

40A: 9-76 et al.

LEGISLATIVE HISTORY CHECKLIST

NJSA 40A:9-76, 40A:9-92, 40A:9-104 et al.

Laws of 1974 Chapter 153

Bill No. A 517

Sponsor(s) Jackman, Gallo, Woodson

Date Introduced Pre-filed

Committee: Assembly County Gov't.

Senate County & Municipal Gov't.

Amended during passage Yes Amendments during passage denoted by asterisks

Date of passage: Assembly April 22

Senate May 16

Date of approval Nov. 11

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

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ASSEMBLY, No. 517

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1974 SESSION

By Assemblymen JACKMAN, GALLO and WOODSON

AN ACT concerning the salaries of county clerks, registers of deeds and mortgages, sheriffs and surrogates in the several counties, and amending N. J. S. 40A :9-76, 40A :9-92, 40A :9-104, and section 1 of P. L. 1973, c. 61.

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

1 1. N. J. S. 40A :9-76 is amended to read as follows:

2 40A :9-76. The board of chosen freeholders in each county, by
3 resolution, **[may]** *shall* fix the salary of the county clerk as follows:

4 In counties having a population in excess of 600,000, not less
5 than **[\$12,000.00]** \$24,000.00 or more than **[\$24,000.00]** *the board*
6 *of chosen freeholders may by resolution duly authorize* per annum;

7 In counties having a population in excess of 400,000, but not
8 more than 600,000, not less than **[\$12,000.00]** \$21,000.00, or more
9 than **[\$21,000.00]** *the board of chosen freeholders may by resolu-*
10 *tion duly authorize* per annum;

11 In counties having a population in excess of ***[200,000]***
12 **190,000**, but not more than 400,000, not less than **[\$10,000.00]**
13 *\$18,000.00* or more than **[\$18,000.00]** *the board of chosen free-*
14 *holders may by resolution duly authorize* per annum;

15 In counties having a population of ***[200,000]*** **190,000** or less,
16 not less than **[\$5,000.00]** \$15,000.00 or more than **[\$15,000.00]** *the*
17 *board of chosen freeholders may by resolution duly authorize* per
17A *annum.*

18 Nothing in this section shall authorize the fixing of the salary
19 of any person holding the office of county clerk at any amount less
20 than that now payable pursuant to law, so long as the said person
21 shall hold such office during the present and any consecutively en-

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

22 suing term or terms, nor shall anything in this section authorize
 23 the payment of any salary for which a range is established in an
 24 amount less than the minimum of said range.

25 The salary of said officer shall be paid by the proper county dis-
 26 bursing officer in the same manner as county officers and employees
 27 are paid.

1 2. N. J. S. 40A:9-92 is amended to read as follows:

2 40A:9-92. The board of chosen freeholders in each county, by
 3 resolution, **[may]** *shall* fix the salary of the register of deeds and
 4 mortgages as follows:

5 In counties having a population in excess of 600,000, not less
 6 than **[\$12,000.00]** *\$24,000.00* or more than **[\$24,000.00]** *the board*
 7 *of chosen freeholders may by resolution duly authorize* per annum;

8 In counties having a population in excess of 400,000, but not
 9 more than 600,000, not less than **[\$12,000.00]** *\$21,000.00* or more
 10 than **[\$21,000.00]** *the board of chosen freeholders may by resolu-*
 11 *tion duly authorize* per annum;

12 In counties having a population in excess of ***[200,000]***
 13 **190,000**, but not more than 400,000, not less than **[\$10,000.00]**
 14 *\$18,000.00* or more than **[\$18,000.00]** *the board of chosen free-*
 15 *holders may by resolution duly authorize* per annum;

16 In counties having a population of ***[200,000]*** **190,000** or less,
 17 not less than **[\$5,000.00]** *\$15,000.00* or more than **[\$15,000.00]** *the*
 18 *board of chosen freeholders may by resolution duly authorize per*
 18A *annum.*

19 Nothing in this section shall authorize the fixing of the salary
 20 of any person holding the office of register of deeds and mortgages
 21 at any amount less than that now payable pursuant to law, so
 22 long as the said person shall hold such office during the present
 23 and any consecutively ensuing term or terms, nor shall anything
 24 in this section authorize the payment of any salary for which a
 25 range is established in an amount less than the minimum of said
 26 range.

