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ASSEMBLY, No. 2921

STATE OF NEW JERSEY

208th LEGISLATURE

INTRODUCED MARCH 4, 1999

Sponsored by:

Assemblyman RICHARD H. BAGGER

District 22 (Middlesex, Morris, Somerset and Union)

Assemblyman JOSEPH CHARLES, JR.

District 31 (Hudson)

Co-Sponsored by:

Senators Littell, Allen and Bucco

SYNOPSIS

Permits informational display of appropriations within the annual appropriations act.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 3/23/1999)

1 AN ACT permitting the display of summaries of appropriations for
2 informational purposes only within the annual appropriations act,
3 amending R.S.1:3-1 and P.L.1954, c.28, and supplementing Title
4 1 of the Revised Statutes.

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

8
9 1. (New section) Unless it is otherwise expressly provided, the
10 following display, or a substantially similar display, of summaries of
11 appropriations as may appear within an annual appropriations act shall
12 not be deemed to be part of that act but shall be for the purpose of
13 displaying summaries of the items of appropriations made elsewhere
14 within that act:
15

<i>(For Display Purposes Only)</i>	
<i>Summary of Appropriations - Department of [Name of Department]</i>	
<i>Appropriations by Category:</i>	
Direct State Services	\$(subtotal)
Grants-in-Aid	\$(subtotal)
State Aid	\$(subtotal)
<i>Appropriations by Fund:</i>	
General Fund	\$(subtotal)
Property Tax Relief Fund	\$(subtotal)
Casino Revenue Fund	\$(subtotal)

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29 2. Section 1 of P.L.1954, c.28 (C.1:2-3.1) is amended to read as
30 follows:

31 1. Every bill and every joint resolution which **[shall have]** has
32 passed the Legislature shall be presented to the Governor in the same
33 text as that in which it passed the Legislature and it shall be acted
34 upon by **[him]** the Governor accordingly but any bill or joint
35 resolution in which material enclosed in bold-faced brackets is
36 included shall, if it becomes law, be construed as though the material
37 so included was omitted therefrom and no material so included shall
38 be or constitute any part of the statute so enacted but a legend shall
39 be affixed to the bottom of the first page of the bill or joint resolution

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.

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1 indicating that material so included is intended to be omitted from the
2 bill or joint resolution, when it becomes law. In addition, every
3 annual appropriations bill which has passed the Legislature that may
4 include one or more displays of summaries of items of appropriations
5 as may appear within the bill shall not, if the bill becomes law, be
6 construed as though the material so included within any display of
7 summaries of items of appropriations constitutes any part of the act
8 and a legend shall be affixed to the bottom of the first page of the bill
9 indicating that material included within any display is intended to be
10 for the purpose of displaying summaries of the items of appropriations
11 set forth elsewhere within that act and, while included within the text
12 of the law, is not intended to be part of the law.

13 (cf: P.L.1954, c.28, s. 1)

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15 3. R.S.1:3-1 is amended to read as follows:

16 1:3-1. The Legislative Services Commission shall direct the Office
17 of Legislative Services that, as soon as practicable after any law [shall
18 be] is enacted, it shall prepare the same for printing and in so doing,
19 it shall make such corrections in the text thereof, as shall be directed
20 by the Legislative Services Commission, and shall omit from the text
21 thereof all material inserted therein, which is enclosed in bold-faced
22 brackets, together with the brackets and all footnotes relating thereto,
23 and shall cause material, appearing in the text underlined or printed in
24 italics, to be printed in the same manner as other material is printed.
25 In preparing the annual appropriations act for printing, the Office of
26 Legislative Services shall include all displays of summaries of
27 appropriations as may appear within the act and include a legend
28 affixed to the bottom of the first page of the law indicating that
29 material included within the displays is intended to be for the purpose
30 of displaying summaries of the items of appropriations set forth
31 elsewhere within that law and, while included within the text of the
32 law, is not intended to be part of the law. The office shall cause the
33 several acts of each year to be designated as chapters, numbered in
34 Arabic according to the order of time when they respectively became
35 laws; and shall cause headnotes, descriptive of the contents, to be
36 printed at the beginning of such sections as it shall deem appropriate,
37 and shall cause such sections of the several acts of each year to be
38 marked with such compilation numbers as shall be appropriate in its
39 judgment; and it shall, in like manner, cause the joint resolutions of the
40 Senate and General Assembly and the concurrent resolutions of the
41 Senate and General Assembly agreeing to any proposed amendment
42 or amendments of the Constitution or providing for the publication and
43 submission to the people of any such proposed amendment or
44 amendments to be prepared for printing.

