

52:27EE-67

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2006 **CHAPTER:** 11

NJSA: 52:27EE-67 (Creates position of First Assistant Child Advocate and provides that either Child Advocate or First Assistant be an attorney)

BILL NO: A2765 (Substituted for S1478)

SPONSOR(S) Caraballo and others

DATE INTRODUCED: March 2, 2006

COMMITTEE: **ASSEMBLY:** Appropriations

SENATE:

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** March 16, 2006

SENATE: March 20, 2006

DATE OF APPROVAL: April 11, 2006

FOLLOWING ARE ATTACHED IF AVAILABLE:

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

A2765

[SPONSOR'S STATEMENT](#): (Begins on page 2 of original bill) [Yes](#)

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

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL NOTE: No

S1478

[SPONSOR'S STATEMENT](#): (Begins on page 2 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:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext. 103 or <mailto:refdesk@njstatelib.org>.

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Governor enacts measures on child advocate, disabled" 4-12-2006 Star Ledger, p.14

RWH 2/28/08

P.L. 2006, CHAPTER 11, *approved April 11, 2006*
Assembly, No. 2765

1 AN ACT concerning the Office of the Child Advocate and amending
2 P.L.2005, c.155.

3

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

6

7 1. Section 67 of P.L.2005 , c.155 (C.52:27EE-67) is amended to
8 read as follows:

9 67. Office of the Child Advocate; qualifications; appointment;
10 term.

11 a. The administrator and chief executive officer of the office
12 shall be the Child Advocate, who shall be **[an attorney admitted to**
13 **practice law in New Jersey and be]** qualified by training and
14 experience to perform the duties of the office.

15 b. The child advocate shall be appointed by the Governor and
16 shall serve for a term of five years and until the appointment and
17 qualification of his successor. The Governor shall have the power
18 to remove the child advocate for cause. The child advocate shall
19 devote his or her entire professional time to the duties of this
20 position and receive such salary as shall be provided by law. A
21 vacancy occurring in the position of child advocate shall be filled in
22 the same manner as the original appointment, except that if the
23 child advocate dies, resigns, becomes ineligible to serve for any
24 reason or is removed from office, the Governor shall appoint an
25 acting child advocate who shall serve until the appointment and
26 qualification of the child advocate's successor.

27 c. The child advocate shall appoint a First Assistant Child
28 Advocate to assist in the performance of the duties of the office. If
29 the child advocate is not an attorney admitted to practice law in the
30 State, the first assistant child advocate shall be an attorney admitted
31 to practice law in the State.

32 (cf: P.L.2005, c.155, s.67)

33

34 2. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 This bill amends N.J.S.A. 52:27EE-67 to direct the Child
40 Advocate to appoint a First Assistant Child Advocate to assist in the
41 performance of the duties of the Office of the Child Advocate. The
42 bill also deletes the specific requirement that the Child Advocate be
43 an attorney admitted to practice law in this State and provides,
44 instead, that if the Child Advocate is not an attorney, then the First

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 Assistant Child Advocate shall be an attorney admitted to practice
2 law in the State.

3

4

5

6

7 _____
8 Creates position of First Assistant Child Advocate and provides
that either Child Advocate or First Assistant be an attorney.

ASSEMBLY, No. 2765

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED MARCH 2, 2006

Sponsored by:

Assemblyman WILFREDO CARABALLO

District 29 (Essex and Union)

Assemblyman BRIAN P. STACK

District 33 (Hudson)

Co-Sponsored by:

Assemblyman Chivukula, Senators Vitale, Weinberg and T.Kean

SYNOPSIS

Creates position of First Assistant Child Advocate and provides that either Child Advocate or First Assistant be an attorney.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/21/2006)

1 AN ACT concerning the Office of the Child Advocate and amending
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3

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14 experience to perform the duties of the office.

15 b. The child advocate shall be appointed by the Governor and
16 shall serve for a term of five years and until the appointment and
17 qualification of his successor. The Governor shall have the power
18 to remove the child advocate for cause. The child advocate shall
19 devote his or her entire professional time to the duties of this
20 position and receive such salary as shall be provided by law. A
21 vacancy occurring in the position of child advocate shall be filled in
22 the same manner as the original appointment, except that if the
23 child advocate dies, resigns, becomes ineligible to serve for any
24 reason or is removed from office, the Governor shall appoint an
25 acting child advocate who shall serve until the appointment and
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43 instead, that if the Child Advocate is not an attorney, then the First
44 Assistant Child Advocate shall be an attorney admitted to practice
45 law in the State.

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ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2765

STATE OF NEW JERSEY

DATED: MARCH 13, 2006

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2765.

Assembly Bill No. 2765 directs the Child Advocate to appoint a First Assistant Child Advocate to assist in the performance of the duties of the Office of the Child Advocate. The bill also deletes the specific requirement that the Child Advocate be an attorney admitted to practice law in this State and provides, instead, that if the Child Advocate is not an attorney, then the First Assistant Child Advocate shall be an attorney admitted to practice law in this State.

FISCAL IMPACT:

This bill was not certified as requiring a fiscal note. The qualification, for one of the two top positions in the Office of the Child Advocate, to be an attorney should not increase personnel costs.

SENATE, No. 1478

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED MARCH 2, 2006

Sponsored by:

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Senator LORETTA WEINBERG

District 37 (Bergen)

Co-Sponsored by:

Senator T.Kean

SYNOPSIS

Creates position of First Assistant Child Advocate and provides that either Child Advocate or First Assistant be an attorney.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/14/2006)

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2 P.L.2005, c.155.

3

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S1478 VITALE, WEINBERG

3

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- 2 law in the State.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1478

STATE OF NEW JERSEY

DATED: MARCH 13, 2006

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No.1478.

This bill amends N.J.S.A.52:27EE-67 to direct the Child Advocate to appoint a First Assistant Child Advocate to assist in the performance of the duties of the Office of the Child Advocate. The bill also deletes the specific requirement that the Child Advocate be an attorney admitted to practice law in this State and provides, instead, that if the Child Advocate is not an attorney, then the First Assistant Child Advocate shall be an attorney admitted to practice law in the State.

This bill is identical to Assembly Bill No. 2765 (Caraballo), which is pending in the Assembly State Government Committee.