

18A:65-15 & 18A:65-16 et al.

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2015 **CHAPTER:** 12

NJSA: 18A:65-15 & 18A:65-16 et al. (Reduces membership of Rutgers board of trustees and eliminates dual membership on Rutgers board of trustees and Rutgers board of governors)

BILL NO: S2648 (Substituted for A3988)

SPONSOR(S) Sweeney and others

DATE INTRODUCED: December 8, 2014

COMMITTEE: **ASSEMBLY:** ---

SENATE: Budget and Appropriation

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** December 18, 2014

SENATE: December 18, 2014

DATE OF APPROVAL: February 5, 2015

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced version of bill enacted)

S2648

SPONSOR'S STATEMENT: (Begins on page 4 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A3988

SPONSOR'S STATEMENT: (Begins on page 4 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

(continued)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Bill signed to streamline Rutgers governing bodies," northjersey.com, 2-5-15

"Christie signs bill ending fight over Rutgers' boards," Star-Ledger, 2-7-15

LAW/RWH

P.L.2015, CHAPTER 12, *approved February 5, 2015*

Senate, No. 2648

1 AN ACT concerning the board of trustees of Rutgers University and
2 amending N.J.S.18A:65-15, N.J.S.18A:65-16, and N.J.S.18A:65-
3 30.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. N.J.S.18A:65-15 is amended to read as follows:

9 18A:65-15. I. The membership of the board of trustees shall be
10 classified as follows and consist of:

11 a. the president of the corporation, serving as an ex officio
12 non-voting member;

13 b. **[11]** five public trustees, appointed and to be appointed by
14 the Governor of the State, with the advice and consent of the
15 Senate, **[viz.,**

16 i. five public trustees,**]** serving under section 4 of chapter 49
17 of the Laws of 1945 for five-year terms expiring respectively, one,
18 two, three, four, and five years after June 30, 1956, whose
19 respective successors shall be appointed upon the expiration of such
20 terms and annually thereafter to serve five-year terms**];** and

21 ii. six public trustees appointed governors under subsection b.i.
22 of section 18A:65-14 and serving by virtue thereof for and during
23 their respective initial and subsequent terms as governors**];**

24 c. not less than 12 nor more than 20 trustees who shall be
25 alumni or alumnae of Rutgers, The State University, as may be
26 determined from time to time by the board of trustees, elected by
27 the board in accordance with such rules, regulations and schedules,
28 and modifications thereof, as may be prepared and adopted from
29 time to time by the board, the terms of such alumni trustees or
30 alumnae trustees to be six years for full terms, with power in the
31 board to provide for shorter or interim terms when deemed by it to
32 be advisable.

33 d. Charter trustees:

34 i. in the number of trustees serving as such on August 31, 1956
35 without definite term, who shall continue to serve indefinitely;
36 provided, that upon the occurrence of any vacancy among such
37 charter trustees, no successor shall be elected to fill such vacancy
38 until such time as the number of such trustees has been reduced
39 below 25, and thereafter vacancies within that number shall be
40 filled by the board subject to the following paragraph II; ii. two
41 women elected by the board of trustees serving six-year terms
42 expiring respectively on June 30, 1963 and 1965 and one woman

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

Matter underlined thus is new matter.

1 elected by the board of trustees serving a five-year term expiring
2 June 30, 1961, whose respective successors shall be elected by the
3 board upon the expiration of such terms and thereafter to serve six-
4 year terms.

5 II. All trustees elected or appointed for terms commencing on
6 or after September 1, 1956, other than those serving **[ex officio]**
7 pursuant to subsections I.a. and I.b.**[i.]** of this section, shall serve
8 for terms of six years (subject to the provisions of subsection I.c. of
9 this section and of subsection (a) of section 18A:65-16), and may
10 succeed themselves for not more than one additional term after
11 having served one full six-year term.

