

2A:11-5.1

LEGISLATIVE HISTORY CHECKLIST

NJSA 2A:11-5.1 (Transferred cases--reimbursement)

Laws of 1973 Chapter 271

Bill No. S1127

Sponsor(s) Hagedorn & others

Date Introduced Nov. 13, 1972

Committee: Assembly Judiciary

Senate Judiciary

Amended during passage Yes ~~No~~ Amendments during passage denoted by asterisks

Date of passage: Assembly April 2, 1973; Re'enacted Nov. 12, 1973

Senate January 15, 1973; Re'enacted Nov. 12, 1973

Date of approval Nov. 29, 1973

Following statements are attached if available:

Sponsor statement Yes No

Committee Statement: Assembly Yes No

Senate Yes ~~No~~

Fiscal Note Yes No

Veto message Yes ~~No~~

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

Checked Proceedings of the Judicial Conference, 1972 and 1973 [974.901 C86]-  
no comments on proposed legislation

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SENATE, No. 1127

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 13, 1972

By Senators HAGEDORN, SCHIAFFO, WENDEL, WOODCOCK  
and HOLLENBECK

Referred to Committee on Judiciary

AN ACT concerning the transfer of cases between counties, supplementing chapter 11 of Title 2A of the New Jersey Statutes, and making an appropriation.

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

1 1. Whenever, upon the order of the Chief Justice, cases pending  
2 in the Superior Court or the County Court of any county are  
3 transferred to another county in order to facilitate their expeditious  
4 disposition, the county to which the transfer is made shall, upon  
5 the final disposition of such cases, be entitled to payment, by way  
6 of reimbursement for expenses in connection with the disposition  
7 thereof, of an amount to be computed as follows: (a) \$50.00 per  
8 case, whether or not brought to trial; plus (b) \$200.00 per case  
9 for each day or part thereof, of trial.

1 2. Claim for reimbursement shall be certified to the administra-  
2 tive director of the courts by the assignment judge of the county.  
3 One-half of such claim shall be paid by the State Treasurer from  
4 funds appropriated to the Judiciary and  $\frac{1}{2}$  of such claim shall be  
5 paid by the county from which cases are transferred.

1 3. The sum of \$75,000.00 is hereby appropriated to the Judiciary  
2 \***[for the fiscal year ending June 30, 1973]**\* to effectuate the pur-  
3 poses of this act.

1 4. This act shall take effect immediately and shall apply to cases  
2 transferred on or after July 1, 1972.

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

SENATE JUDICIARY COMMITTEE

STATEMENT TO

SENATE, No. 1127

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STATE OF NEW JERSEY

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DATED: NOVEMBER 27, 1972

This bill would allow a county to which a case is transferred by the Chief Justice to be reimbursed for part of the expenses caused by the case.

The county would receive \$50.00 for each case so transferred plus \$200.00 for each day or part of a day of trial. One-half of each reimbursement would be paid by the county from which the case was transferred and one-half would be paid by the State.

This bill will apply to cases transferred on or after July 1, 1972 and appropriates \$75,000.00 to the Judiciary for the fiscal year ending June 30, 1973 for carrying out the purposes of this bill.

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

SENATE BILL NO. 1127

Sept. 10, 1973

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 1127, with my objections, for reconsideration.

This bill provides for reimbursement to the various counties when cases are transferred by the Chief Justice from one county to another to facilitate their disposition. The bill provides for reimbursement in the amount of \$50.00 per case whether or not it is brought to trial, and \$200.00 for each day or part of a day of trial. Certification of the claims for reimbursement will be processed through the office of the Administrative Director of the Courts. One-half of the claim is to be paid by the county from which a case is transferred. The other half of the claim is paid out of funds appropriated to the judiciary.

I am in complete support of the purpose and intent of this bill. This legislation will enable the Chief Justice to speed up the disposition of cases without placing an undue financial burden on any particular county.

The bill has a technical problem. It provides an appropriation of \$75,000.00 for the fiscal year ending June 30, 1973. The appropriation should not be so limited to that particular year. This amount should be appropriated generally to the judiciary to effectuate the purpose of this act.

Accordingly, I herewith return Senate Bill No. 1127 for reconsideration and recommend that it be amended as follows:

Page 1, Section 3, Line 2: Delete "for the fiscal year ending  
June 30, 1973"

[Seal]

Respectfully,

/s/ William T. Cahill  
Governor

Attest:

/s/ Jean E. Mulford

Acting Secretary to the Governor