

52:16A-90

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2005 **CHAPTER:** 47

NJSA: 52:16A-90 (Authorizes Secretary of State to establish NJ Black Cultural and Heritage Initiative Foundation)

BILL NO: A1559 (Substituted for S710)

SPONSOR(S) Payne and Coleman

DATE INTRODUCED: Pre-filed

COMMITTEE: **ASSEMBLY:** State Government
SENATE: State Government

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** February 23, 2004

SENATE: February 14, 2005

DATE OF APPROVAL: March 21, 2005

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) Original version of bill enacted

A1559

[SPONSOR'S STATEMENT:](#) (Begins on page 5 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** [Yes](#)

SENATE: [Yes](#)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

S710

[SPONSOR'S STATEMENT:](#) (Begins on page 5 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: [Yes](#)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

IS 3/29/07

P.L. 2005, CHAPTER 47, *approved March 21, 2005*
Assembly, No. 1559

1 **AN ACT** authorizing establishment of the New Jersey Black Cultural
2 and Heritage Initiative Foundation, supplementing chapter 16A of
3 Title 52 of the Revised Statutes.

4

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

7

8 1. The Secretary of State is authorized to establish a nonprofit,
9 educational and charitable organization to be known as the New Jersey
10 Black Cultural and Heritage Initiative Foundation. The foundation
11 shall be devoted to the sponsoring of activities and the raising of funds
12 for the establishment, support and promotion of the New Jersey Black
13 Cultural and Heritage Initiative pursuant to section 5 of P.L. , c.
14 (C.)(now before the Legislature as this bill). The foundation shall
15 be incorporated as a New Jersey nonprofit corporation pursuant to
16 P.L.1983, c.127 (C.15A:1-1 et seq.), and organized and operated in
17 such manner as to be eligible under applicable federal law for
18 tax-exempt status and for the receipt of tax-deductible contributions,
19 and shall be authorized to sue and to be sued as a legal entity separate
20 from the State of New Jersey.

21

22 2. The New Jersey Black Cultural and Heritage Initiative
23 Foundation shall be governed by a board of trustees consisting of the
24 following 25 members:

25 a. the Secretary of State or designee;

26 b. Five State employees or special State officers, who shall be
27 selected from, and appointed by the Secretary of State to represent any
28 or all, of the following State partner organizations:

29 (1) New Jersey State Council on the Arts;

30 (2) New Jersey Historical Commission;

31 (3) New Jersey Council of the Humanities;

32 (4) New Jersey Public Broadcasting Commission;

33 (5) Martin Luther King Commemorative Commission;

34 (6) Amistad Commission;

35 (7) Department of Education;

36 (8) Office of Travel and Tourism, New Jersey Commerce and
37 Economic Growth Commission;

38 (9) Department of Community Affairs;

39 (10) Department of Transportation;

40 (11) Department of State, Office of Faith-based Initiatives; and

41 (12) any other State agency or instrumentality partnering, assisting
42 or supporting the purposes of the foundation.

1 The State partner members of the board of trustees appointed
2 pursuant to this subsection shall serve at the pleasure of the Secretary
3 of State.

4 c. Nineteen public members shall be selected from a broad cross-
5 section of the views and interests of the community and the member
6 organizations of the foundation, including educators, clergy, civic and
7 business leaders; philanthropists; visual, creative and performing
8 artists; representatives of Black arts, history and cultural
9 organizations; and persons having knowledge of, expertise in, or
10 commitment to preserving New Jersey's Black cultural heritage.

11 Five of the public members shall be appointed by the Secretary of
12 State upon formation and incorporation of the foundation. Thereafter,
13 at least four more public members shall be elected by the non-profit
14 cultural organizations which become members of the foundation, and
15 the remaining public members shall be nominated by a nominating
16 committee of the board of trustees and appointed by the board of
17 trustees.

18 The term of office of each public member shall be three years, with
19 each member continuing to serve upon expiration of the term until
20 replaced. Three of the initial public members appointed by the
21 Secretary of State and two of the public members initially elected by
22 member organizations shall serve initial terms of two years.