12 III. The ex officio members of the board of trustees as
13 constituted on August 31, 1956, pursuant to the charter, statutes, or
14 resolutions of the board from time to time adopted, ceased to be
15 such members on August 31, 1956, with the exception of the
16 president of the corporation who continued as ex officio trustee and
17 ex officio governor, without voting power as hereinabove provided
18 and the Commissioner of Education who so continued until July 1,
19 1967.

20 IV. A member of the board of trustees appointed to the board of
21 governors pursuant to subsection b.ii. of N.J.S.18A:65-14 shall
22 cease being a member of the board of trustees immediately upon
23 taking the oath of office as a member of the board of governors.

24 (cf: P.L.1994, c.48, s.178)

25

26 2. N.J.S.18A:65-16 is amended to read as follows:

27 18A:65-16. (a) The terms of all governors and trustees which
28 are limited shall, unless otherwise expressly provided herein,
29 commence on July 1 in the first year, and end on June 30 in the last
30 year, of such term.

31 (b) In case a governor or a trustee is elected president and he
32 thereby becomes a nonvoting governor or trustee ex officio, a
33 vacancy in his prior office as governor or trustee shall thereby
34 occur.

35 (c) In case a trustee is appointed a governor by the Governor of
36 the State, **[and he thereby becomes a trustee during his term as**
37 **governor,]** a vacancy in his prior office as trustee shall thereby
38 occur.

39 (d) Any vacancy occurring during the term of any governor or
40 trustee (other than by the expiration of his term) shall be filled for
41 the unexpired term only, in the same manner and subject to the
42 same provisions, as in the case of his appointment or election;
43 subject, however, to the provisions of subsection I.d. of section
44 18A:65-15.

45 (cf: P.L.1994,c.48,s.179)

46

47 3. N.J.S.18A:65-30 is amended to read as follows:

1 18A:65-30. Each board shall have the power to appoint and
2 regulate the duties, functions, powers and procedures of
3 committees, standing or special, from its members and such
4 advisory committees or bodies, as it may deem necessary or
5 conducive to the efficient management and operation of the
6 corporation and the university, consistent with this chapter and
7 other applicable statutes. The board of governors may appoint
8 trustees **【who are not governors】** to membership on its committees,
9 without vote.

10 (cf: N.J.S.18A:65-30)

11
12 4. This act shall take effect immediately.

13 14 15 STATEMENT

16
17 Under current law, the board of trustees of Rutgers University
18 includes charter trustees, alumni trustees, and public trustees. Of
19 the 11 public trustees appointed by the Governor, six of these are
20 also members of the Rutgers board of governors. This bill removes
21 from the board of trustees the six trustees who also serve on the
22 Rutgers board of governors.

23 Under current law, N.J.S.18A:65-14, the Rutgers board of
24 trustees appoints from among its members seven trustees to also sit
25 on the board of governors. The bill provides that a trustee
26 appointed by the board of trustees to sit on the board of governors
27 will cease being a member of the board of trustees immediately
28 upon taking the oath of office as a member of the board of
29 governors. The resulting vacancy in the board of trustees will be
30 filled in accordance with the provisions of existing law.

31
32
33
34
35 _____
36 Reduces membership of Rutgers board of trustees and eliminates
37 dual membership on Rutgers board of trustees and Rutgers board of
governors.

SENATE, No. 2648

STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED DECEMBER 8, 2014

Sponsored by:

Senator STEPHEN M. SWEENEY

District 3 (Cumberland, Gloucester and Salem)

Senator RAYMOND J. LESNIAK

District 20 (Union)

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblyman TROY SINGLETON

District 7 (Burlington)

SYNOPSIS

Reduces membership of Rutgers board of trustees and eliminates dual membership on Rutgers board of trustees and Rutgers board of governors.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/19/2014)

1 AN ACT concerning the board of trustees of Rutgers University and
2 amending N.J.S.18A:65-15, N.J.S.18A:65-16, and N.J.S.18A:65-
3 30.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. N.J.S.18A:65-15 is amended to read as follows:

9 18A:65-15. I. The membership of the board of trustees shall be
10 classified as follows and consist of:

11 a. the president of the corporation, serving as an ex officio
12 non-voting member;

