

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1998

CHAPTER:16

NJSA:52:3-12

"State House flags -- half staff"

BILL NO:S232 (Substituted for A748)

SPONSOR(S): Cafiero and Kosco

DATE INTRODUCED: Pre-filed

COMMITTEE:

ASSEMBLY: Law and Public Safety

SENATE: Law and Public Safety

AMENDED DURING PASSAGE:Yes

DATE OF PASSAGE:

ASSEMBLY: March 23, 1998

SENATE: March 30, 1998

DATE OF APPROVAL: May 6, 1998

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: 2nd reprint

(Amendments during passage denoted by superscript numbers)

S232

SPONSORS STATEMENT: *Yes* (Begins on page 2 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY: *Yes*

SENATE: *Yes*

FLOOR AMENDMENT STATEMENTS: *Yes*

LEGISLATIVE FISCAL ESTIMATE: *No*

A748

SPONSORS STATEMENT: *Yes* (Begins on page 2 of original bill)
(Bill and Sponsors Statement identical to S232)

COMMITTEE STATEMENT:

ASSEMBLY: *Yes* (Identical to Assembly Statement for S232)

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

*To check for circulating copies contact New Jersey State Government Publications at
the State Library (609) 278-2640 etc. 102 or refdesk@njstatelib.org*

REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES:

"Whitman signs bill establishing memorial flag pole at Statehouse,"
5-7-98, Atlantic City Press, p. C9.

[Second Reprint]

SENATE, No. 232

STATE OF NEW JERSEY
208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator JAMES S. CAFIERO

District 1 (Cape May, Atlantic and Cumberland)

Senator LOUIS F. KOSCO

District 38 (Bergen)

Co-Sponsored by:

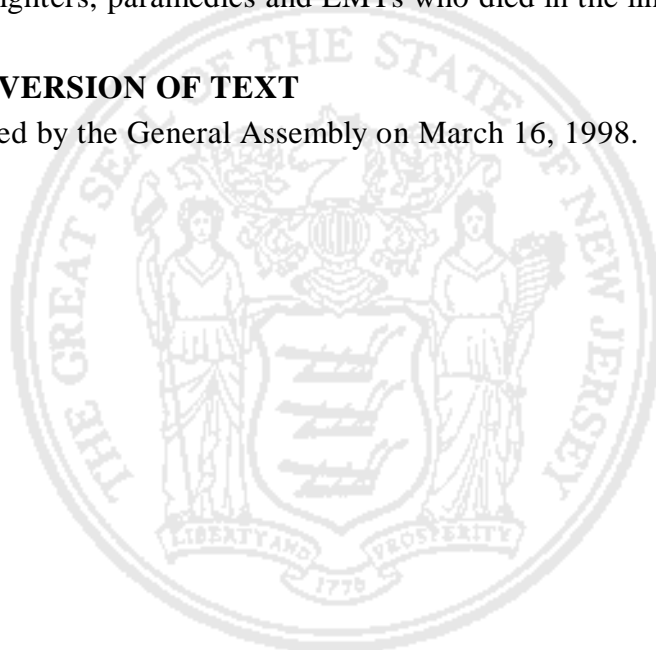
Senator Robertson, Assemblymen Asselta, Zisa and Gibson

SYNOPSIS

Requires State House flags to be flown at half-staff for law enforcement officers, firefighters, paramedics and EMTs who died in the line of duty.

CURRENT VERSION OF TEXT

As amended by the General Assembly on March 16, 1998.



(Sponsorship Updated As Of: 3/17/1998)

1 AN ACT concerning setting the United States flag ²and the State flag²
 2 at half-staff and supplementing chapter 3 of Title 52 of the Revised
 3 Statutes.