23 Vacancies shall be filled and replacements made as provided in the
24 by-laws of the foundation.

25

26 3. The foundation's board of trustees shall be authorized, within the
27 limits of its own funds, to employ an executive director and
28 professional, technical and administrative personnel. Employees of the
29 foundation shall not be construed to be employees of the State of New
30 Jersey. The board shall also be authorized to contract for such
31 professional and administrative services as it shall deem necessary. No
32 member of the board of trustees shall engage in any business
33 transaction or professional activity for profit with the Department of
34 State.

35

36 4. The Secretary of State shall be an incorporator of the
37 foundation. Upon the incorporation of the foundation and the
38 establishment of the first board of trustees, the board shall adopt
39 bylaws setting forth the structure, offices, powers and duties of the
40 foundation. The Secretary of State shall serve as the initial co-chair
41 of the board of trustees.

42

43 5. All funds received by the foundation, other than those necessary
44 to pay the expenses of the foundation, shall be used exclusively for the
45 establishment, support and promotion of the New Jersey Black
46 Cultural and Heritage Initiative. The New Jersey Black Cultural and

- 1 Heritage Initiative shall be an alliance of organizations and institutions
2 that comprise the Black arts, history and culture communities in this
3 State for the purpose of broadening, deepening and diversifying
4 Statewide participation in and appreciation for Black arts, history and
5 culture. The duties and goals of the initiative shall be to:
- 6 a. promote understanding and appreciation of the history and
7 artistic and cultural contributions of people of African descent.
 - 8 b. provide guidance, support and resources for new and emerging
9 Black arts and historical groups and increase the level of
10 organizational capacity and program administration of established
11 groups.
 - 12 c. increase funding and audiences for local Black culture and
13 heritage tourism and enrich Black culture and heritage tourism
14 programming.
 - 15 d. increase and attract corporate sponsorship and participation in
16 Black culture and heritage programming and tourism.
 - 17 e. increase opportunities for young people to learn about and
18 experience Black arts, history and culture in schools and youth
19 organizations.
 - 20 f. invest in future generations of Black artists and historians by
21 providing leadership development activities, apprenticeships,
22 mentorships, scholarships and cultural programs.
 - 23 g. enhance computer and Internet access and usage within the
24 Black community.
 - 25 h. ensure the financial viability of the initiative through a network
26 of community partners, advocates and supporters, including, but not
27 limited to, celebrities, philanthropists, legislators, State and local
28 leaders and corporations.
 - 29 i. any other duties and goals deemed appropriate.
- 30
- 31 6. The Department of State is authorized to provide financial
32 assistance and those services of employees of the State which may be
33 required to form and incorporate the foundation within the limits of
34 funds appropriated to the Department of State or made available to the
35 Department of State by contribution, gift, donation or otherwise for
36 these purposes. Once the foundation is incorporated, it may apply for
37 grants in aid from any department or instrumentality of the State of
38 New Jersey.
- 39
- 40 7. All expenses incurred by the foundation shall be payable from
41 funds raised by the foundation, and no liability or obligation, in tort or
42 contract, shall be incurred by the State for the operation of the
43 foundation. The foundation shall obtain private counsel, and shall not
44 be represented by the Attorney General or indemnified by the State of
45 New Jersey.
- 46
- 47 8. A certified public accountant shall be selected by the foundation

1 to annually audit the foundation's funds. The foundation shall contract
2 for and receive such audit annually, and shall submit the audit to the
3 Secretary of State and to the Director of the Division of Budget and
4 Accounting in the Department of the Treasury.

5

6 9. This act shall take effect immediately.

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10

11 Authorizes Secretary of State to establish NJ Black Cultural and
12 Heritage Initiative Foundation.

ASSEMBLY, No. 1559

STATE OF NEW JERSEY

211th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2004 SESSION

Sponsored by:

Assemblyman WILLIAM D. PAYNE

District 29 (Essex and Union)

Assemblywoman BONNIE WATSON COLEMAN

District 15 (Mercer)

SYNOPSIS

Authorizes Secretary of State to establish NJ Black Cultural and Heritage Initiative Foundation.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT authorizing establishment of the New Jersey Black Cultural
2 and Heritage Initiative Foundation, supplementing chapter 16A of
3 Title 52 of the Revised Statutes.

