

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/CL

P.L. 2019, CHAPTER 180, *approved July 19, 2019*
Senate, No. 2944 (*Second Reprint*)

1 AN ACT concerning municipal council aides in certain
2 municipalities and amending P.L.1973, c.89.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 1 of P.L.1973, c.89 (C.40:69A-60.5) is amended to
8 read as follows:

9 1. The municipal council of any municipality having a
10 population of more than 270,000 ¹according to the most recent
11 federal decennial census¹ which, prior to January 9, 1982 had
12 adopted the form of government designated as "Mayor-Council Plan
13 C" provided for in article 5 of P.L.1950, c.210 (C.40:69A-55 et
14 seq.), may appoint an executive secretary and not more than four
15 fulltime equivalent aides for each council member, who shall serve,
16 and be removable at the pleasure of the council member, and who
17 shall serve in the unclassified service of the civil service of the city
18 and shall receive such salary as shall be fixed by ordinance ²**[**, but
19 said salary shall not exceed the salaries of persons holding the
20 positions of executive secretary or aide on April 26, 1985²**]**. Each
21 fulltime aide position may be divided into two part-time aide
22 positions, which shall be considered the equivalent of one fulltime
23 aide, allowing not more than eight total part-time aides or four total
24 fulltime aides. Each council member may appoint both fulltime and
25 part-time aides and shall appoint not more than four fulltime
26 equivalent aides. Persons appointed pursuant to this section may
27 have their salaries increased on a periodic basis in accordance with
28 the recommendation in an annual merit evaluation for each aide, to
29 be filed with the municipal clerk by the council members, but not in
30 excess of the average percentage increase granted to other
31 municipal employees in the same period.

32 The municipal council of any municipality having a population
33 of more than 200,000, but less than 270,000, ¹according to the most
34 recent federal decennial census¹ which, prior to January 9, 1982,
35 had adopted the form of government designated as "Mayor-Council
36 Plan C" provided for in article 5 of P.L.1950, c.210 (C.40:69A-55 et
37 seq.) may appoint not more than one ¹fulltime equivalent¹ aide for
38 each council member, who shall serve, and be removable at the
39 pleasure of the council member, and who shall serve in the
40 unclassified service of the civil service of the city and shall receive

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SSG committee amendments adopted December 17, 2018.

²Assembly ASL committee amendments adopted February 14, 2019.

1 a salary as shall be fixed by ordinance ²[], except that the salary so
2 fixed shall not exceed \$15,000². ¹Each fulltime aide position may
3 be divided into two part-time aide positions, which shall be
4 considered the equivalent of one fulltime aide, allowing not more
5 than two total part-time aides or one total fulltime aide.

6 A person who is employed as a part-time aide pursuant to this
7 section shall not be eligible to receive health benefits coverage
8 under a health benefits plan provided by the municipality.¹

9 No municipality shall adopt the provisions of this section on or
10 after October 26, 1985.

11 (cf: P.L.1994, c.116, s.1)

12

13 2. This act shall take effect immediately.

14

15

16

17

18 _____
19 Permits certain council members to appoint up to four fulltime
20 equivalent aides; allows these aide positions to be divided into part-
time positions.

SENATE, No. 2944

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED SEPTEMBER 17, 2018

Sponsored by:
Senator M. TERESA RUIZ
District 29 (Essex)

SYNOPSIS

Permits certain council members to appoint up to four fulltime equivalent aides; allows these aide positions to be divided into part-time positions.

CURRENT VERSION OF TEXT

As introduced.