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

7
 8 1. ²a. ² The Governor, upon timely notification and verification of
 9 the death of a federal, State or local law enforcement officer or
 10 firefighter who ²either² works in New Jersey ²or is a citizen of New
 11 Jersey² and who died in the line of duty, shall direct that the flag of the
 12 United States ¹and the State flag¹ be flown at half-staff for one week
 13 at the State House. The ¹[flag] flags¹ shall be flown upon an existing
 14 flagstaff or ¹flagstaffs or¹, at the option of the Governor, ¹[one] a
 15 flagstaff or flagstaffs¹ erected at an appropriate site, after consultation
 16 with organizations representing law enforcement officers and
 17 firefighters on the location and design of the flagstaff ¹or flagstaffs¹.

18 The ¹[flag] flags¹ flown in honor of the deceased law enforcement
 19 officer or firefighter shall be presented to the family of that officer or
 20 firefighter.

21 ²b. The Governor, upon timely notification and verification of the
 22 death of a member of a duly incorporated first aid and emergency or
 23 volunteer ambulance or rescue squad or association rendering services
 24 in a county or municipality of this State or a duly certified mobile
 25 intensive care paramedic or emergency medical technician who either
 26 works in New Jersey or is a citizen of New Jersey and who died in the
 27 line of duty while rendering first aid, ambulance, rescue or emergency
 28 medical service, shall direct that the flag of the United States and the
 29 State flag be flown at half-staff for one week at the State House. The
 30 flags shall be flown upon an existing flagstaff or flagstaffs or, at the
 31 option of the Governor, a flagstaff or flagstaffs erected at an
 32 appropriate site, after consultation with organizations representing
 33 first aid, ambulance, rescue or emergency medical service providers on
 34 the location and design of the flagstaff or flagstaffs.

35 The flags flown in honor of the deceased member, paramedic or
 36 technician shall be presented to the family of that member, paramedic
 37 or technician.²

38
 39 2. This act shall take effect immediately.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SLP committee amendments adopted February 23, 1998.

² Assembly floor amendments adopted March 16, 1998.

SENATE, No. 232

STATE OF NEW JERSEY
208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator JAMES S. CAFIERO

District 1 (Cape May, Atlantic and Cumberland)

Senator LOUIS F. KOSCO

District 38 (Bergen)

SYNOPSIS

Requires State House flag be flown at half-staff for law enforcement officers and firefighters who died in the line of duty.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning setting the United States flag at half-staff and
2 supplementing chapter 3 of Title 52 of the Revised Statutes.

3

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

6

7 1. The Governor, upon timely notification and verification of the
8 death of a federal, State or local law enforcement officer or firefighter
9 who works in New Jersey and who died in the line of duty, shall direct
10 that the flag of the United States be flown at half-staff for one week
11 at the State House. The flag shall be flown upon an existing flagstaff
12 or, at the option of the Governor, one erected at an appropriate site,
13 after consultation with organizations representing law enforcement
14 officers and firefighters on the location and design of the flagstaff.

15 The flag flown in honor of the deceased law enforcement officer or
16 firefighter shall be presented to the family of that officer or firefighter.

17

18 2. This act shall take effect immediately.

19

20

21

STATEMENT

22

23 This bill would require the United States flag at the State Capitol
24 be flown at half-staff when a federal, State or local law enforcement
25 officer or firefighter dies in the line of duty. The bill would allow the
26 flag to be flown upon an existing flagstaff or newly constructed
27 flagstaff. The flag would be flown at half-staff for one week and then
28 presented to the family of the fallen law enforcement officer or
29 firefighter. New Jersey residents value and support the vital work
30 performed by the law enforcement officers and firefighters. This
31 gesture of sorrow and gratitude will serve as a fitting tribute to those
32 who lost their lives in the line of duty.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 232

STATE OF NEW JERSEY

DATED: MARCH 2, 1998

The Assembly Law and Public Safety Committee reports favorably Senate Bill No. 232 (1R).

Senate Bill No. 232 (1R) supplements chapter 3 of Title 52 of the Revised Statutes to require the United States flag and the State flag at the State Capitol be flown at half-staff for one week when a federal, State or local law enforcement officer or firefighter dies in the line of duty. The bill would allow the flags to be flown upon an existing or newly constructed flagstaff or flagstaffs. The flags then would be presented to the family of the fallen law enforcement officer or firefighter.