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

7
8 1. The Secretary of State is authorized to establish a nonprofit,
9 educational and charitable organization to be known as the New Jersey
10 Black Cultural and Heritage Initiative Foundation. The foundation
11 shall be devoted to the sponsoring of activities and the raising of funds
12 for the establishment, support and promotion of the New Jersey Black
13 Cultural and Heritage Initiative pursuant to section 5 of P.L. , c.
14 (C.)(now before the Legislature as this bill). The foundation shall
15 be incorporated as a New Jersey nonprofit corporation pursuant to
16 P.L.1983, c.127 (C.15A:1-1 et seq.), and organized and operated in
17 such manner as to be eligible under applicable federal law for
18 tax-exempt status and for the receipt of tax-deductible contributions,
19 and shall be authorized to sue and to be sued as a legal entity separate
20 from the State of New Jersey.

21
22 2. The New Jersey Black Cultural and Heritage Initiative
23 Foundation shall be governed by a board of trustees consisting of the
24 following 25 members:

- 25 a. the Secretary of State or designee;
- 26 b. Five State employees or special State officers, who shall be
27 selected from, and appointed by the Secretary of State to represent any
28 or all, of the following State partner organizations:
- 29 (1) New Jersey State Council on the Arts;
 - 30 (2) New Jersey Historical Commission;
 - 31 (3) New Jersey Council of the Humanities;
 - 32 (4) New Jersey Public Broadcasting Commission;
 - 33 (5) Martin Luther King Commemorative Commission;
 - 34 (6) Amistad Commission;
 - 35 (7) Department of Education;
 - 36 (8) Office of Travel and Tourism, New Jersey Commerce and
37 Economic Growth Commission;
 - 38 (9) Department of Community Affairs;
 - 39 (10) Department of Transportation;
 - 40 (11) Department of State, Office of Faith-based Initiatives; and
 - 41 (12) any other State agency or instrumentality partnering, assisting
42 or supporting the purposes of the foundation.

43 The State partner members of the board of trustees appointed
44 pursuant to this subsection shall serve at the pleasure of the Secretary
45 of State.

1 c. Nineteen public members shall be selected from a broad cross-
2 section of the views and interests of the community and the member
3 organizations of the foundation, including educators, clergy, civic and
4 business leaders; philanthropists; visual, creative and performing
5 artists; representatives of black arts, history and cultural organizations;
6 and persons having knowledge of, expertise in, or commitment to
7 preserving New Jersey's black cultural heritage.

8 Five of the public members shall be appointed by the Secretary of
9 State upon formation and incorporation of the foundation. Thereafter,
10 at least four more public members shall be elected by the non-profit
11 cultural organizations which become members of the foundation, and
12 the remaining public members shall be nominated by a nominating
13 committee of the board of trustees and appointed by the board of
14 trustees.

15 The term of office of each public member shall be three years, with
16 each member continuing to serve upon expiration of the term until
17 replaced. Three of the initial public members appointed by the
18 Secretary of State and two of the public members initially elected by
19 member organizations shall serve initial terms of two years.

20 Vacancies shall be filled and replacements made as provided in the
21 by-laws of the foundation.

22
23 3. The foundation's board of trustees shall be authorized, within the
24 limits of its own funds, to employ an executive director and
25 professional, technical and administrative personnel. Employees of the
26 foundation shall not be construed to be employees of the State of New
27 Jersey. The board shall also be authorized to contract for such
28 professional and administrative services as it shall deem necessary. No
29 member of the board of trustees shall engage in any business
30 transaction or professional activity for profit with the Department of
31 State.

32
33 4. The Secretary of State shall be an incorporator of the
34 foundation. Upon the incorporation of the foundation and the
35 establishment of the first board of trustees, the board shall adopt
36 bylaws setting forth the structure, offices, powers and duties of the
37 foundation. The Secretary of State shall serve as the initial co-chair
38 of the board of trustees.