13 b. **[11]** five public trustees, appointed and to be appointed by
14 the Governor of the State, with the advice and consent of the
15 Senate, **[viz.,**

16 i. five public trustees,**]** serving under section 4 of chapter 49
17 of the Laws of 1945 for five-year terms expiring respectively, one,
18 two, three, four, and five years after June 30, 1956, whose
19 respective successors shall be appointed upon the expiration of such
20 terms and annually thereafter to serve five-year terms**];** and

21 ii. six public trustees appointed governors under subsection b.i.
22 of section 18A:65-14 and serving by virtue thereof for and during
23 their respective initial and subsequent terms as governors**];**

24 c. not less than 12 nor more than 20 trustees who shall be
25 alumni or alumnae of Rutgers, The State University, as may be
26 determined from time to time by the board of trustees, elected by
27 the board in accordance with such rules, regulations and schedules,
28 and modifications thereof, as may be prepared and adopted from
29 time to time by the board, the terms of such alumni trustees or
30 alumnae trustees to be six years for full terms, with power in the
31 board to provide for shorter or interim terms when deemed by it to
32 be advisable.

33 d. Charter trustees:

34 i. in the number of trustees serving as such on August 31, 1956
35 without definite term, who shall continue to serve indefinitely;
36 provided, that upon the occurrence of any vacancy among such
37 charter trustees, no successor shall be elected to fill such vacancy
38 until such time as the number of such trustees has been reduced
39 below 25, and thereafter vacancies within that number shall be
40 filled by the board subject to the following paragraph II; ii. two
41 women elected by the board of trustees serving six-year terms
42 expiring respectively on June 30, 1963 and 1965 and one woman
43 elected by the board of trustees serving a five-year term expiring
44 June 30, 1961, whose respective successors shall be elected by the
45 board upon the expiration of such terms and thereafter to serve six-
46 year terms.

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

Matter underlined thus is new matter.

1 II. All trustees elected or appointed for terms commencing on
2 or after September 1, 1956, other than those serving **[ex officio]**
3 pursuant to subsections I.a. and I.b.**[i.]** of this section, shall serve
4 for terms of six years (subject to the provisions of subsection I.c. of
5 this section and of subsection (a) of section 18A:65-16), and may
6 succeed themselves for not more than one additional term after
7 having served one full six-year term.

8 III. The ex officio members of the board of trustees as
9 constituted on August 31, 1956, pursuant to the charter, statutes, or
10 resolutions of the board from time to time adopted, ceased to be
11 such members on August 31, 1956, with the exception of the
12 president of the corporation who continued as ex officio trustee and
13 ex officio governor, without voting power as hereinabove provided
14 and the Commissioner of Education who so continued until July 1,
15 1967.

16 IV. A member of the board of trustees appointed to the board of
17 governors pursuant to subsection b.ii. of N.J.S.18A:65-14 shall
18 cease being a member of the board of trustees immediately upon
19 taking the oath of office as a member of the board of governors.

20 (cf: P.L.1994, c.48, s.178)

21
22 2. N.J.S.18A:65-16 is amended to read as follows:

23 18A:65-16. (a) The terms of all governors and trustees which
24 are limited shall, unless otherwise expressly provided herein,
25 commence on July 1 in the first year, and end on June 30 in the last
26 year, of such term.

27 (b) In case a governor or a trustee is elected president and he
28 thereby becomes a nonvoting governor or trustee ex officio, a
29 vacancy in his prior office as governor or trustee shall thereby
30 occur.

31 (c) In case a trustee is appointed a governor by the Governor of
32 the State, **[and he thereby becomes a trustee during his term as**
33 **governor,]** a vacancy in his prior office as trustee shall thereby
34 occur.

35 (d) Any vacancy occurring during the term of any governor or
36 trustee (other than by the expiration of his term) shall be filled for
37 the unexpired term only, in the same manner and subject to the
38 same provisions, as in the case of his appointment or election;
39 subject, however, to the provisions of subsection I.d. of section
40 18A:65-15.

