



LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1998

CHAPTER:27

NJSA: 40A:9-133.2

"Municipal Clerk Certification"

BILL NO: A255

SPONSOR(S): Arnone

DATE INTRODUCED:January 29, 1998

COMMITTEE:

ASSEMBLY: Local Government and Housing

SENATE:Community and Urban Affairs

AMENDED DURING PASSAGE:No

DATE OF PASSAGE:

ASSEMBLY: February 19, 1998

SENATE: May 18, 1998

DATE OF APPROVAL: June 29, 1998

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: Original

(Amendments during passage denoted by superscript numbers)

A255

SPONSORS STATEMENT: *Yes* (Begins on page 4 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY:*Yes*

SENATE:*Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

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REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES: *No*

ASSEMBLY, No. 255

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JANUARY 29, 1998

Sponsored by:

Assemblyman MICHAEL J. ARNONE

District 12 (Monmouth)

SYNOPSIS

Revises certain dates pertaining to registered municipal clerk certification.

CURRENT VERSION OF TEXT

As introduced.



A255 ARNONE

2

1 AN ACT revising the time frame of certain professional requirements
2 for municipal clerks and amending P.L.1985, c.174 and P.L.1997,
3 c.279.

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

7
8 1. Section 2 of P.L.1985, c.174 (C.40A:9-133.2) is amended to
9 read as follows:

10 2. Commencing on the effective date of P.L.1985, c.174, the
11 Director of the Division of Local Government Services in the
12 Department of Community Affairs shall hold examinations
13 semiannually, and at such other times as he may deem appropriate, for
14 certification as municipal clerk. An applicant for examination shall
15 furnish proof to the director, not less than 30 days before an
16 examination, that the applicant is not less than 21 years of age, is a
17 citizen of the United States, is of good moral character, has obtained
18 a certificate or diploma issued after at least four years of study at an
19 approved secondary school or has received an academic education
20 considered and accepted by the Commissioner of Education as fully
21 equivalent, and has completed at least two years of education at a
22 college of recognized standing. For purposes of this section, 30
23 college credits will be considered equivalent to one year of college.
24 An applicant who does not meet the two year college requirement may
25 substitute on a year for year basis full-time experience or the
26 equivalent part-time experience in a position as deputy municipal
27 clerk, assistant municipal clerk or other position of county or
28 municipal government which performs duties relative to those
29 performed by a municipal clerk as described in subsection e. of
30 N.J.S.40A:9-133. An applicant shall also present proof of completion
31 of the following courses offered through Rutgers, The State University
32 or similar courses offered at a college or university approved by the
33 Division of Local Government Services in the Department of
34 Community Affairs:

35 Introduction of the Duties of the Municipal Clerk;
36 Advanced Duties of the Municipal Clerk;
37 Local Election Administration;
38 Information and Records Management and
39 Municipal Finance Administration for Municipal Clerks.

40 Every applicant submitting an application prior to **[January 1,**
41 **1997]** December 31, 2000 may present proof of satisfactory
42 completion of a course in Municipal Finance Administration, in lieu of
43 the course in Municipal Finance Administration for Municipal Clerks.

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.

1 The proofs required pursuant to this section shall be provided on
2 the application forms and in the manner as shall be prescribed by the
3 director. Each completed application shall be accompanied by a fee in
4 the amount of \$50 payable to the order of the State Treasurer.
5 Examinations shall be written, or both written and oral, and shall be of
6 such character as fairly to test and determine the qualifications, fitness
7 and ability of the person tested to actually perform the duties of
8 municipal clerk.

9 (cf: P.L. 1997, c.279, s.3)

10
11 2. Section 8 of P.L.1997, c.279 (C.40A:9-133.10) is amended to
12 read as follows:

13 8. a. Commencing ~~July 1, 1996~~ October 1, 1998 all registered
14 municipal clerk certificates issued pursuant to section 3 or section 4
15 of P.L.1985, c.174 (C.40A:9-133.3 or C.40A:9-133.4), or section 7
16 of P.L.1997, c.279 (C.40A:9-133.9) shall be renewed upon
17 application, payment of the required fee, and verification that the
18 applicant has met the requirements as set forth in this section. Each
19 renewal shall be for a period of two years. The renewal date shall be
20 30 days prior to the expiration date.