New Jersey residents value and support the vital work performed by law enforcement officers and firefighters. This gesture of sorrow and gratitude will serve as a fitting tribute to those who lost their lives in the line of duty.

Senate Bill No.232 (1R) is identical to Assembly Bill No.748, as amended by the committee.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 232

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 23, 1998

The Senate Law and Public Safety Committee reports favorably and with committee amendments Senate Bill No. 232.

This bill would require the United States flag and the State flag at the State Capitol be flown at half-staff for one week when a federal, State or local law enforcement officer or firefighter dies in the line of duty. The bill would allow the flags to be flown upon an existing or newly constructed flagstaff or flagstaffs. The flags then would be presented to the family of the fallen law enforcement officer or firefighter.

The committee amended the bill to include the State flag in its provisions.

New Jersey residents value and support the vital work performed by law enforcement officers and firefighters. This gesture of sorrow and gratitude will serve as a fitting tribute to those who lost their lives in the line of duty.

This bill was prefiled for introduction in the 1998 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

STATEMENT TO
[First Reprint]
SENATE, No. 232

with Assembly Floor Amendments
(Proposed By Assemblymen ASSELTA and ZISA)

ADOPTED: MARCH 16, 1998

Senate Bill No. 232 (1R) directs that both the federal and State flags at the State House be flown at half-staff to honor law enforcement officers and firefighters who die in the line of duty. These Assembly amendments expand the scope of the bill to include members of duly incorporated first aid, ambulance and rescue squads and associations serving New Jersey's communities and certified mobile intensive care paramedics and emergency medical technicians (EMTs) who are providing emergency medical services.

The amendments also clarify that the flags are to be flown at half-staff to honor law enforcement officers, firefighters and certified paramedics and EMTs who are citizens of New Jersey who die in the line of duty while performing law enforcement, firefighting or emergency medical services in a jurisdiction outside the State of New Jersey.

Finally, the amendment to the title of the bill is technical.

ASSEMBLY, No. 748

STATE OF NEW JERSEY 208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Assemblyman NICHOLAS ASSELTA

District 1 (Cape May, Atlantic and Cumberland)

Assemblyman CHARLES "KEN" ZISA

District 37 (Bergen)

Co-Sponsored by:

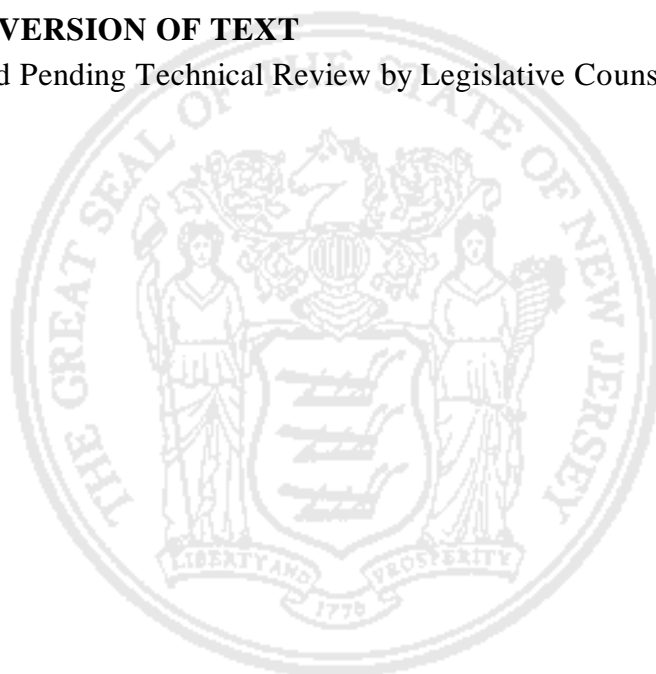
Assemblyman Gibson

SYNOPSIS

Requires State House flag be flown at half-staff for law enforcement officers and firefighters who died in the line of duty.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 3/3/1998)

1 AN ACT concerning setting the United States flag at half-staff and
2 supplementing chapter 3 of Title 52 of the Revised Statutes.