41 (cf: P.L.1994,c.48,s.179)

42
43 3. N.J.S.18A:65-30 is amended to read as follows:

44 18A:65-30. Each board shall have the power to appoint and
45 regulate the duties, functions, powers and procedures of
46 committees, standing or special, from its members and such
47 advisory committees or bodies, as it may deem necessary or
48 conducive to the efficient management and operation of the

1 corporation and the university, consistent with this chapter and
2 other applicable statutes. The board of governors may appoint
3 trustees **【who are not governors】** to membership on its committees,
4 without vote.

5 (cf: N.J.S.18A:65-30)

6

7 4. This act shall take effect immediately.

8

9

10

STATEMENT

11

12 Under current law, the board of trustees of Rutgers University
13 includes charter trustees, alumni trustees, and public trustees. Of
14 the 11 public trustees appointed by the Governor, six of these are
15 also members of the Rutgers board of governors. This bill removes
16 from the board of trustees the six trustees who also serve on the
17 Rutgers board of governors.

18 Under current law, N.J.S.18A:65-14, the Rutgers board of
19 trustees appoints from among its members seven trustees to also sit
20 on the board of governors. The bill provides that a trustee
21 appointed by the board of trustees to sit on the board of governors
22 will cease being a member of the board of trustees immediately
23 upon taking the oath of office as a member of the board of
24 governors. The resulting vacancy in the board of trustees will be
25 filled in accordance with the provisions of existing law.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 2648

STATE OF NEW JERSEY

DATED: DECEMBER 15, 2014

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 2648.

Under current law, the board of trustees of Rutgers University includes charter trustees, alumni trustees, and public trustees. Of the 11 public trustees appointed by the Governor, six of these are also members of the Rutgers board of governors. This bill removes from the board of trustees the six trustees who also serve on the Rutgers board of governors.

Under current law, N.J.S.18A:65-14, the Rutgers board of trustees appoints from among its members seven trustees to also sit on the board of governors. The bill provides that a trustee appointed by the board of trustees to sit on the board of governors will cease being a member of the board of trustees immediately upon taking the oath of office as a member of the board of governors. The resulting vacancy in the board of trustees will be filled in accordance with the provisions of existing law.

FISCAL IMPACT:

This bill is not certified as requiring a Fiscal Note.

ASSEMBLY, No. 3988

STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED DECEMBER 15, 2014

Sponsored by:

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblyman TROY SINGLETON

District 7 (Burlington)

SYNOPSIS

Reduces membership of Rutgers board of trustees and eliminates dual membership on Rutgers board of trustees and Rutgers board of governors.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/19/2014)

A3988 PRIETO, SINGLETON

2

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2 amending N.J.S.18A:65-15, N.J.S.18A:65-16, and N.J.S.18A:65-
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14 the Governor of the State, with the advice and consent of the
15 Senate, **[viz.,**

16 i. five public trustees,**]** serving under section 4 of chapter 49
17 of the Laws of 1945 for five-year terms expiring respectively, one,
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31 board to provide for shorter or interim terms when deemed by it to
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39 below 25, and thereafter vacancies within that number shall be
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41 women elected by the board of trustees serving six-year terms
42 expiring respectively on June 30, 1963 and 1965 and one woman
43 elected by the board of trustees serving a five-year term expiring
44 June 30, 1961, whose respective successors shall be elected by the

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

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1 board upon the expiration of such terms and thereafter to serve six-
2 year terms.

3 II. All trustees elected or appointed for terms commencing on
4 or after September 1, 1956, other than those serving **[ex officio]**
5 pursuant to subsections I.a. and I.b.**[i.]** of this section, shall serve
6 for terms of six years (subject to the provisions of subsection I.c. of
7 this section and of subsection (a) of section 18A:65-16), and may
8 succeed themselves for not more than one additional term after
9 having served one full six-year term.