39
40 5. All funds received by the foundation, other than those necessary
41 to pay the expenses of the foundation, shall be used exclusively for the
42 establishment, support and promotion of the New Jersey Black
43 Cultural and Heritage Initiative. The New Jersey Black Cultural and
44 Heritage Initiative shall be an alliance of organizations and institutions
45 that comprise the black arts, history and culture communities in this
46 State for the purpose of broadening, deepening and diversifying

- 1 Statewide participation in and appreciation for black arts, history and
2 culture. The duties and goals of the initiative shall be to:
- 3 a. promote understanding and appreciation of the history and
4 artistic and cultural contributions of people of African descent.
 - 5 b. provide guidance, support and resources for new and emerging
6 black arts and historical groups and increase the level of organizational
7 capacity and program administration of established groups.
 - 8 c. increase funding and audiences for local black culture and
9 heritage tourism and enrich black culture and heritage tourism
10 programming.
 - 11 d. increase and attract corporate sponsorship and participation in
12 black culture and heritage programming and tourism.
 - 13 e. increase opportunities for young people to learn about and
14 experience black arts, history and culture in schools and youth
15 organizations.
 - 16 f. invest in future generations of black artists and historians by
17 providing leadership development activities, apprenticeships,
18 mentorships, scholarships and cultural programs.
 - 19 g. enhance computer and Internet access and usage within the
20 black community.
 - 21 h. ensure the financial viability of the initiative through a network
22 of community partners, advocates and supporters, including, but not
23 limited to, celebrities, philanthropists, legislators, State and local
24 leaders and corporations.
 - 25 i. any other duties and goals deemed appropriate.
- 26
- 27 6. The Department of State is authorized to provide financial
28 assistance and those services of employees of the State which may be
29 required to form and incorporate the foundation within the limits of
30 funds appropriated to the Department of State or made available to the
31 Department of State by contribution, gift, donation or otherwise for
32 these purposes. Once the foundation is incorporated, it may apply for
33 grants in aid from any department or instrumentality of the State of
34 New Jersey.
- 35
- 36 7. All expenses incurred by the foundation shall be payable from
37 funds raised by the foundation, and no liability or obligation, in tort or
38 contract, shall be incurred by the State for the operation of the
39 foundation. The foundation shall obtain private counsel, and shall not
40 be represented by the Attorney General or indemnified by the State of
41 New Jersey.
- 42
- 43 8. A certified public accountant shall be selected by the foundation
44 to annually audit the foundation's funds. The foundation shall contract
45 for and receive such audit annually, and shall submit the audit to the
46 Secretary of State and to the Director of the Division of Budget and
47 Accounting in the Department of the Treasury.

1 9. This act shall take effect immediately.

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4

STATEMENT

5

6 This bill authorizes the Secretary of State to establish a nonprofit,
7 educational and charitable organization to be known as the New Jersey
8 Black Cultural and Heritage Initiative Foundation, devoted to the
9 sponsoring of activities and the raising of funds dedicated for support
10 and promotion of the New Jersey Black Cultural and Heritage
11 Initiative.

12 The New Jersey Black Cultural and Heritage Initiative will be an
13 alliance of organizations and institutions that comprise the black arts
14 and history communities in this State for the purpose of broadening,
15 deepening and diversifying Statewide participation in and appreciation
16 for black arts, history and culture. Working with these various
17 groups, the initiative will:

18 * promote the understanding and appreciation of the history and
19 artistic and cultural contributions of people of African descent.

20 * provide guidance, support and resources for new and emerging
21 black arts and historical groups, and increase the level of
22 organizational capacity and program administration of established
23 groups.

24 * increase funding and audiences for local black culture and heritage
25 tourism and enrich black culture and heritage tourism programming.

26 * increase and attract corporate sponsorship and participation in
27 black culture and heritage programming and tourism.

28 * increase opportunities for young people to learn about and
29 experience black arts, history and culture in schools and youth
30 organizations.

31 * invest in future generations of black artists and historians by
32 providing leadership development activities, apprenticeships,
33 mentorships, scholarships and cultural programs.

34 * enhance computer and Internet access and usage within the black
35 community.