45 The Office of Legislative Services, through its Legislative Counsel,
46 is authorized to correct in the text, but not in the title, of any law, such

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1 errors in references to other laws and in punctuation and spelling, and
2 other obvious errors in form, which will not affect the substance of the
3 law, as shall be concurred in by the Attorney General and shall make
4 such corrections in preparing the law for printing.

5 The Office of Legislative Services, through its Legislative Counsel,
6 is further authorized to correct errors caused when two or more
7 amendments to the same section of law are enacted, at the same or
8 different sessions of the Legislature, but such amendments
9 inadvertently omit provisions of, and fail to refer to, one another.
10 Only amendments that may be put into simultaneous operation may be
11 reconciled. Corrections shall be concurred in by the Attorney General
12 and, thereafter, the office shall prepare the law for printing.

13 The Office of Legislative Services shall also cause the
14 proclamations of the Governor made during the previous year, which
15 the Governor shall direct to be printed, to be copied and prepared for
16 printing.

17 The Office of Legislative Services shall prepare but one index,
18 alphabetically arranged, to all the acts and joint resolutions of the year
19 and the proclamations of the previous year.

20 (cf: P.L.1981, c.448, s.2)

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22 4. This act shall take effect immediately.

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STATEMENT

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27 This bill clarifies that informational displays providing a summary
28 of items of appropriations may be included within the annual
29 appropriations act. These appropriations summaries may assist the
30 public in understanding the overall spending priorities of the
31 departments of State government and the sources of the funding. A
32 broad overview of spending priorities contained within the budget bill
33 may be difficult to ascertain given the length and complexity of the
34 format of the budget bill. These summaries are intended to be for
35 information purposes only. The bill indicates that these displays are
36 not to be construed as part of the law as is the other text of the bill
37 enacted as the State annual appropriations act.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2921

STATE OF NEW JERSEY

DATED: MARCH 4, 1999

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2921.

Assembly Bill No. 2921 clarifies that informational displays providing a summary of items of appropriations may be included within the annual appropriations act. These appropriations summaries may assist the public in understanding the overall spending priorities of the departments of State government and the sources of the funding. It may be difficult to ascertain a broad overview of spending priorities in the budget bill because of the length and complexity of the budget bill.

These summaries are intended to be only for the purpose of informing readers of the contents of a budget. The bill specifies that these displays are not to be construed as part of the law that is the State annual appropriations act.

FISCAL IMPACT:

This bill was not certified for a fiscal note: it will have no impact on State revenue or expenditures.

SENATE, No. 1763

STATE OF NEW JERSEY

208th LEGISLATURE

INTRODUCED MARCH 15, 1999

Sponsored by:
Senator ROBERT E. LITTELL
District 24 (Sussex, Hunterdon and Morris)

Co-Sponsored by:
Senators Allen and Bucco

SYNOPSIS

Permits informational display of appropriations within the annual appropriations act.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 3/19/1999)

1 AN ACT permitting the display of summaries of appropriations for
2 informational purposes only within the annual appropriations act,
3 amending R.S.1:3-1 and P.L.1954, c.28, and supplementing Title
4 1 of the Revised Statutes.

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

8
9 1. (New section) Unless it is otherwise expressly provided, the
10 following display, or a substantially similar display, of summaries of
11 appropriations as may appear within an annual appropriations act shall
12 not be deemed to be part of that act but shall be for the purpose of
13 displaying summaries of the items of appropriations made elsewhere
14 within that act:
15

(For Display Purposes Only)	
Summary of Appropriations - Department of [Name of Department]	
Appropriations by Category:	
Direct State Services	\$(subtotal)
Grants-in-Aid	\$(subtotal)
State Aid	\$(subtotal)
Appropriations by Fund:	
General Fund	\$(subtotal)
Property Tax Relief Fund	\$(subtotal)
Casino Revenue Fund	\$(subtotal)

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24 2. Section 1 of P.L.1954, c.28 (C.1:2-3.1) is amended to read as
25 follows:

26 1. Every bill and every joint resolution which **[shall have]** has
27 passed the Legislature shall be presented to the Governor in the same
28 text as that in which it passed the Legislature and it shall be acted
29 upon by **[him]** the Governor accordingly but any bill or joint
30 resolution in which material enclosed in bold-faced brackets is
31 included shall, if it becomes law, be construed as though the material
32 so included was omitted therefrom and no material so included shall
33 be or constitute any part of the statute so enacted but a legend shall be
34 affixed to the bottom of the first page of the bill or joint resolution
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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 indicating that material so included is intended to be omitted from the
2 bill or joint resolution, when it becomes law. In addition, every
3 annual appropriations bill which has passed the Legislature that may
4 include one or more displays of summaries of items of appropriations
5 as may appear within the bill shall not, if the bill becomes law, be
6 construed as though the material so included within any display of
7 summaries of items of appropriations constitutes any part of the act
8 and a legend shall be affixed to the bottom of the first page of the bill
9 indicating that material included within any display is intended to be
10 for the purpose of displaying summaries of the items of appropriations
11 set forth elsewhere within that act and, while included within the text
12 of the law, is not intended to be part of the law.