21 b. All registered municipal clerk certificates subject to renewal
22 pursuant to this section issued prior to ~~July 1, 1996~~ October 1, 1998
23 shall have an expiration date of ~~June 30, 1998~~ September 30, 2000.
24 All registered municipal clerk certificates issued on or after ~~July 1,~~
25 ~~1996~~ October 1, 1998 shall expire two years from the date on which
26 the certificate was originally issued.

27 c. Each applicant for renewal of a registered municipal clerk
28 certificate shall, on a form prescribed by the director, furnish proof of
29 having earned at least 2.0 continuing education units in subject areas
30 related to the statutory duties of the municipal clerk and minimum
31 contact hours as prescribed by the director. For the purposes of this
32 section, 1.0 continuing education unit equals 10 contact hours. Upon
33 verification of this requirement, and upon payment of a fee of \$50 to
34 the order of the Treasurer of the State of New Jersey, the director
35 shall renew the registered municipal clerk certificate.

36 d. Where the holder of a registered municipal clerk certificate has
37 allowed the certificate to lapse by failing to renew the certificate, a
38 new application and certificate shall be required. If application is
39 made within six months of the expiration of the certificate, then
40 application may be made in the same manner as renewal but the
41 application shall be accompanied by the fee for a new application.

42 (cf: P.L.1997, c.279, s.8)

43
44 3. This act shall take effect immediately.

1 STATEMENT

2

3 This bill makes technical revisions to certain dates in P.L.1997,
4 c.279.

5 P.L.1997, c.279 (Assembly Bill No. 824 (3R) of 1996) was
6 enacted on January 6, 1998 in the waning days of the 1996-1997
7 Legislative session. Due to the timing of the bill's enactment, certain
8 dates for professional requirements of municipal clerks required in the
9 bill are not realistic and require correction by the Legislature so that
10 the law's requirements of municipal clerks can be effectuated.

11 Section 3 of P.L.1997, c.279 permitted applicants submitting
12 applications for a registered municipal clerk certificate prior to January
13 1, 1997 to present proof of satisfactory completion of a course in
14 Municipal Finance Administration in lieu of the course in Municipal
15 Finance Administration for Municipal Clerks. This bill revises the
16 January 1, 1997 date to be December 31, 2000.

17 Similarly, section 8 of P.L.1997, c.279 required that, beginning
18 July 1, 1996, all registered municipal clerk certificates issued pursuant
19 to section 3 or section 4 of P.L.1985, c.174 (C.40A:9-133.3 or
20 C.40A:9-133.4), or section 7 of P.L.1997, c.279 (C.40A:9-133.9) will
21 be renewed upon application, payment of the required fee, and
22 verification that the applicant has met the requirements as set forth in
23 this section. This July 1, 1996 date has been revised in the bill to
24 October 1, 1998.

25 Finally, section 8 of P.L.1997, c.279 also required that all
26 registered municipal clerk certificates subject to renewal and issued
27 prior to July 1, 1996 will expire on June 30, 1998; and all registered
28 municipal clerk certificates issued on or after July 1, 1996 will expire
29 two years from the date on which the certificate was originally issued.
30 The bill revises those dates so that all registered municipal clerk
31 certificates subject to renewal and issued prior to October 1, 1998 will
32 expire on September 30, 2000; and all registered municipal clerk
33 certificates issued on or after October 1, 1998 will expire two years
34 from the date on which the certificate was originally issued.

ASSEMBLY, No. 255

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED JANUARY 29, 1998

Sponsored by:

Assemblyman MICHAEL J. ARNONE

District 12 (Monmouth)

SYNOPSIS

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CURRENT VERSION OF TEXT

As introduced.



