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LAW

P.L. 2008, CHAPTER 63, *approved August 14, 2008*

Senate, No. 98

1 AN ACT concerning certain appointments to the Advisory Council
2 on Adolescent Pregnancy and amending P.L.1997, c.229.

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

6
7 1. Section 2 of P.L.1997, c.229 (C.26:2-171) is amended to
8 read as follows:

9 2. a. There is established in the Executive Branch of the State
10 Government an Advisory Council on Adolescent Pregnancy. For
11 the purposes of complying with the provisions of Article V, Section
12 IV, paragraph 1 of the New Jersey Constitution, the advisory
13 council is allocated within the Department of Health and Senior
14 Services, but notwithstanding that allocation, the advisory council
15 shall be independent of any supervision or control by the
16 department or by any board or officer thereof.

17 b. The advisory council shall consist of 24 members as follows:
18 the Commissioners of the Departments of Health and Senior
19 Services, Human Services, Children and Families, Education,
20 Community Affairs, and Labor and Workforce Development, who
21 shall serve as ex officio members, and 18 public members, four of
22 whom shall be teenagers, including two teenage parents and two
23 teenagers who are not parents, and fourteen of whom shall be
24 representatives of community based religious, health and social
25 service organizations which serve adolescents and health
26 professionals and educators with recognized expertise in the field of
27 adolescent pregnancy. Of the public members, three shall be
28 appointed by the President of the Senate, no more than two of
29 whom shall be of the same political party; three shall be appointed
30 by the Speaker of the General Assembly, no more than two of
31 whom shall be of the same political party; and 12 shall be appointed
32 by the Governor. Eight of the persons appointed by the Governor
33 shall be appointed with the advice and consent of the Senate, no
34 more than **[six]** four of whom shall be of the same political party;
35 and four of the persons appointed by the Governor shall be
36 teenagers. The advisory council shall organize within 30 days after
37 the appointment of its members. The members shall select one
38 person from among them to serve as the chairperson and the
39 members shall select a secretary, who need not be a member of the
40 advisory council.

41 c. Each ex officio member may designate an employee of the
42 member's department to represent the member at hearings of the

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 advisory council. All designees may lawfully vote and otherwise
2 act on behalf of the member for whom they constitute the designee.

3 d. Each public member shall be appointed for a term of three
4 years, but of the members first appointed, six shall serve for a term
5 of one year, six for a term of two years and six for a term of three
6 years. Members shall serve until their successors are appointed and
7 qualified. Vacancies shall be filled in the same manner as the
8 original appointments were made.

9 e. Members of the advisory council shall serve without
10 compensation but, within the limits of funds appropriated or
11 otherwise made available to it, shall be eligible for reimbursement
12 of necessary expenses incurred in the performance of their duties.

13 f. The Department of Health and Senior Services shall provide
14 such staff as the advisory council requests to carry out the purposes
15 of this act.

16 (cf: P.L.2006, c.47, s.106)

17

18 2. This act shall take effect immediately.

19

20

21

22

23 Provides for gubernatorial appointment without requiring advice
24 and consent of Senate for teenage members of Advisory Council on
25 Adolescent Pregnancy.

SENATE, No. 98

STATE OF NEW JERSEY 213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Co-Sponsored by:

Senators Rice, Buono, Madden and Allen

SYNOPSIS

Provides for gubernatorial appointment without requiring advice and consent of Senate for teenage members of Advisory Council on Adolescent Pregnancy.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning certain appointments to the Advisory Council
2 on Adolescent Pregnancy and amending P.L.1997, c.229.

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5 of New Jersey:

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7 1. Section 2 of P.L.1997, c.229 (C.26:2-171) is amended to
8 read as follows:

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10 Government an Advisory Council on Adolescent Pregnancy. For
11 the purposes of complying with the provisions of Article V, Section
12 IV, paragraph 1 of the New Jersey Constitution, the advisory
13 council is allocated within the Department of Health and Senior
14 Services, but notwithstanding that allocation, the advisory council
15 shall be independent of any supervision or control by the
16 department or by any board or officer thereof.

