

30:6-19, 30:6-22

LEGISLATIVE HISTORY CHECKLIST

NJSA 30:6-19 and 30:6-22

Laws of 1975 Chapter 349

Bill No. S 1498

Sponsor(s) Fay

Date Introduced Nov. 25, 1974

Committee: Assembly Commerce, Industry & Professions

Senate Law, Public Safety & Defense

Amended during passage Yes  Amendments during passage denoted by asterisks

Date of passage: Assembly May 5, 1975; re-enacted Dec. 1, 1975

Senate Feb. 10, 1975; re-enacted Nov. 17, 1975

Date of approval March 3, 1976

Following statements are attached if available:

Sponsor statement Yes

Committee Statement: Assembly  No

Senate Yes

Fiscal Note Yes

Veto message Yes

Message on signing  No

Following were printed:

Reports Yes

Hearings  No

Recommendations mentioned in sponsor's statement can be located in:  
974.90 New Jersey. Commission of Investigation.  
I62 Final Report and recommendations on the investigation of  
1974b profit oriented companies operating in a pseudo-charitable  
manner. 1974.

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**SENATE, No. 1498**

**STATE OF NEW JERSEY**

INTRODUCED NOVEMBER 25, 1974

By Senator FAY

Referred to Committee on Law, Public Safety and Defense

AN ACT to amend "An act to promote and regulate the sale and distribution of goods and articles made by blind persons," approved February 25, 1965 (P. L. 1964, c. 290).

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

1 1. Section 3 of P. L. 1964, c. 290 (C. 30:6-19) is amended to read  
2 as follows:

3 3. To facilitate ready and authoritative identification of goods  
4 or articles made by blind persons, any blind person and any public  
5 or private institution or agency, firm, association or corporation  
6 engaged in the manufacture or distribution of goods or articles  
7 made by a blind person or persons shall apply to the Commission  
8 for the Blind for a registration and authorization to use an official  
9 imprint, stamp, symbol or label, designed or approved by the com-  
10 mission, to identify goods and articles as made by the blind persons.  
11 Nothing in this act shall authorize the identification of goods or  
12 articles as made by blind persons when the direct labor performed  
13 by blind persons in connection therewith shall consist solely of the  
14 packaging or packing thereof as distinguished from the prepara-  
15 tion, processing or assembling of such goods or articles. The  
16 commission shall investigate each application, under rules and  
17 regulations it shall adopt for the administration of this act, to  
18 assure that such person or organization is actually engaged in the  
19 manufacture or distribution of blind-made goods or articles. The  
20 commission may register, without investigation, nonresident  
21 individuals and out-of-state agencies, firms, associations or corpora-  
22 tions upon proof that they are recognized and approved by the  
23 state of their residence or organization pursuant to a law of such

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

24 state imposing requirements substantially similar to those pre-  
25 scribed pursuant to this act.

26 No fee shall be charged for registration of an individual blind  
27 person who manufactures and sells products of his own labor.  
28 A fee of ~~[\$5.00]~~ ~~[\$25.00]~~ \*\$5.00\* shall be charged and collected  
29 for registration of any other person, firm or corporation. All  
30 registrations shall be valid for 1 year from date of issue.

1 2. Section 6 of P. L. 1964, c. 290 (C. 30:6-22) is amended to read  
2 as follows:

3 6. Any person, firm, corporation, institution or association, who  
4 (a) shall use or employ an imprint, stamp, symbol or label issued  
5 or approved by the Commission for the Blind or an imitation  
6 thereof without having registered with the commission, or (b) who  
7 shall directly or indirectly by any means indicate or tend to indicate  
8 or represent that the goods or articles were made by a blind person  
9 or persons when in fact such goods or articles were not so made, or  
10 (c) *who shall directly or indirectly by any means indicate or tend*  
11 *to indicate or represent that the goods or articles were sold by or*  
12 *for the benefit of the blind when in fact such sale was not by or of*  
13 *substantial benefit to a blind person or persons* is a disorderly per-  
14 son and punishable by a fine of not more than \$500.00 or imprison-  
15 ment for not more than 1 year or both such fine or imprisonment.

1 3. This act shall take effect immediately.

SENATE, No. 1498

STATE OF NEW JERSEY

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14 son and punishable by a fine of not more than \$500.00 or imprison-  
15 ment for not more than 1 year or both such fine or imprisonment.

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#### STATEMENT

This bill is one of three bills based upon the recommendations of the State Commission of Investigation with the aim of protecting the public against misuse of the terms "blind" or "handicapped" in corporate names, assisting handicapped persons and organizations by providing a means of authenticating goods or articles made by them, and strengthening the existing law regulating the sale and distribution of goods and articles made by blind persons.

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SENATE LAW, PUBLIC SAFETY AND DEFENSE  
COMMITTEE

STATEMENT TO  
**SENATE, No. 1498**

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**STATE OF NEW JERSEY**

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DATED: JANUARY 27, 1975

This bill amends section 6 of P. L. 1964, c. 290 (C. 30:6-32) to prohibit misrepresentation of goods or articles as ones sold by or for the benefit of the blind when such sale was not by or of substantial benefit to the blind and provides a penalty therefore.

FISCAL NOTE TO  
**SENATE, No. 1498**

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**STATE OF NEW JERSEY**

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DATED: APRIL 21, 1975

Senate Bill No. 1498 amends Section 6 of P. L. 1964, c. 290 (C. 30:6-32) to prohibit misrepresentation of goods or articles as ones sold by or for the benefit of the blind when such sale was not by or of substantial benefit to the blind and provides the penalty therefore.

Based on the register of current distributors, the Department of Institutions and Agencies estimates that enactment of this legislation would increase the revenues of the State by \$30.00 in fiscal 1974-75, \$150.00 in fiscal 1975-76 and \$200.00 in fiscal 1976-77.

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The fiscal note is based on actual cost information.

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In compliance with written request received, there is hereby submitted a fiscal estimate for the above bill, pursuant to P. L. 1962, c. 27.

STATE OF NEW JERSEY

EXECUTIVE DEPARTMENT

September 18, 1975

SENATE BILL NO. 1498

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 1498, with my objections, for reconsideration.

Senate Bill No. 1498 amends the present law governing the sale and distribution of goods manufactured by the blind. Present law provides that any person who uses a label or stamp issued or approved by the Commission for the Blind without having registered with the Commission or who indicates by any means that goods or articles were made by a blind person when in fact they were not so made is a disorderly person subject to a fine and imprisonment. Senate Bill No. 1498 would also make it a disorderly persons offense to falsely indicate, or tend to falsely indicate, by any means, that goods or articles were sold by or for the benefit of the blind. I fully support this addition as a means of strengthening the existing law regulating the sale and distribution of goods and articles made by the blind.

However, Senate Bill No. 1498 also increases from \$5.00 to \$25.00 the fee to register any public or private institution, agency, corporation or association engaged in the manufacture or distribution of goods or articles made by the blind. I cannot concur in this increase in light of present economic conditions. At a time when the cost of living is escalating and unemployment is increasing, I cannot condone any action which may discourage or make more difficult efforts at self-support, particularly when the affected group is already economically disadvantaged.

Accordingly, I herewith return Senate Bill No. 1498 for reconsideration and recommend that it be amended as follows:

Page 2, Section 1, Line 28: delete "\$25.00" and insert "\$5.00",

Respectfully,

/s/ Brendan Byrne

GOVERNOR

[ seal ]

ATTEST:

/s/ Charles C. Carella