3

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

6

7 1. a. The Governor, upon timely notification and verification of
8 the death of a federal, State or local law enforcement officer or
9 firefighter who works in New Jersey and who died in the line of duty,
10 shall direct that the flag of the United States be flown at half-staff for
11 one week at the State House. The flag shall be flown upon an existing
12 flagstaff or, at the option of the Governor, one erected at an
13 appropriate site, after consultation with organizations representing law
14 enforcement officers and firefighters on the location and design of the
15 flagstaff.

16 The flag flown in honor of the deceased law enforcement officer or
17 firefighter shall be presented to the family of that officer or firefighter.

18

19 2. This act shall take effect immediately.

20

21

22 STATEMENT

23

24 This bill would require the United States flag at the State Capitol
25 be flown at half-staff when a federal, State or local law enforcement
26 officer or firefighter dies in the line of duty. The bill would allow the
27 flag to be flown upon an existing flagstaff or newly constructed
28 flagstaff. The flag would be flown at half-staff for one week and then
29 presented to the family of the fallen law enforcement officer or
30 firefighter. New Jersey residents value and support the vital work
31 performed by the law enforcement officers and firefighters. This
32 gesture of sorrow and gratitude will serve as a fitting tribute to those
33 who lost their lives in the line of duty.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 748

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 2, 1998

The Assembly Law and Public Safety Committee reports favorably and with committee amendments Assembly Bill No. 748

. Assembly Bill No. 748, as amended by the committee, supplements chapter 3 of Title 52 of the Revised Statutes to require the United States flag and the State flag at the State Capitol be flown at half-staff for one week when a federal, State or local law enforcement officer or firefighter dies in the line of duty. The bill would allow the flags to be flown upon an existing or newly constructed flagstaff or flagstaffs. The flags then would be presented to the family of the fallen law enforcement officer or firefighter.

As received by the committee, the bill did not include the State flag in its provisions.

New Jersey residents value and support the vital work performed by law enforcement officers and firefighters. This gesture of sorrow and gratitude will serve as a fitting tribute to those who lost their lives in the line of duty.

As amended by the committee, Assembly Bill No. 748 is identical to Senate Bill No. 232 (1R).

This bill was prefiled for introduction in the 1998 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

Office of the Governor
NEWS RELEASE

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TRENTON, NJ 08625

CONTACT: Jayne O'Connor
609-777-2600

RELEASE: May 6, 1998

Governor Signed Legislation A-725 and S-232

A-725, which amends the state's Right to Know Law to prohibit inmate access to public records containing personal identifying information about a victim or the victim's family. The law upgrades the crimes of stalking and harassment under certain circumstances.

The bill defines personal identifying information as information that includes items such as the victim's home address, home telephone number and work or school address. In certain instances, the court may allow an inmate or the inmate's representative to obtain the information if it is necessary to assist in the inmate's defense.

The bill upgrades the offenses of stalking and harassment where these offenses are committed by a person serving a term of imprisonment or on parole or probation for an indictable offense. The bill upgrades stalking from a crime of the fourth degree to a crime of the third degree. It also upgrades harassment from a disorderly persons offense to a crime of the fourth degree.

A third-degree crime is punishable by a maximum of five years in prison and a fine of up to \$7,500. A fourth-degree crime is punishable by a maximum of 18 months in prison and a fine of up to \$7,500. A disorderly persons offense is punishable by a maximum of six months in prison.

The bill was sponsored by Assembly Members Paul Kramer (R-Mercer/Middlesex), Charles Zisa (D-Bergen), Barbara Wright (R-Mercer/Middlesex) and Wilfredo Caraballo (D-Essex) and Senator Peter A. Inverso (R-Mercer/Middlesex).

S-232, which requires that state and federal flags be flown at half-staff for law enforcement officers, firefighters and EMT personnel who die in the line of duty. The legislation was sponsored by Senators James Cafiero (R-Cape May/Atlantic/Cumberland) and Louis Kosco (R-Bergen) and Assembly Members Nick Asselta (R-Cape May/Atlantic/Cumberland) and Ken Zisa (D-Bergen).