or incidental to the performance of its duties and the execution of
 16 its powers under this act; including, but not limited to, contracts
 17 with government departments and public and private agencies and
 18 facilities to pay them for services actually rendered or furnished
 19 to alcoholics or intoxicated persons, at rates to be established pur-
 20 suant to law.

21 e. Solicit and accept for use in relation to the purposes of this act
 22 any gift of money or property made by will or otherwise, and any
 23 grant or loan of money services or property from the Federal
 24 Government, the State or any political subdivision thereof, or any
 25 private source, and do all things necessary to cooperate with the
 26 Federal Government or any of its agencies in connection with the
 27 application for any such grant or loan; provided, however, that
 28 any money received under this subsection shall be deposited with
 29 the State Treasurer to be kept in a separate fund in the treasury
 30 for expenditure by the department in accordance with the condi-
 31 tions of the gift, loan or grant without specific appropriation.

32 f. Develop, encourage and foster Statewide, regional and local
 33 plans and programs for the prevention, detection, and treatment
 34 of alcoholism in cooperation with interested public agencies and
 35 private organizations and individuals and provide technical as-
 36 sistance and consultation services for these purposes;

37 g. Coordinate the efforts and enlist the assistance of all public
38 agencies and private organizations and individuals interested in
39 the prevention, detection, and treatment of alcoholism;

40 h. Cooperate with the Department of **【Institutions and Agencies】**
41 *Human Services* in establishing and conducting a program for the
42 prevention and treatment of alcoholism in penal institutions.

43 i. Cooperate with police academies, nursing and medical schools,
44 public agencies and private organizations and individuals in es-
45 tablishing programs for the prevention and treatment of intoxi-
46 cation and alcoholism among juveniles and young adults;

47 j. Prepare, publish and disseminate educational materials deal-
48 ing with the prevention, nature and effects of alcoholism and the
49 benefits of treatment;

50 k. **【Serve as a clearing house for information relating to alcohol-**
51 **ism, keep records and engage in research and the gathering of**
52 **statistics relevant to the purpose of this act;】**

53 *Develop and implement an ongoing system of collecting, analyz-*
54 *ing and distributing statistics on the incidence and prevalence of*
55 *alcoholism, alcohol-related problems and alcohol consumption*
56 *among the citizens of New Jersey, with special emphasis on youth.*
57 *This system shall include, but is not limited to, studies, surveys,*
58 *random samplings and assessments, and use as its sources the*
59 *variety of public agencies and private organizations concerned and*
60 *connected with the subject, including the Division of Motor Vehicles,*
61 *the juvenile and domestic relations courts, the youth bureaus,*
62 *alcohol treatment programs, hospitals and mental health centers,*
63 *the schools, the police departments, and the Division of Alcoholic*
64 *Beverage Control. Special attention shall be given to the relation-*
65 *ship of alcohol to automobile accidents, crime, delinquency and*
66 *other social problems;*

67 l. Encourage alcoholism prevention, detection, and treatment
68 programs in government and industry.

69 m. Organize and foster training programs for professional and
70 para-professional workers in the treatment of intoxicated persons
71 and alcoholics;

72 n. Approve and license public and private facilities in accordance
73 with section 8;

74 o. Promulgate rules and regulations for the exercise of its
75 powers and the performance of its duties under this act;

76 p. Do all other acts and things necessary or convenient to carry
77 out the powers expressly granted in this act.*

1 ***【2.】*** *3.* This act shall take effect immediately.

60 *relation of alcohol to automobile accidents, crime, delinquency and*
61 *other social problems. Results should be made public on a regular*
62 *basis, and be included in the council's annual report to the*
63 *Governor.*

1 2. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to mandate the development of data which would contribute a rational, objective assessment of the relation between drinking and social problems, especially as related to youth. Decision-making about the appropriate drinking age, restrictions upon drinking and penalties for violations of drinking laws, has been hampered by the absence of centralized and coordinated data collection and analysis.

This bill also adds certain members of the New Jersey Cabinet to the Advisory Council on Alcoholism in order to conform to recent reorganizational adjustments in State Government. In addition the bill increases the total number of citizen members of the advisory council from 8 to 12 persons and provides for representation from various minority groups as called for by the Federal Government in Public Law 91-616—which is a prerequisite for eligibility for Federal grants. This legislation also extends ex officio membership to the member of the State Health Planning and Coordinating Council serving on the Advisory Council on Alcoholism.

A 3263 (1979)

ASSEMBLY JUDICIARY, LAW, PUBLIC SAFETY AND
DEFENSE COMMITTEE

STATEMENT TO
ASSEMBLY, No. 3263

—♦—
STATE OF NEW JERSEY
—♦—

DATED: MAY 3, 1979

This bill is part of a package of youth/alcohol bills prepared as a result of the work of the Assembly Judiciary, Law, Public Safety and Defense Committee.

The purpose of this bill is to develop a high-level, ongoing system of data on alcohol problems, and especially as related to youth. This system would contribute to the effective monitoring of alcohol laws and to the ongoing attempt to deal with the personal and social problems connected with alcohol abuse.

This bill also adds certain members of the New Jersey Cabinet to the Advisory Council on Alcoholism in order to conform to recent reorganizational adjustments in State Government. In addition the bill increases the total number of citizen members of the advisory council from 8 to 12 persons and provides for representation from various minority groups as called for by the Federal Government in Public Law 91-616—which is a prerequisite for eligibility for Federal grants. This legislation also extends ex officio membership to the member of the State Health Planning and Coordinating Council serving on the Advisory Council on Alcoholism.

SENATE INSTITUTIONS, HEALTH AND WELFARE
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 3263
with Senate committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 17, 1979

This bill is part of a package of youth/alcohol bills prepared as a result of a study by the Assembly Judiciary, Law, Public Safety and Defense Committee.

This bill amends P. L. 1975, c. 305 (C. 26:2B-7 et seq.) to require the Department of Health to collect, analyze and distribute data on the incidence of alcohol use and alcohol-related problems in New Jersey, especially among juveniles.

The bill also increases the size of the Advisory Council on Alcoholism within the Division on Alcoholism from 15 to 22 members by adding the Commissioners of Corrections and Higher Education, one representative from the Statewide Health Coordinating Council, and four additional citizen members (from 8 to 12) to insure inclusion of black, hispanic, women and youth representatives. The committee recognizes that alcoholism also can be a serious problem for the elderly and urges that consideration be given to this segment of the population when the additional citizen participants are selected.

The committee amended this bill to mandate the Department of Health rather than the Advisory Council on Alcoholism to maintain the statistical data system because it felt that such a mandate is more appropriate at the department level.