S2944 RUIZ

2

1 AN ACT concerning municipal council aides in certain
2 municipalities and amending P.L.1973, c.89.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 1 of P.L.1973, c.89 (C.40:69A-60.5) is amended to
8 read as follows:

9 1. The municipal council of any municipality having a
10 population of more than 270,000 which, prior to January 9, 1982
11 had adopted the form of government designated as "Mayor-Council
12 Plan C" provided for in article 5 of P.L.1950, c.210 (C.40:69A-
13 55 et seq.), may appoint an executive secretary and not more than
14 four fulltime equivalent aides for each council member, who shall
15 serve, and be removable at the pleasure of the council member, and
16 who shall serve in the unclassified service of the civil service of the
17 city and shall receive such salary as shall be fixed by ordinance, but
18 said salary shall not exceed the salaries of persons holding the
19 positions of executive secretary or aide on April 26, 1985. Each
20 fulltime aide position may be divided into two part-time aide
21 positions, which shall be considered the equivalent of one fulltime
22 aide, allowing not more than eight total part-time aides or four total
23 fulltime aides. Each council member may appoint both fulltime and
24 part-time aides and shall appoint not more than four fulltime
25 equivalent aides. Persons appointed pursuant to this section may
26 have their salaries increased on a periodic basis in accordance with
27 the recommendation in an annual merit evaluation for each aide, to
28 be filed with the municipal clerk by the council members, but not in
29 excess of the average percentage increase granted to other
30 municipal employees in the same period.

31 The municipal council of any municipality having a population
32 of more than 200,000, but less than 270,000, which, prior to
33 January 9, 1982, had adopted the form of government designated as
34 "Mayor-Council Plan C" provided for in article 5 of P.L.1950, c.210
35 (C.40:69A-55 et seq.) may appoint not more than one aide for each
36 council member, who shall serve, and be removable at the pleasure
37 of the council member, and who shall serve in the unclassified
38 service of the civil service of the city and shall receive a salary as
39 shall be fixed by ordinance, except that the salary so fixed shall not
40 exceed \$15,000.

41 No municipality shall adopt the provisions of this section on or
42 after October 26, 1985.

43 (cf: P.L.1994, c.116, s.1)

44

45 2. This act shall take effect immediately.

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

Matter underlined thus is new matter.

S2944 RUIZ

3

1 STATEMENT

2

3 This bill would allow the municipal council of any municipality
4 having a population of more than 270,000 and which adopted the
5 form of Government known as Mayor-Council Plan C before
6 January 9, 1982, to appoint up to four fulltime equivalent aides for
7 each council member. Each fulltime aide position may be divided
8 into two part-time aide positions, which shall be considered the
9 equivalent of one fulltime aide, allowing not more than eight total
10 part-time aides or four total fulltime aides. Each council member
11 may appoint both fulltime and part-time aides and shall appoint not
12 more than four fulltime equivalent aides.

ASSEMBLY STATE AND LOCAL GOVERNMENT
COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 2944

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 14, 2019

The Assembly State and Local Government Committee reports favorably Senate Bill No. 2944 (1R) with committee amendments.

As amended, this bill would allow the municipal council of any municipality having a population of more than 270,000, according to the most recent federal decennial census and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint up to four fulltime equivalent aides for each council member. Each fulltime aide position may be divided into two part-time aide positions, which would be considered the equivalent of one fulltime aide, allowing not more than eight total part-time aides or four total fulltime aides. Each council member may appoint both fulltime and part-time aides and shall appoint not more than four fulltime equivalent aides.

The bill would also allow the municipal council of any municipality having a population of more than 200,000, but less than 270,000, according to the most recent federal decennial census, and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint one fulltime equivalent aide for each council member. Each fulltime aide position may be divided into two part-time aide positions, which shall be considered the equivalent of one fulltime aide, allowing not more than two total part-time aides or one total fulltime aide.

A person who is employed as a part-time aide pursuant to the bill would not be eligible to receive health benefits coverage under a health benefits plan provided by the municipality.

COMMITTEE AMENDMENTS

The committee amended the bill to remove language that caps the salaries of executive secretaries and municipal council aides.

This bill is identical to Assembly Bill No. 4509, as amended and reported by the committee.

SENATE STATE GOVERNMENT, WAGERING, TOURISM &
HISTORIC PRESERVATION COMMITTEE

STATEMENT TO
SENATE, No. 2944

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 17, 2018

The Senate State Government, Wagering, Tourism and Historic Preservation Committee reports favorably and with committee amendments Senate Bill No. 2944.

