

R.S. 40A:9-1.1

LEGISLATIVE FACT SHEET

ON *Public safety director - Non-resident*

N.J.R.S. 40A:9-1.1

( Amendment )

LAWS OF 1973

SENATE

INTRODUCED *Feb. 5*

STATEMENT

AMENDED DURING PASSAGE

HEARING *none discovered*

VETO *no*

CHAPTER 128

ASSEMBLY 2146

BY *Raymond, Dickey*

YES

NO

YES *See below* NO

*May 14, 1973*

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*March 19 - Passed Assembly under emergency resolution  
April 5 - Committee Substitute passed in Senate  
April 30 - Sen. Committee Substitute passed in Assembly  
May 14 - Signed*

~~97496  
11906  
1973a~~

CHAPTER 128 STATUTES OF N. J. 1973

APPROVED 5-14-73

SENATE COMMITTEE SUBSTITUTE FOR  
**ASSEMBLY, No. 2146**

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**STATE OF NEW JERSEY**

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ADOPTED MARCH 29, 1973

AN ACT concerning the appointment of municipal directors of public safety and supplementing chapter 9 of Title 40A of the New Jersey Statutes (P. L. 1971, c. 200).

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

1 1. Notwithstanding the provisions of N. J. S. 40A:9-1 or any  
2 other law to the contrary, the governing body of any municipality  
3 may, by ordinance, appoint to the office of director of public safety  
4 a nonresident of said municipality.

1 2. This act shall take effect immediately.

ASSEMBLY, No. 2146

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 5, 1973

By Assemblymen RAYMOND and DICKEY

Referred to Committee on Municipal Government

AN ACT concerning county and municipal officers and employees  
and amending N. J. S. 40A :9-1.

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

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

2 40A :9-1. Except in the case of counsel, attorney, *director of*  
3 *public safety*, engineer, health officer, auditor or comptroller or as  
4 otherwise provided by law, every person holding an office, the au-  
5 thority and duties of which relate to a county only, or to a munici-  
6 pality only, shall reside within said county or municipality, as the  
7 case may be.

8 Any person holding or attempting to hold any such office in a  
9 county or municipality in violation hereof, may be ousted in a  
10 proceeding in lieu of prerogative writ.

1 2. This act shall take effect immediately.

SENATE COUNTY AND MUNICIPAL GOVERNMENT  
COMMITTEE

STATEMENT TO  
SENATE COMMITTEE SUBSTITUTE FOR  
**ASSEMBLY, No. 2146**

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**STATE OF NEW JERSEY**

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DATED: MARCH 29, 1973

Assembly Bill No. 2146 amends N. J. S. 40A:9-1 so as to include the director of public safety as one of the several public offices exempted from the municipal residency requirements of N. J. S. 40:9-1.

The Senate County and Municipal Government Committee is of the opinion that the existing residency requirements should not be altered without real and sufficient cause. The committee is also of the opinion that the governing body of a municipality ought to be given the opportunity to establish such cause at a public hearing. The Senate Committee Substitute seeks to effectuate these objectives.