36 * ensure the financial viability of the initiative through a network of
37 community partners, advocates and supporters, including, but not
38 limited to, celebrities, philanthropists, legislators, State and local
39 leaders and corporations.

40 The bill further provides that the foundation will be incorporated,
41 organized and operated in such manner as to be eligible under
42 applicable federal law for tax-exempt status and for the receipt of
43 tax-deductible contributions. Under the bill, the Secretary of State
44 will serve as a member of the foundation's board of trustees, will be
45 the initial co-chair of the board and will be an incorporator of the
46 foundation. Five members of the board of trustees will be State

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6

1 employees or special State officers from certain State entities.
2 Nineteen trustees will be members of the public of relevant interests
3 and backgrounds.

4 The bill authorizes the foundation's board of trustees to employ,
5 within the limits of its own funds, an executive director and
6 professional, technical and administrative personnel. Employees of the
7 foundation will not be construed to be employees of the State of New
8 Jersey, and the board of trustees may contract for professional and
9 administrative services as necessary. The bill requires the first board
10 of trustees to adopt bylaws setting forth the structure, offices, powers
11 and duties of the foundation.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1559

STATE OF NEW JERSEY

DATED: FEBRUARY 19, 2004

The Assembly State Government Committee reports favorably Assembly, No. 1559.

This bill authorizes the Secretary of State to establish a nonprofit, educational and charitable organization to be known as the New Jersey Black Cultural and Heritage Initiative Foundation, devoted to the sponsorship of activities for and the raising of funds dedicated to the support and promotion of the New Jersey Black Cultural and Heritage Initiative.

The New Jersey Black Cultural and Heritage Initiative will be an alliance of organizations and institutions that comprise the Black arts and history communities in this State for the purpose of broadening, deepening and diversifying Statewide participation in and appreciation of Black arts, history and culture. Working with these various groups, the initiative, for example, will (1) provide guidance, support and resources for new and emerging Black arts and historical groups; (2) increase and attract corporate sponsorship and participation in Black culture and heritage programming and tourism; and (3) increase opportunities for young people to learn about and experience Black arts, history and culture in schools and youth organizations.

The bill further provides that the foundation will be incorporated, organized and operated in such manner as to be eligible under applicable federal law for tax-exempt status and for the receipt of tax-deductible contributions. Under the bill, the Secretary of State will serve as a member of the foundation's board of trustees, will be the initial co-chair of the board and will be an incorporator of the foundation. Five members of the board of trustees will be State employees or special State officers from certain State entities. Nineteen trustees will be members of the public of relevant interests and backgrounds.

The bill authorizes the foundation's board of trustees to employ, within the limits of its own funds, an executive director and professional, technical and administrative personnel. Employees of the foundation will not be construed to be employees of the State of New Jersey, and the board of trustees may contract for professional and administrative services as necessary. The bill requires the first board of trustees to adopt bylaws setting forth the structure, offices, powers and duties of the foundation.

This bill was pre-filed for introduction in the 2004-2005 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE, No. 710

STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED FEBRUARY 5, 2004

Sponsored by:

Senator RONALD L. RICE

District 28 (Essex)

Co-Sponsored by:

Senator Baer

SYNOPSIS

Authorizes Secretary of State to establish NJ Black Cultural and Heritage Initiative Foundation.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/4/2005)

1 AN ACT authorizing establishment of the New Jersey Black Cultural
2 and Heritage Initiative Foundation, supplementing chapter 16A of
3 Title 52 of the Revised Statutes.

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

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19 and shall be authorized to sue and to be sued as a legal entity separate
20 from the State of New Jersey.

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22 2. The New Jersey Black Cultural and Heritage Initiative
23 Foundation shall be governed by a board of trustees consisting of the
24 following 25 members:

- 25 a. The Secretary of State or designee;
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28 or all, of the following State partner organizations:
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37 Economic Growth Commission;
 - 38 (9) Department of Community Affairs;
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 - 41 (12) any other State agency or instrumentality partnering, assisting
42 or supporting the purposes of the foundation.