As amended, this bill would allow the municipal council of any municipality having a population of more than 270,000 according to the most recent federal decennial census and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint up to four fulltime equivalent aides for each council member. Each fulltime aide position may be divided into two part-time aide positions, which would be considered the equivalent of one fulltime aide, allowing not more than eight total part-time aides or four total fulltime aides. Each council member may appoint both fulltime and part-time aides and shall appoint not more than four fulltime equivalent aides.

This amended bill would also allow the municipal council of any municipality having a population of more than 200,000, but less than 270,000 according to the most recent federal decennial census, and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint one fulltime equivalent aide for each council member. Each fulltime aide position may be divided into two part-time aide positions, which shall be considered the equivalent of one fulltime aide, allowing not more than two total part-time aides or one total fulltime aide.

A person who is employed as a part-time aide pursuant to this amended bill would not be eligible to receive health benefits coverage under a health benefits plan provided by the municipality.

COMMITTEE AMENDMENTS

The committee amended the bill to clarify that the population criteria under the bill are based upon the most recent federal decennial census figures.

The amendments also allow the municipal council of any municipality having a population of more than 200,000, but less than 270,000 according to the most recent federal decennial census and

which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint one fulltime equivalent aide or two part-time aides for each council member.

Finally, the amendments establish that a person who is employed as a part-time aide pursuant to this bill will not be eligible to receive health benefits coverage under a health benefits plan provided by the municipality.

ASSEMBLY, No. 4509

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED SEPTEMBER 27, 2018

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblyman NICHOLAS CHIARAVALLOTTI

District 31 (Hudson)

SYNOPSIS

Permits certain council members to appoint up to four fulltime equivalent aides; allows these aide positions to be divided into part-time positions.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/15/2019)

A4509 PINTOR MARIN, MCKNIGHT

2

1 AN ACT concerning municipal council aides in certain
2 municipalities and amending P.L.1973, c.89.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 1 of P.L.1973, c.89 (C.40:69A-60.5) is amended to
8 read as follows:

9 1. The municipal council of any municipality having a
10 population of more than 270,000 which, prior to January 9, 1982
11 had adopted the form of government designated as "Mayor-Council
12 Plan C" provided for in article 5 of P.L.1950, c.210 (C.40:69A-55 et
13 seq.), may appoint an executive secretary and not more than four
14 fulltime equivalent aides for each council member, who shall serve,
15 and be removable at the pleasure of the council member, and who
16 shall serve in the unclassified service of the civil service of the city
17 and shall receive such salary as shall be fixed by ordinance, but said
18 salary shall not exceed the salaries of persons holding the positions
19 of executive secretary or aide on April 26, 1985. Each fulltime aide
20 position may be divided into two part-time aide positions, which
21 shall be considered the equivalent of one fulltime aide, allowing not
22 more than eight total part-time aides or four total fulltime aides.
23 Each council member may appoint both fulltime and part-time aides
24 and shall appoint not more than four fulltime equivalent aides.
25 Persons appointed pursuant to this section may have their salaries
26 increased on a periodic basis in accordance with the
27 recommendation in an annual merit evaluation for each aide, to be
28 filed with the municipal clerk by the council members, but not in
29 excess of the average percentage increase granted to other
30 municipal employees in the same period.

31 The municipal council of any municipality having a population
32 of more than 200,000, but less than 270,000, which, prior to
33 January 9, 1982, had adopted the form of government designated as
34 "Mayor-Council Plan C" provided for in article 5 of P.L.1950, c.210
35 (C.40:69A-55 et seq.) may appoint not more than one aide for each
36 council member, who shall serve, and be removable at the pleasure
37 of the council member, and who shall serve in the unclassified
38 service of the civil service of the city and shall receive a salary as
39 shall be fixed by ordinance, except that the salary so fixed shall not
40 exceed \$15,000.