27 The salary of said officer shall be paid by the proper county dis-
 28 bursing officer in the same manner as county officers and employees
 29 are paid.

1 3. N. J. S. 40A:9-104 is amended to read as follows:

2 40A:9-104. The board of chosen freeholders in each county, by
 3 resolution, **[may]** *shall* fix the salary of the sheriff as follows:

4 In counties having a population in excess of 600,000, not less
 5 than **[\$12,000.00]** *\$24,000.00* or more than **[\$24,000.00]** *the board*
 6 *of chosen freeholders may by resolution duly authorize* per annum;

7 In counties having a population in excess of 400,000, but not
 8 more than 600,000, not less than **[\$12,000.00]** \$21,000.00 or more
 9 than **[\$21,000.00]** *the board of chosen freeholders may by resolu-*
 10 *tion duly authorize per annum;*

11 In counties having a population in excess of 190,000, but not
 12 more than 400,000, not less than **[\$10,000.00]** \$18,000.00 or more
 13 than **[\$18,000.00]** *the board of chosen freeholders may by resolu-*
 14 *tion duly authorize per annum;*

15 In counties having a population of 190,000 or less, not less than
 16 **[\$5,000.00]** \$15,000.00 or more than **[\$15,000.00]** *the board of*
 17 *chosen freeholders may by resolution duly authorize per annum.*

18 Nothing in this section shall authorize the fixing of the salary
 19 of any person holding the office of sheriff at any amount less than
 20 that now payable pursuant to law, so long as the said person shall
 21 hold such office during the present and any consecutively ensuing
 22 term or terms, nor shall anything in this section authorize the
 23 payment of any salary for which a range is established in an
 24 amount less than the minimum of said range.

25 The salary of said officer shall be paid by the proper county
 26 disbursing officer in the same manner as county officers and em-
 27 ployees are paid.

1 4. Section 1 of P. L. 1973, c. 61 (C. 2A:5-3.9) is amended to
 2 read as follows:

3 1. The board of chosen freeholders in each county, by resolu-
 4 tion, **[may]** *shall* fix the salary of the surrogate as follows:

5 In counties having a population in excess of 600,000, not less
 6 than **[\$12,000.00]** \$24,000.00 or more than **[\$24,000.00]** *the board*
 7 *of chosen freeholders may by resolution duly authorize per annum;*

8 In counties having a population in excess of 400,000, but not
 9 more than 600,000, not less than **[\$12,000.00]** \$21,000.00 or more
 10 than **[\$21,000.00]** *the board of chosen freeholders may by resolu-*
 11 *tion duly authorize per annum;*

12 In counties having a population in excess of ***[200,000]***
 13 **190,000**, but not more than 400,000, not less than **[\$10,000.00]**
 14 *\$18,000.00* or more than **[\$18,000.00]** *the board of chosen free-*
 15 *holders may by resolution duly authorize per annum;*

16 In counties having a population of ***[200,000]*** **190,000** or less,
 17 not less than **[\$5,000.00]** \$15,000.00 or more than **[\$15,000.00]** *the*
 18 *board of chosen freeholders may by resolution duly authorize per*
 18A *annum.*

19 Nothing in this act shall authorize the fixing of the salary of any
 20 person holding the office of surrogate at any amount less than that

21 now payable pursuant to law, so long as the said person shall hold
22 such office during the present and any consecutively ensuing term
23 or terms, nor shall anything in this act authorize the payment of
24 any salary for which a range is established in an amount less than
25 the minimum of said range.

26 The salary of said officer shall be paid by the proper county dis-
27 bursing officer in the same manner as county officers and employees
28 are paid.

1 5. This act shall take effect immediately.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

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STATEMENT TO
ASSEMBLY, No. 517
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STATE OF NEW JERSEY

DATED: MAY 13, 1974

Assembly Bill No. 517 (Official Copy Reprint) amends the several statutes prescribing salary levels for certain county officers, including county clerks, registers of deeds and mortgages, sheriffs and surrogates.

The minimum salary levels for all such offices are hereby deleted by this bill and the present maximum levels are set as the new minimums, with the maximum levels to be left to the discretion of the board of chosen freeholders.

The minimum salaries for all such offices, therefore, become \$24,000.00 in all counties with a population in excess of 600,000, \$21,000.00 for counties with a population between 400,000 and 600,000, \$18,000.00 for counties with a population between 190,000 and 400,000 and \$15,000.00 for counties with a population of less than 190,000.