10 III. The ex officio members of the board of trustees as
11 constituted on August 31, 1956, pursuant to the charter, statutes, or
12 resolutions of the board from time to time adopted, ceased to be
13 such members on August 31, 1956, with the exception of the
14 president of the corporation who continued as ex officio trustee and
15 ex officio governor, without voting power as hereinabove provided
16 and the Commissioner of Education who so continued until July 1,
17 1967.

18 IV. A member of the board of trustees appointed to the board of
19 governors pursuant to subsection b.ii. of N.J.S.18A:65-14 shall
20 cease being a member of the board of trustees immediately upon
21 taking the oath of office as a member of the board of governors.
22 (cf: P.L.1994, c.48, s.178)

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24 2. N.J.S.18A:65-16 is amended to read as follows:

25 18A:65-16. (a) The terms of all governors and trustees which
26 are limited shall, unless otherwise expressly provided herein,
27 commence on July 1 in the first year, and end on June 30 in the last
28 year, of such term.

29 (b) In case a governor or a trustee is elected president and he
30 thereby becomes a nonvoting governor or trustee ex officio, a
31 vacancy in his prior office as governor or trustee shall thereby
32 occur.

33 (c) In case a trustee is appointed a governor by the Governor of
34 the State, **[and he thereby becomes a trustee during his term as**
35 **governor,]** a vacancy in his prior office as trustee shall thereby
36 occur.

37 (d) Any vacancy occurring during the term of any governor or
38 trustee (other than by the expiration of his term) shall be filled for
39 the unexpired term only, in the same manner and subject to the
40 same provisions, as in the case of his appointment or election;
41 subject, however, to the provisions of subsection I.d. of section
42 18A:65-15.

43 (cf: P.L.1994,c.48,s.179)

44

45 3. N.J.S.18A:65-30 is amended to read as follows:

46 18A:65-30. Each board shall have the power to appoint and
47 regulate the duties, functions, powers and procedures of
48 committees, standing or special, from its members and such

1 advisory committees or bodies, as it may deem necessary or
2 conducive to the efficient management and operation of the
3 corporation and the university, consistent with this chapter and
4 other applicable statutes. The board of governors may appoint
5 trustees **【who are not governors】** to membership on its committees,
6 without vote.

7 (cf: N.J.S.18A:65-30)

8

9 4. This act shall take effect immediately.

10

11

12

STATEMENT

13

14 Under current law, the board of trustees of Rutgers University
15 includes charter trustees, alumni trustees, and public trustees. Of
16 the 11 public trustees appointed by the Governor, six of these are
17 also members of the Rutgers board of governors. This bill removes
18 from the board of trustees the six trustees who also serve on the
19 Rutgers board of governors.

20 Under current law, N.J.S.18A:65-14, the Rutgers board of
21 trustees appoints from among its members seven trustees to also sit
22 on the board of governors. The bill provides that a trustee
23 appointed by the board of trustees to sit on the board of governors
24 will cease being a member of the board of trustees immediately
25 upon taking the oath of office as a member of the board of
26 governors. The resulting vacancy in the board of trustees will be
27 filled in accordance with the provisions of existing law.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3988

STATE OF NEW JERSEY

DATED: DECEMBER 15, 2014

The Assembly Appropriations Committee reports favorably Assembly Bill No. 3988.

This bill reduces the membership of the Rutgers University board of trustees, and eliminates dual membership on the Rutgers board of trustees and the Rutgers board of governors.

Under current law, the board of trustees of Rutgers University includes charter trustees, alumni trustees, and public trustees. Of the 11 public trustees appointed by the Governor, six are also members of the Rutgers board of governors. This bill removes from the board of trustees the six trustees who also serve on the Rutgers board of governors.

Under current law, N.J.S.18A:65-14, the Rutgers board of trustees appoints from among its members seven trustees to also sit on the board of governors. The bill provides that a trustee appointed by the board of trustees to sit on the board of governors will cease being a member of the board of trustees immediately upon taking the oath of office as a member of the board of governors. The resulting vacancy in the board of trustees will be filled in accordance with existing law.

The bill takes effect immediately upon enactment.

FISCAL IMPACT:

This bill has not been certified as requiring a fiscal note.