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ASSEMBLY LOCAL GOVERNMENT AND HOUSING
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 255

STATE OF NEW JERSEY

DATED: JANUARY 29, 1998

The Assembly Local Government and Housing Committee reports favorably Assembly Bill No. 255.

Assembly Bill No. 255 makes technical revisions to certain dates in P.L.1997, c.279.

P.L.1997, c.279 (Assembly Bill No. 824 (3R) of 1996) was enacted on January 6, 1998 in the waning days of the 1996-1997 Legislative session. Due to the timing of the bill's enactment, certain dates for professional requirements of municipal clerks required in the bill are not realistic and require correction by the Legislature so that the law's requirements of municipal clerks can be effectuated.

Section 3 of P.L.1997, c.279 permitted applicants submitting applications for a registered municipal clerk certificate prior to January 1, 1997 to present proof of satisfactory completion of a course in Municipal Finance Administration in lieu of the course in Municipal Finance Administration for Municipal Clerks. This bill revises the January 1, 1997 date to be December 31, 2000.

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SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 255

STATE OF NEW JERSEY

DATED: MARCH 23, 1998

The Senate Community and Urban Affairs Committee reports favorably Assembly Bill No. 255.

This bill would delay the effect of certain provisions of P.L. 1997, c.279 which modified the requirements for appointment and reappointment to the office of municipal clerk.

In particular, section 3 of P.L.1997, c.279 (C.40A:9-133.2) requires applicants wishing to sit for the examination for certification after January 1, 1997 to present proof of satisfactory completion of a course in Municipal Finance Administration for Municipal Clerks instead of proof of completion of the course in Municipal Finance Administration. This bill would change the operative date of that provision from January 1, 1997 to December 31, 2000.

Section 8 of P.L.1997, c.279 (C.40A:9-133.10) provides that on and after July 1, 1996 registered municipal clerk certificates can only be renewed for a two-year period upon application, payment of the \$50 fee and verification that the applicant has satisfied the continuing education requirement. Similarly, this bill would delay the operative date of this provision from July 1, 1996 to October 1, 1998.

Finally, section 8 of P.L.1997, c.279 provides that all registered municipal clerk certificates subject to renewal and issued prior to July 1, 1996 will expire on June 30, 1998; and all registered municipal clerk certificates issued on or after July 1, 1996 will expire two years from the date on which the certificate was originally issued. This bill would provide that registered municipal clerk certificates subject to renewal and issued prior to October 1, 1998 will expire on September 30, 2000; and all registered municipal clerk certificates issued on or after October 1, 1998 will expire two years from the date on which the certificate was originally issued.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Jayne O'Connor
609-777-2600

RELEASE: June 30, 1998

Gov. Christie Whitman has signed the following pieces of legislation:

A- 255, sponsored by Assembly Member Michael Arnone (R-Monmouth), changes certain dates pertaining to municipal clerk certification.

A-1288, sponsored by Assembly Member Alex DeCroce (R- Essex/Morris/Passaic) and Senator Andrew Ciesla (R- Monmouth/Ocean), streamlines the current procedures concerning the Department of Transportation's regulation of traffic and parking on state highways. The bill would expedite the process for changing speed limits, traffic signs, parking zones or other traffic regulations so that DOT can be more responsive to local concerns and requests. Currently, a minimum of three months is required to effect any of these changes.

AJR No. 20, sponsored by Assembly Members Connie Myers (R-Warren/Hunterdon/Mercer) and Alex DeCroce (R-Essex/Morris/Passaic), urges the return of the Delaware, Lackawanna & Western (DL&W) Railroad's Camelback Steam Engine No. 952 to its rightful owner, the Railway and Locomotive Historical Society, for its return to DL&W Railroad territory, which includes New Jersey, New York and Pennsylvania. The steam engine was loaned to the National Museum of Transport in Saint Louis, Missouri, which failed to comply with the conditions under which the loan was made. The National Museum and the Commissioners of St. Louis County have refused to release the steam engine for return to DL&W territory.