

12:11A-22

December 11, 1970

LEGISLATIVE NOTES ON R.S. 12:11A-22  
(South Jersey Port Commission - extend due date annual report)

(1970 amendment)

*Copy 2*

L. 1970, Chapter 5 - A345  
Introduced by Dickey, Raymond & Shusted.  
Not amended during passage.  
Bill had statement (copy enclosed).

RSL/PC

DEPOSITORY COPY  
Do Not Remove From Library

Do Not Remove From Library

ASSEMBLY, No. 345

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1970 SESSION

By Assemblymen DICKEY, RAYMOND and SHUSTED

AN Act to amend "An act concerning port development in the areas of this State bordering on the tidal reaches of the Delaware river and bay; creating the South Jersey Port Corporation and defining its powers and duties and making an appropriation for the preliminary expenses thereof; providing for the State assumption and repayment by appropriation of State funds of the indebtedness of the South Jersey Port Commission; providing for the dissolution of the commission and the transfer of its facilities to the corporation and providing for the repeal of chapter 11 of Title 12 of the Revised Statutes and of chapter 84 of the laws of 1967," approved June 13, 1968 (P. L. 1968, c. 60).

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

1 1. Section 22 of P. L. 1968, chapter 60 (C. 12:11A-22) is amended  
2 to read as follows:

3 22. a. On or before **[January 30]** *April 30* in each year the  
4 corporation shall make an annual report of its activities for the  
5 preceding calendar year to the Governor and to the Legislature.  
6 Each such report shall set forth a complete operating and financial  
7 statement covering its operations during the year. The corpora-  
8 tion shall cause an audit of its books and accounts to be made at  
9 least once in each year by certified public accountants and the cost  
10 thereof may be treated as a part of the cost of construction or of  
11 operation of the terminal or terminals.

12 b. The corporation shall annually submit to the Governor and  
13 the Legislature a list of all full- and part-time employees of the  
14 corporation and the salaries, wages, compensation or any funds of  
15 the corporation whatsoever received by said employees during the  
16 preceding year. For the purpose of this section "full- and part-  
17 time employees of the corporation" shall mean and include, but not

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

18 be limited to: salaried employees, hourly employees, professional  
19 employees, attorneys, advisors, consultants and any other person,  
20 firm, business, partnership, corporation or other organization which  
21 received any remuneration for any service whatsoever rendered  
22 to the corporation.

23 c. All books of minutes, entry or account, and the books, bills,  
24 vouchers, checks, contracts or other papers connected with or used  
25 or filed in the office of the corporation, or with any officer acting  
26 for or in its behalf, are hereby declared to be public records, and  
27 shall be open to public inspection at all times, subject to reasonable  
28 regulations to be prescribed by said corporation.

29 d. Notwithstanding the provisions of any general or special  
30 statutes, the State Auditor and his legally authorized representa-  
31 tives shall annually examine the accounts and books of the corpo-  
32 ration, including: (1) its operations and accomplishments; (2) its  
33 receipts and disbursements, or revenues and expenses, during such  
34 fiscal year in accordance with the categories and classifications  
35 established by the corporation for its own operating and capital  
36 outlay purposes; (3) its assets and liabilities at the end of the  
37 fiscal year including the status of reserve, depreciation, special or  
38 other funds and including the receipts and payment of these funds;  
39 (4) its bonds and notes outstanding at the end of its fiscal year,  
40 together with a statement of the amounts redeemed and incurred  
41 during such fiscal year; and such other items referring to their  
42 financial standing as such auditing official may deem proper.

43 e. Any member, agent or employee of the corporation who is  
44 interested, either directly or indirectly, in any contract of another  
45 with the corporation or in the sale of any property, either real or  
46 personal, to the corporation shall be guilty of a misdemeanor and  
47 punished by a fine of not more than \$1,000.00 or by imprisonment  
48 for not more than 1 year, or both.

1 2. This act shall take effect immediately.

---

#### STATEMENT

This bill would extend from January 30 to April 30 the due date for the annual report of the South Jersey Port Commission for the previous calendar year. Completion of a calendar year audit will require more than the 30 days now provided.