13 (cf: P.L.1954, c.28, s.1)

14
15 3. R.S.1:3-1 is amended to read as follows:

16 1:3-1. The Legislative Services Commission shall direct the Office
17 of Legislative Services that, as soon as practicable after any law [shall
18 be] is enacted, it shall prepare the same for printing and in so doing,
19 it shall make such corrections in the text thereof, as shall be directed
20 by the Legislative Services Commission, and shall omit from the text
21 thereof all material inserted therein, which is enclosed in bold-faced
22 brackets, together with the brackets and all footnotes relating thereto,
23 and shall cause material, appearing in the text underlined or printed
24 in italics, to be printed in the same manner as other material is printed.

25 In preparing the annual appropriations act for printing, the Office of
26 Legislative Services shall include all displays of summaries of
27 appropriations as may appear within the act and include a legend
28 affixed to the bottom of the first page of the law indicating that
29 material included within the displays is intended to be for the purpose
30 of displaying summaries of the items of appropriations set forth
31 elsewhere within that law and, while included within the text of the
32 law, is not intended to be part of the law. The office shall cause the
33 several acts of each year to be designated as chapters, numbered in
34 Arabic according to the order of time when they respectively became
35 laws; and shall cause headnotes, descriptive of the contents, to be
36 printed at the beginning of such sections as it shall deem appropriate,
37 and shall cause such sections of the several acts of each year to be
38 marked with such compilation numbers as shall be appropriate in its
39 judgment; and it shall, in like manner, cause the joint resolutions of the
40 Senate and General Assembly and the concurrent resolutions of the
41 Senate and General Assembly agreeing to any proposed amendment or
42 amendments of the Constitution or providing for the publication and
43 submission to the people of any such proposed amendment or
44 amendments to be prepared for printing.

45 The Office of Legislative Services, through its Legislative Counsel,
46 is authorized to correct in the text, but not in the title, of any law, such

1 errors in references to other laws and in punctuation and spelling, and
2 other obvious errors in form, which will not affect the substance of the
3 law, as shall be concurred in by the Attorney General and shall make
4 such corrections in preparing the law for printing.

5 The Office of Legislative Services, through its Legislative Counsel,
6 is further authorized to correct errors caused when two or more
7 amendments to the same section of law are enacted, at the same or
8 different sessions of the Legislature, but such amendments
9 inadvertently omit provisions of, and fail to refer to, one another.
10 Only amendments that may be put into simultaneous operation may be
11 reconciled. Corrections shall be concurred in by the Attorney General
12 and, thereafter, the office shall prepare the law for printing.

13 The Office of Legislative Services shall also cause the
14 proclamations of the Governor made during the previous year, which
15 the Governor shall direct to be printed, to be copied and prepared for
16 printing.

17 The Office of Legislative Services shall prepare but one index,
18 alphabetically arranged, to all the acts and joint resolutions of the year
19 and the proclamations of the previous year.
20 (cf: P.L.1981, c.448, s.2)

21
22 4. This act shall take effect immediately.
23
24

25 STATEMENT

26
27 This bill clarifies that informational displays providing a summary
28 of items of appropriations may be included within the annual
29 appropriations act. These appropriations summaries may assist the
30 public in understanding the overall spending priorities of the
31 departments of State government and the sources of the funding. A
32 broad overview of spending priorities contained within the budget bill
33 may be difficult to ascertain given the length and complexity of the
34 format of the budget bill. These summaries are intended to be for
35 information purposes only. The bill indicates that these displays are
36 not to be construed as part of the law as is the other text of the bill
37 enacted as the State annual appropriations act.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1763

STATE OF NEW JERSEY

DATED: MARCH 18, 1999

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1763.

This bill clarifies that informational displays providing a summary of items of appropriations may be included within the annual appropriations act. These appropriations summaries may assist the public in understanding the overall spending priorities of the departments of State government and the sources of the funding. A broad overview of spending priorities contained within the budget bill may be difficult to ascertain given the length and complexity of the format of the budget bill. These summaries are intended to be for information purposes only. The bill indicates that these displays are not to be construed as part of the law as is the other text of the bill enacted as the State annual appropriations act.

