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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

Yes

"Codey quick to sign bill ending his 'acting' career," 1-10-2006 The Press, p.C5

"For a week, at least, Codey is 'the governor'," 1-10-2006 Philadelphia Inquirer, p.B3

IS 12/24/07

P.L. 2005, CHAPTER 282, *approved January 9, 2006*
Senate, No. 2830 (*First Reprint*)

1 AN ACT concerning the title of Governor and amending R.S.52:15-5.

2

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

5

6 1. R.S.52:15-5 is amended to read as follows:

7 52:15-5. Whenever the functions, powers, duties and emoluments
8 of the office of Governor shall have devolved upon the President of
9 the Senate, the Speaker of the House of Assembly, for the time being,
10 or any other person, ¹other than the Lieutenant Governor, in
11 accordance with ¹[Article V, Section I, or Article IV, Section VI,
12 paragraph 4, of]¹ the Constitution of this State, or laws adopted
13 pursuant thereto, the official title of the person administering the
14 Government of the State, for the time being, shall be "President of the
15 Senate (or Speaker of the House of Assembly, or as the case may be),
16 Acting Governor of the State of New Jersey." Said title shall be used
17 in all legislative, executive and judicial proceedings or documents in
18 which it is necessary to describe by his title the person administering
19 the Government for the time being. The signature of the person
20 administering the Government for the time being shall be in the
21 following form: "A. B., President of the Senate (or Speaker of the
22 House of Assembly, or as the case may be), Acting Governor," and
23 the attestation to said signature shall be in the following form: "By
24 A. B., President of the Senate (or Speaker of the House of Assembly,
25 or as the case may be), Acting Governor."

26 ¹[Notwithstanding the aforesaid, a person who administers the
27 Government of this State pursuant to Article V, Section I, or Article
28 IV, Section VI, paragraph 4, of the Constitution of this State for a
29 continuous period of 180 days or more shall be entitled to be called
30 "Governor of the State of New Jersey" for all purposes, including, but
31 not limited to, legislative, executive and judicial proceedings or
32 documents in which it is necessary to describe the title of the person
33 administering the Government for the time being, and for historical
34 records. Breaks in service as Acting Governor that are of a
35 temporary nature, such as travel outside of the State by the person or
36 medical or other emergency of the person, shall not affect
37 continuousness of service.] However, the official title of a person
38 who serves as Acting Governor for a continuous period of at least 180
39 days shall thereafter be, for all of the purposes of this section, as well
40 as for all historical purposes, "Governor of the State of New Jersey."

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SSG committee amendments adopted December 5, 2005.

1 A temporary discontinuance of service as Acting Governor, due to
2 travel outside of the State or inability to discharge the duties of office
3 because of illness, shall not render a period of service noncontinuous.¹
4 (cf: P L.1963, c.119, s.2)

5

6 2. This act shall take effect immediately and shall be retroactive to
7 January 1, 2001.

8

9

10

11

12 _____
13 Provides title of person who serves as Acting Governor for continuous
14 period of at least 180 days will be "Governor of the State of New
Jersey" for official and historical purposes.

SENATE, No. 2830

STATE OF NEW JERSEY
211th LEGISLATURE

INTRODUCED NOVEMBER 10, 2005

Sponsored by:

Senator BERNARD F. KENNY, JR.

District 33 (Hudson)

Senator LEONARD LANCE

District 23 (Warren and Hunterdon)

SYNOPSIS

Provides for use of title of Governor by person to whom functions, powers, duties and emoluments of office of Governor have devolved for certain number of days.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the title of Governor and amending R.S.52:15-5.