41 No municipality shall adopt the provisions of this section on or
42 after October 26, 1985.

43 (cf: P.L.1994, c.116, s.1)

44

45 2. This act shall take effect immediately

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

Matter underlined thus is new matter.

STATEMENT

1
2
3
4
5
6
7
8
9
10
11
12

This bill would allow the municipal council of any municipality having a population of more than 270,000 and which adopted the form of Government known as Mayor-Council Plan C before January 9, 1982, to appoint up to four fulltime equivalent aides for each council member. Each fulltime aide position may be divided into two part-time aide positions, which shall be considered the equivalent of one fulltime aide, allowing not more than eight total part-time aides or four total fulltime aides. Each council member may appoint both fulltime and part-time aides and shall appoint not more than four fulltime equivalent aides.

ASSEMBLY STATE AND LOCAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 4509

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 14, 2019

The Assembly State and Local Government Committee reports favorably and with committee amendments Assembly Bill No. 4509.

As amended, this bill would allow the municipal council of any municipality having a population of more than 270,000, according to the most recent federal decennial census, and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint up to four fulltime equivalent aides for each council member. Each fulltime aide position may be divided into two part-time aide positions, which would be considered the equivalent of one fulltime aide, allowing not more than eight total part-time aides or four total fulltime aides. Each council member may appoint both fulltime and part-time aides and shall appoint not more than four fulltime equivalent aides.

This bill would also allow the municipal council of any municipality having a population of more than 200,000, but less than 270,000, according to the most recent federal decennial census, and which adopted the Mayor-Council Plan C form of government before January 9, 1982, to appoint one fulltime equivalent aide for each council member. Each fulltime aide position may be divided into two part-time aide positions, which shall be considered the equivalent of one fulltime aide, allowing not more than two total part-time aides or one total fulltime aide.

A person who is employed as a part-time aide pursuant to this bill would not be eligible to receive health benefits coverage under a health benefits plan provided by the municipality.

COMMITTEE AMENDMENTS

The committee amended the bill to clarify that the population criteria under the bill are based upon the most recent federal decennial census figures.

The amendments also allow the municipal council of any municipality having a population of more than 200,000, but less than 270,000, according to the most recent federal decennial census and which adopted the Mayor-Council Plan C form of government before

January 9, 1982, to appoint one full-time equivalent aide or two part-time aides for each council member.

The amendments also remove language that caps the salaries of executive secretaries and municipal council aides.

Finally, the amendments establish that a person who is employed as a part-time aide pursuant to this bill will not be eligible to receive health benefits coverage under a health benefits plan provided by the municipality.

This bill is identical to Senate Bill No. 2944 (1R), as also amended and reported by the committee.

Governor Murphy Takes Action on Legislation

07/19/2019

TRENTON – Today, Governor Phil Murphy signed the following bills and resolutions into law:

AJR26 (Downey, Houghtaling, Quijano, Mosquera, Vainieri Huttle, Benson, Jasey, McKnight/Pou, Codey) - Designates September of each year as "Youth Suicide Prevention Awareness Month" in New Jersey.

AJR87 (Murphy, Mosquera, Pinkin/Singleton, Addiego) - Designates January 11 of each year as "Alice Paul Day" in New Jersey.

A769 (Caputo, Giblin, Vainieri Huttle/A.R. Bucco, Ruiz) - Requires school districts to incorporate age-appropriate sexual abuse and assault awareness and prevention education in grades preschool through 12 as part of New Jersey Student Learning Standards in Comprehensive Health and Physical Education.

A1048 (Houghtaling, Downey, Mukherji, Holley/Turner, Stack) - Requires property tax bills to contain eligibility information on State tax relief programs.

A1190 (Jones, Giblin, Mukherji/Beach, Cruz-Perez) - Concerns appointment of person to control funeral and disposition of human remains.

A1369 (Kennedy, DeAngelo, Vainieri Huttle, Benson, Quijano/Greenstein, Addiego) - Allows for cancellation of certain service contracts without paying early termination fee if customer becomes deceased prior to end of service contract.