FISCAL IMPACT

This bill has not been certified as having a fiscal impact.

Office of the Governor

PO BOX 004
TRENTON, NJ 08625

NEWS RELEASE

CONTACT: Gene Herman
609-777-2600

RELEASE: May 3, 1999

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

S-452, sponsored by Senators Wynona M. Lipman (D-Essex/Union) and Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union) and Assembly Members Tom Smith (R-Monmouth) and John E. Rooney (R-Bergen), appropriates \$90,000 and establishes a "Fost-Adopt Demonstration Program for Boarder Babies and Children" in the Division of Youth and Family Services in the Department of Human Services. Initially, the program will be established in Essex County to support the DHS existing efforts with federal funding in that county, and expire two years after its enactment. Within six months of the expiration of the program, the commissioner of DHS must report to the Governor regarding the effectiveness of the demonstration program and make recommendations for a state-wide expansion, as appropriate.

S-1176, sponsored by Senators Robert J. Martin (R-Essex/Morris/Passaic) and Byron M. Baer (D-Bergen), provides for the certification of public school athletic trainers by the Department of Education. The bill grandfatheres school athletic trainers appointed prior to the effective date of the act from the certification requirements. The bill also provides that school athletic trainers are teaching staff members and that as such are entitled to tenure protection under current statute.

S-1543, sponsored by Senators William L. Gormley (R-Atlantic) and John A. Lynch (D-Middlesex/Somerset/Union) and Assembly Member David C. Russo (R-Bergen/Passaic), amends current law to provide that all employees of the of the State Commission of Investigation (SCI) shall be confidential employees for the purposes of the New Jersey Employer-Employe Relations Act. Under the provisions of that act, confidential employees are not eligible to organize into collective bargaining units.

S-1679, sponsored by Senators Henry P. McNamara (R-Bergen/Passaic) and Joseph F. Vitale (D-Middlesex) and Assembly Member Steve Corodemus (R-Monmouth), amends the Underground Storage Tank Financing Act to clarify that conditional hardship grants for owners or operators of underground storage tanks used to store heating oil at the applicant's primary residence shall not be repaid. The act currently requires that residential homeowners obtaining conditional hardship grants pay them back to the Economic Development Authority. The bill also increases the amount of the Corporate Business Tax allocated for underground storage tank remediation from 10 percent to one-third. Furthermore, there would be no limitation on the percentage of funds to be used as grants between January 1, 1999 and March 31, 2000.

A-148, sponsored Assembly Members Christopher "Kip" Bateman (R-Morris) and Wilfredo Caraballo (D-Essex), revises and codifies certain criminal laws. The bill implements a number of recommendations made by the New Jersey Law Revision Commission, which was established to review New Jersey laws to correct inconsistent statutes, and to update obsolete statutes. The bill addresses anomalies left in the law following the enactment of the Criminal Code in 1979 and the Comprehensive Drug Reform Act in 1986. Specifically, the legislation places various criminal provisions, which were previously found in Titles 2A and 24 of the New Jersey Statutes, in Title 2 C, thereby making them part of the New Jersey Criminal Code. It also repeals sections of the Sunday

closing laws and recodifies those provisions in Title 40A of the New Jersey Statutes, which deals with counties and municipalities. Lastly, the bill repeals various provisions that are obsolete or superseded by other provisions in the law.

A-808, sponsored by Assembly Members Charlotte Vandervalk (R- Bergen) and John E. Rooney (R-Bergen) and Senator William E. Schluter (R-Warren/Hunterdon), establishes the Office of Disability Services (ODS) in the Department of Human Services (DHS). Specifically, the office shall: (1) operate a toll-free telephone service to provide a comprehensive information and referral system; (2) operate as the state-level coordinating body between all state agencies providing services to persons with disabilities; (3) serve as the primary liaison within state government to the county offices for the disabled; (4) work with those counties which do not maintain an office for the disabled to establish such an office; and (5) administer the personal assistance services program in DHS and seek to coordinate all publicly-funded programs which provide personal assistance or other home-based services to persons with disabilities. The bill further requires the commissioner of the DHS to establish an advisory and policy development board to make recommendations to the director of the ODS.

A-974, sponsored by Assembly Members Kenneth C. LeFevre (R- Atlantic) and Francis J. Blee (R-Atlantic) and Senator Robert W. Singer (R-Burlington/Monmouth/Ocean) and Martha W. Bark (R-Atlantic/Burlington/Camden), requires the Division of Taxation to allow income tax filers to make voluntary contributions to the Korean Veterans' Memorial Fund. Revenue generated by these contributions will be used to help finance the construction and maintenance of a memorial to Korean War veterans, which will be built in Atlantic City.