2

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

5

6 1. R.S.52:15-5 is amended to read as follows:

7 52:15-5. Whenever the functions, powers, duties and emoluments of the
8 office of Governor shall have devolved upon the President of the Senate, the
9 Speaker of the House of Assembly, for the time being, or any other person,
10 in accordance with Article V, Section I, or Article IV, Section VI, paragraph
11 4, of the Constitution of this State, or laws adopted pursuant thereto, the
12 official title of the person administering the Government of the State, for the
13 time being, shall be "President of the Senate (or Speaker of the House of
14 Assembly, or as the case may be), Acting Governor of the State of New
15 Jersey." Said title shall be used in all legislative, executive and judicial
16 proceedings or documents in which it is necessary to describe by his title the
17 person administering the Government for the time being. The signature of the
18 person administering the Government for the time being shall be in the
19 following form: "A. B., President of the Senate (or Speaker of the House of
20 Assembly, or as the case may be), Acting Governor," and the attestation to
21 said signature shall be in the following form: "By A. B., President of the
22 Senate (or Speaker of the House of Assembly, or as the case may be),
23 Acting Governor."

24 Notwithstanding the aforesaid, a person who administers the Government
25 of this State pursuant to Article V, Section I, or Article IV, Section VI,
26 paragraph 4, of the Constitution of this State for a continuous period of 180
27 days or more shall be entitled to be called "Governor of the State of New
28 Jersey" for all purposes, including, but not limited to, legislative, executive and
29 judicial proceedings or documents in which it is necessary to describe the title
30 of the person administering the Government for the time being, and for
31 historical records. Breaks in service as Acting Governor that are of a
32 temporary nature, such as travel outside of the State by the person or medical
33 or other emergency of the person, shall not affect continuousness of service.
34 (cf: P L.1963, c.119, s.2)

35

36 2. This act shall take effect immediately and shall be retroactive to January
37 1, 2001.

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 STATEMENT

2

3 This bill will permit a person serving as Acting Governor of this State for
4 a continuous period of 180 days due to the permanent or temporary absence
5 of the Governor to use as the person's official title the "Governor of the State
6 of New Jersey" for all purposes, including, but not limited to, legislative,
7 executive and judicial proceedings or documents in which it is necessary to
8 describe the title of the person administering the government for the time being,
9 and for historical records. The bill will take effect immediately upon
10 enactment and will be retroactive to January 1, 2001.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 2830

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 5, 2005

The Senate State Government Committee reports favorably and with committee amendments Senate No. 2830.

This bill provides that the title of a person who serves as Acting Governor for a continuous period of at least 180 days will thereafter be, for official and historical purposes, "Governor of the State of New Jersey." It also provides that a temporary discontinuance of service as Acting Governor, due to travel outside of the State or illness, will not render a period of service noncontinuous. The bill will take effect immediately upon enactment and will be retroactive to January 1, 2001.

The committee amended the bill to make clear that the title of a person who serves as Acting Governor for a continuous period of at least 180 days will thereafter be, for official and historical purposes, "Governor of the State of New Jersey"; and that a temporary discontinuance of service as Acting Governor, due to travel outside of the State or illness, will not render a period of service noncontinuous.

This bill is identical to Assembly, No. 4565 of 2005.

ASSEMBLY, No. 4565

STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED DECEMBER 8, 2005

Sponsored by:

Assemblyman ALBIO SIRES

District 33 (Hudson)

Assemblyman ALEX DECROCE

District 26 (Morris and Passaic)

Assemblyman ALFRED E. STEELE

District 35 (Bergen and Passaic)

Assemblyman JEFF VAN DREW

District 1 (Cape May, Atlantic and Cumberland)

Co-Sponsored by:

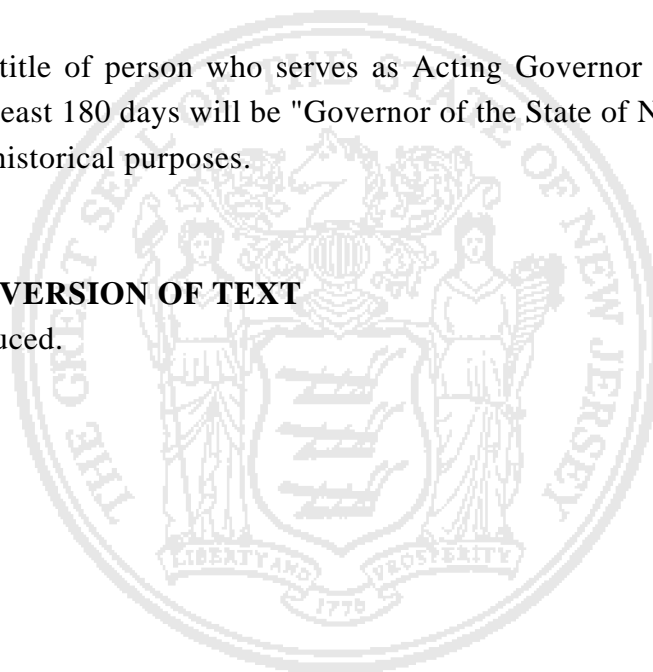
Assemblyman Stack

SYNOPSIS

Provides title of person who serves as Acting Governor for continuous period of at least 180 days will be "Governor of the State of New Jersey" for official and historical purposes.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/10/2006)

1 AN ACT concerning the title of Governor and amending R.S.52:15-5.

2

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

5

6 1. R.S.52:15-5 is amended to read as follows:

7 52:15-5. Whenever the functions, powers, duties and emoluments
8 of the office of Governor shall have devolved upon the President of
9 the Senate, the Speaker of the House of Assembly, for the time being,
10 or any other person, other than the Lieutenant Governor, in
11 accordance with [Article V, Section I, or Article IV, Section VI,
12 paragraph 4, of] the Constitution of this State, or laws adopted
13 pursuant thereto, the official title of the person administering the
14 Government of the State, for the time being, shall be "President of the
15 Senate (or Speaker of the House of Assembly, or as the case may be),
16 Acting Governor of the State of New Jersey." Said title shall be used
17 in all legislative, executive and judicial proceedings or documents in
18 which it is necessary to describe by his title the person administering
19 the Government for the time being. The signature of the person
20 administering the Government for the time being shall be in the
21 following form: "A. B., President of the Senate (or Speaker of the
22 House of Assembly, or as the case may be), Acting Governor," and
23 the attestation to said signature shall be in the following form: "By
24 A. B., President of the Senate (or Speaker of the House of Assembly,
25 or as the case may be), Acting Governor."

26 However, the official title of a person who serves as Acting
27 Governor for a continuous period of at least 180 days shall thereafter
28 be, for all of the purposes of this section, as well as for all historical
29 purposes, "Governor of the State of New Jersey." A temporary
30 discontinuance of service as Acting Governor, due to travel outside of
31 the State or inability to discharge the duties of office because of
32 illness, shall not render a period of service noncontinuous.

33 (cf: P L.1963, c.119, s.2)

34

35 2. This act shall take effect immediately and shall be retroactive to
36 January 1, 2001.

37

38

39

STATEMENT

40

41 This bill provides that the title of a person who serves as Acting
42 Governor for a continuous period of at least 180 days will thereafter
43 be, for official and historical purposes, "Governor of the State of New

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.

A4565 SIRES, DECROCE

3

1 Jersey". A temporary discontinuance of service as Acting Governor,
2 due to travel outside of the State or illness, will not render a period of
3 service noncontinuous. The bill will take effect immediately upon
4 enactment and will be retroactive to January 1, 2001.

ASSEMBLY STATE GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4565

STATE OF NEW JERSEY

DATED: DECEMBER 8, 2005

The Assembly State Government Committee reports favorably Assembly, No. 4565.

This bill provides that the title of a person who serves as Acting Governor for a continuous period of at least 180 days will thereafter be, for official and historical purposes, "Governor of the State of New Jersey." A temporary discontinuance of service as Acting Governor, due to travel outside of the State or illness, will not render a period of service noncontinuous. The bill will take effect immediately upon enactment and will be retroactive to January 1, 2001.

Assembly, No. 4565 is the same as Senate, No. 2830(1R) of 2005.