A1428 (McKnight, Chaparro, Chiaravalloti, Vainieri Huttle/Ruiz, Cunningham) - Requires Department of Education to develop guidelines for school districts concerning child trafficking awareness and prevention.

A3766 (Armato, Houghtaling, Murphy, Jones/Corrado) - Requires public officer or employee to forfeit pension upon conviction for corruption of public resources, sexual contact, lewdness, or sexual assault when offense involves or touches upon public office or employment.

A5162 (Speight, Reynolds-Jackson/Beach) - Permits county board of chosen freeholders to increase membership of county board of elections.

A5456 (Armato, Kennedy, Speight/Greenstein, Bateman) - Authorizes NJ Infrastructure Bank to expend certain sums to make loans for environmental infrastructure projects for FY2020.

A5457 (Danielsen, Swain, Milam/Codey) - Appropriates funds to DEP for environmental infrastructure projects for FY2020.

A5462 (Milam, Speight, Murphy/Smith) - Modifies powers and duties of New Jersey Infrastructure Bank.

S692 (Ruiz, Sarlo/Jasey, Caputo, Holley) - Prohibits the DOE from regulating maximum salary amount school district may pay its superintendent of schools and codifies standards for contract review.

S756 (Diegnan, Turner/Calabrese, Sumter, Pinkin) - Updates notice of elections requirements to include information for voter to obtain polling place locations.

S858 (Turner, Diegnan/Jasey, Caputo) - Requires teachers of health and physical education in grades kindergarten through six in public schools to possess appropriate endorsement to instructional certificate.

S954 (Vitale, Singleton, Madden/Conaway, Moriarty, Sumter, McKnight, Mukherji, Downey) - Enters New Jersey in enhanced multistate Nurse Licensure Compact.

S1373 (Andrzejczak/Land, Milam) - Expands option of governmental home health care agency to partner with non-governmental providers to deliver health care services.

S1707 (Oroho, Bateman, Andrzejczak/Space, Wirths) - Exempts governmental entities acquiring lands for open space located in a deed-authorized common interest community from paying community fees if, at time of acquisition, community has never been formed or has been dissolved or discontinued.

S1761 (Weinberg, Singleton/Pintor Marin, Lampitt, Pinkin, Munoz, McKeon) - Expands the Address Confidentiality Program to include victims of sexual assault and stalking; and reproductive health service patients and providers.

S1799 (A.R. Bucco/A.M. Bucco, Murphy, Caputo) - Increases membership of fire safety commission in DCA.

S2472 (Singleton, Murphy/Conaway, Timberlake) - Requires certain real estate licensees to complete courses of study concerning fair housing and housing discrimination.

S2489 (Cruz-Perez, Turner/Mosquera, Jones, Holley, McKnight, Downey) - Requires board of education to post information about child abuse hotline in each school.

S2575 (Diegnan, Greenstein/Karabinchak, Reynolds-Jackson) - Establishes task force to examine and make recommendations regarding implementation of "Anti-Bullying Bill of Rights Act."

S2944 (Ruiz, Cunningham/Pintor Marin, McKnight, Chiaravalloti) - Permits certain council members to appoint up to four fulltime equivalent aides; allows these aide positions to be divided into part-time positions.

S2994 (Ruiz/Freiman, McKeon, Schaer) – Concerns refunds following terminations or cancellations of guaranteed asset protection waivers.

S3043 (Madden, Oroho/Mosquera, Pintor Marin) - Clarifies that family day care providers or other persons who are subjects of criminal history record back checks have access to disqualifying information.

S3452 (Ruiz, Pou/Lopez, Holley, Schaer) - Requires certain consumer reporting agencies to make consumer reports available to consumers in Spanish and certain other languages.

S3899 (Ruiz/Burzichelli) - Allows TPAF retiree to be employed, without TPAF reenrollment, by school district as certificated superintendent or administrator for more than two years when in best interests of school district.