43 The State partner members of the board of trustees appointed
44 pursuant to this subsection shall serve at the pleasure of the Secretary
45 of State.

46 c. Nineteen public members shall be selected from a broad cross-

1 section of the views and interests of the community and the member
2 organizations of the foundation, including educators, clergy, civic and
3 business leaders; philanthropists; visual, creative and performing
4 artists; representatives of black arts, history and cultural organizations;
5 and persons having knowledge of, expertise in, or commitment to
6 preserving New Jersey's black cultural heritage.

7 Five of the public members shall be appointed by the Secretary of
8 State upon formation and incorporation of the foundation. Thereafter,
9 at least four more public members shall be elected by the non-profit
10 cultural organizations which become members of the foundation, and
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12 committee of the board of trustees and appointed by the board of
13 trustees.

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15 each member continuing to serve upon expiration of the term until
16 replaced. Three of the initial public members appointed by the
17 Secretary of State and two of the public members initially elected by
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20 by-laws of the foundation.

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27 professional and administrative services as it shall deem necessary. No
28 member of the board of trustees shall engage in any business
29 transaction or professional activity for profit with the Department of
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32 4. The Secretary of State shall be an incorporator of the
33 foundation. Upon the incorporation of the foundation and the
34 establishment of the first board of trustees, the board shall adopt
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46 Statewide participation in and appreciation for black arts, history and

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- 1 culture. The duties and goals of the initiative shall be to:
- 2 a. promote understanding and appreciation of the history and
3 artistic and cultural contributions of people of African descent.
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5 black arts and historical groups and increase the level of organizational
6 capacity and program administration of established groups.
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8 heritage tourism and enrich black culture and heritage tourism
9 programming.
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- 26 6. The Department of State is authorized to provide financial
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29 funds appropriated to the Department of State or made available to the
30 Department of State by contribution, gift, donation or otherwise for
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- 35 7. All expenses incurred by the foundation shall be payable from
36 funds raised by the foundation, and no liability or obligation, in tort or
37 contract, shall be incurred by the State for the operation of the
38 foundation. The foundation shall obtain private counsel, and shall not
39 be represented by the Attorney General or indemnified by the State of
40 New Jersey.
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- 42 8. A certified public accountant shall be selected by the foundation
43 to annually audit the foundation's funds. The foundation shall contract
44 for and receive such audit annually, and shall submit the audit to the
45 Secretary of State and to the Director of the Division of Budget and
46 Accounting in the Department of the Treasury.

1 9. This act shall take effect immediately.

2

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4

STATEMENT

5

6 This bill authorizes the Secretary of State to establish a nonprofit,
7 educational and charitable organization to be known as the New Jersey
8 Black Cultural and Heritage Initiative Foundation, devoted to the
9 sponsoring of activities and the raising of funds dedicated for support
10 and promotion of the New Jersey Black Cultural and Heritage
11 Initiative.

12 The New Jersey Black Cultural and Heritage Initiative will be an
13 alliance of organizations and institutions that comprise the black arts
14 and history communities in this State for the purpose of broadening,
15 deepening and diversifying Statewide participation in and appreciation
16 for black arts, history and culture. Working with these various
17 groups, the initiative will:

18 * promote the understanding and appreciation of the history and
19 artistic and cultural contributions of people of African descent.

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21 black arts and historical groups, and increase the level of
22 organizational capacity and program administration of established
23 groups.

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25 tourism and enrich black culture and heritage tourism programming.

26 * increase and attract corporate sponsorship and participation in
27 black culture and heritage programming and tourism.

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29 experience black arts, history and culture in schools and youth
30 organizations.

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32 providing leadership development activities, apprenticeships,
33 mentorships, scholarships and cultural programs.

34 * enhance computer and Internet access and usage within the black
35 community.

36 * ensure the financial viability of the initiative through a network of
37 community partners, advocates and supporters, including, but not
38 limited to, celebrities, philanthropists, legislators, State and local
39 leaders and corporations.