A-1441, sponsored by Assembly Members Jack Collins (R- Salem/Cumberland/Gloucester) and Gary W. Stuhltrager (R- Salem/Cumberland/Gloucester), defines who may qualify as a farmer for the purpose of obtaining a fee exemption provided to farmers and their close relatives for deer-hunting permits. The bill extends the permit fee exemption to both resident and non-resident farmers who own or lease their farms, as well as their spouses and children who reside in their households. No more than five permits in total shall be issued for each household. The bill defines a farmer eligible for the permit fee exemption as one who owns or leases a farm on which that person resides that is valued, assessed and taxed as land actively devoted to agricultural or horticultural use pursuant to the Farmland Assessment Act of 1964. If the farmer does not reside on the farm he owns or leases, to qualify for the exemption, the bill requires that the person actively farm at least 30 tilled, non-woodland acres and the farm.

A-1635, sponsored by Assembly Members Joel M. Weingarten (R- Essex/Union) and Kevin J. O'Toole (R-Essex/Union) and Senator Anthony R. Bucco (R-Morris), simplifies employer reporting and payment of gross income tax withholding and wages for household workers. The bill streamlines the process by allowing employers to report and remit annually to the Division of Revenue, on a combined basis, both (1) gross income tax withheld, and (2) wage taxes. The annual reporting and payment requirement will replace the current more burdensome law which required several reports and payments each year for both gross income tax withheld and wage taxes.

A-1773, sponsored by Assembly Member Paul DiGaetano (R- Bergen/Essex/Passaic), amends the criminal statute concerning theft and criminal mischief to make the offense of tampering with a grave, crypt, mausoleum or other site where human remains are stored a third-degree crime punishable by a three-to-five-year term of imprisonment or a fine of \$15,000 or both. The bill also amends the theft statute to include the theft of human remains as a crime of the second degree. A second-degree crime is punishable by a term of imprisonment of five to ten years or a fine of \$10,000 or both.

A-2306, sponsored by Assembly Members Paul DiGaetano (R- Bergen/Essex/Passaic) and Joseph V.

Doria (D-Hudson) and Senator Donald T. DiFrancesco (R-Middlesex/Morris/Somerset/Union), allows elected officials to retire from the Police and Firemen's Retirement System (PFRS) and remain in office if retirement allowance is not based solely on that service. Under current law, elected officials who are members of Public Employees' Retirement System (PERS) are allowed to retire from PERS and remain in the office to which they are elected so long as the PERS retirement allowance is not based solely on service in that elected office. This means that the elected official is entitled to retire from PERS and collect a pension while receiving a salary as an elected official as long as the pension is not based solely on service in that elected office. On the other hand, elected officials enrolled in PFRS are not allowed to retire from PFRS and collect a pension while receiving a salary in that elected office. This bill addresses the disparity by offering elected officials enrolled in PFRS the same option currently provided to elected officials enrolled in PERS.

A-2536, sponsored by Assembly Members Francis J. Blee (R-Atlantic) and Kenneth C. LeFevre (R-Atlantic) and Senator William L. Gormley (R-Atlantic), authorizes the state treasurer to sell certain surplus property in Galloway Township, Atlantic County and to grant certain easements for access to such property. The bill authorizes the treasurer, on behalf of Richard Stockton College of New Jersey to (1) sell land and improvements used as the colleges' potable water supply, treatment, storage and distribution system (specifically including five-plus acres of land, two wells, the treatment and pumping plant, the storage tank and distribution system); (2) grant permanent easements for the operation, maintenance and repair of the land and property and for any future system expansion; and (3) provide for the transfer of the water allocation diversion permit issued by the Department of Environmental Protection and held by the college for the operation of the two wells. The sale, easements and transfer will be made to the New Jersey American Water Company. The anticipated \$2 million in proceeds will be retained in a special account for allocation to Stockton College.

A-2921, sponsored by Assembly Members Richard H. Bagger (R- Middlesex/Morris/Somerset /Union) and Joseph Charles, Jr. (D-Hudson) and Senators Robert E. Littell (R-Sussex/Hunterdon/Morris) and Bernard F. Kenny, Jr. (D- Hudson), permits informational displays of appropriations within the annual appropriations act. The bill will allow the act to incorporate charts or displays summarizing the various appropriations. It is anticipated that such a chart would be included along with each department's budget section.

NJ InTouch