40 The bill further provides that the foundation will be incorporated,
41 organized and operated in such manner as to be eligible under
42 applicable federal law for tax-exempt status and for the receipt of
43 tax-deductible contributions. Under the bill, the Secretary of State
44 will serve as a member of the foundation's board of trustees, will be
45 the initial co-chair of the board and will be an incorporator of the
46 foundation. Five members of the board of trustees will be State

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1 employees or special State officers from certain State entities.
2 Nineteen trustees will be members of the public of relevant interests
3 and backgrounds.

4 The bill authorizes the foundation's board of trustees to employ,
5 within the limits of its own funds, an executive director and
6 professional, technical and administrative personnel. Employees of the
7 foundation will not be construed to be employees of the State of New
8 Jersey, and the board of trustees may contract for professional and
9 administrative services as necessary. The bill requires the first board
10 of trustees to adopt bylaws setting forth the structure, offices, powers
11 and duties of the foundation.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1559

STATE OF NEW JERSEY

DATED: JANUARY 31, 2005

The Senate State Government Committee reports favorably Assembly, No. 1559.

This bill authorizes the Secretary of State to establish a nonprofit, educational and charitable organization to be known as the New Jersey Black Cultural and Heritage Initiative Foundation, devoted to the sponsorship of activities for and the raising of funds dedicated to the support and promotion of the New Jersey Black Cultural and Heritage Initiative.

The New Jersey Black Cultural and Heritage Initiative will be an alliance of organizations and institutions that comprise the Black arts and history communities in this State for the purpose of broadening, deepening and diversifying Statewide participation in and appreciation of Black arts, history and culture. Working with these various groups, the initiative, for example, will: 1) provide guidance, support and resources for new and emerging Black arts and historical groups; 2) increase and attract corporate sponsorship and participation in Black culture and heritage programming and tourism; and 3) increase opportunities for young people to learn about and experience Black arts, history and culture in schools and youth organizations.

The bill further provides that the foundation will be incorporated, organized and operated in such manner as to be eligible under applicable federal law for tax-exempt status and for the receipt of tax-deductible contributions. Under the bill, the Secretary of State will serve as a member of the foundation's board of trustees, will be the initial co-chair of the board and will be an incorporator of the foundation. Five members of the board of trustees will be State employees or special State officers from certain State entities. Nineteen trustees will be members of the public of relevant interests and backgrounds.

The bill authorizes the foundation's board of trustees to employ, within the limits of its own funds, an executive director and professional, technical and administrative personnel. Employees of the foundation will not be construed to be employees of the State of New Jersey, and the board of trustees may contract for professional and administrative services as necessary. The bill requires the first board of trustees to adopt bylaws setting forth the structure, offices, powers and duties of the foundation.

This bill is identical to Senate, No. 710 (1R).

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 710

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 31, 2005

The Senate State Government Committee reports favorably and with committee amendments Senate, No. 710.

This bill authorizes the Secretary of State to establish a nonprofit, educational and charitable organization to be known as the New Jersey Black Cultural and Heritage Initiative Foundation, devoted to the sponsorship of activities for and the raising of funds dedicated to the support and promotion of the New Jersey Black Cultural and Heritage Initiative.

The New Jersey Black Cultural and Heritage Initiative will be an alliance of organizations and institutions that comprise the Black arts and history communities in this State for the purpose of broadening, deepening and diversifying Statewide participation in and appreciation of Black arts, history and culture. Working with these various groups, the initiative, for example, will: 1) provide guidance, support and resources for new and emerging Black arts and historical groups; 2) increase and attract corporate sponsorship and participation in Black culture and heritage programming and tourism; and 3) increase opportunities for young people to learn about and experience Black arts, history and culture in schools and youth organizations.

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The bill authorizes the foundation's board of trustees to employ, within the limits of its own funds, an executive director and professional, technical and administrative personnel. Employees of the foundation will not be construed to be employees of the State of New Jersey, and the board of trustees may contract for professional and administrative services as necessary. The bill requires the first board

of trustees to adopt bylaws setting forth the structure, offices, powers and duties of the foundation.

The committee amended the bill to make technical changes to grammar and capitalization, and to correct a reference to the New Jersey Council of the Humanities.

As amended, the bill is identical to Assembly, No. 1559.