17 b. The advisory council shall consist of 24 members as follows:
18 the Commissioners of the Departments of Health and Senior
19 Services, Human Services, Children and Families, Education,
20 Community Affairs, and Labor and Workforce Development, who
21 shall serve as ex officio members, and 18 public members, four of
22 whom shall be teenagers, including two teenage parents and two
23 teenagers who are not parents, and fourteen of whom shall be
24 representatives of community based religious, health and social
25 service organizations which serve adolescents and health
26 professionals and educators with recognized expertise in the field of
27 adolescent pregnancy. Of the public members, three shall be
28 appointed by the President of the Senate, no more than two of
29 whom shall be of the same political party; three shall be appointed
30 by the Speaker of the General Assembly, no more than two of
31 whom shall be of the same political party; and 12 shall be appointed
32 by the Governor. Eight of the persons appointed by the Governor
33 shall be appointed with the advice and consent of the Senate, no
34 more than **[six]** four of whom shall be of the same political party;
35 and four of the persons appointed by the Governor shall be
36 teenagers. The advisory council shall organize within 30 days after
37 the appointment of its members. The members shall select one
38 person from among them to serve as the chairperson and the
39 members shall select a secretary, who need not be a member of the
40 advisory council.

41 c. Each ex officio member may designate an employee of the
42 member's department to represent the member at hearings of the
43 advisory council. All designees may lawfully vote and otherwise
44 act on behalf of the member for whom they constitute the designee.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
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Matter underlined thus is new matter.

1 d. Each public member shall be appointed for a term of three
2 years, but of the members first appointed, six shall serve for a term
3 of one year, six for a term of two years and six for a term of three
4 years. Members shall serve until their successors are appointed and
5 qualified. Vacancies shall be filled in the same manner as the
6 original appointments were made.

7 e. Members of the advisory council shall serve without
8 compensation but, within the limits of funds appropriated or
9 otherwise made available to it, shall be eligible for reimbursement
10 of necessary expenses incurred in the performance of their duties.

11 f. The Department of Health and Senior Services shall provide
12 such staff as the advisory council requests to carry out the purposes
13 of this act.

14 (cf: P.L.2006, c.47, s.106)

15

16 2. This act shall take effect immediately.

17

18

19

STATEMENT

20

21 This bill amends N.J.S.A.26:2-171, which established the
22 Advisory Council on Adolescent Pregnancy in 1997. The 24-
23 member council includes 18 public members, four of whom are
24 required to be teenagers. Since its inception, the council has found
25 it difficult and sometimes impossible to comply with the teenage
26 membership requirement due to the lengthy time-frame of the
27 appointment process coupled with the relatively short time that
28 teenagers are of an eligible age to serve.

29 Currently, the Senate President and Assembly Speaker each
30 appoint three of the public members, and the Governor appoints the
31 remaining 12 with the advice and consent of the Senate. The
32 current statute is silent on who is to appoint the teenage members.

33 In order to streamline the appointment process for teenagers so
34 that they can contribute to the work of the council as intended, this
35 bill specifies that the Governor shall appoint the teenage members
36 without requiring the advice and consent of the Senate. The bill
37 also changes the provision requiring that no more than half of the
38 12 gubernatorial appointees be of the same political party so that it
39 applies only to the eight adult gubernatorial appointees.

SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 98

STATE OF NEW JERSEY

DATED: MARCH 10, 2008

The Senate State Government Committee reports favorably Senate Bill No. 98.

This bill amends N.J.S.A.26:2-171, which established the Advisory Council on Adolescent Pregnancy in 1997. The 24-member council includes 18 public members, four of whom are required to be teenagers. The Senate President and Assembly Speaker each appoint three of the public members, and the Governor appoints the remaining 12 with the advice and consent of the Senate. The current statute is silent on who is to appoint the teenage members.

Under the bill, the Governor would appoint the teenage members without requiring the advice and consent of the Senate. The bill also changes the provision requiring that no more than half of the 12 gubernatorial appointees be of the same political party so that it applies only to the eight adult gubernatorial appointees.

This bill was pre-filed for introduction in the 2008-2009 session pending technical review. As reported, the bill includes the changes requested by technical review, which has been performed.

Senate Bill No. 98 of 2008 is identical to Assembly Bill No. 115 of 2008.

ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 98

STATE OF NEW JERSEY

DATED: JUNE 12, 2008

The Assembly Human Services Committee reports favorably Senate Bill No. 98.

This bill amends section 2 of P.L.1997, c.229 (C.26:2-171), which established the Advisory Council on Adolescent Pregnancy, to provide that the Governor would appoint the teenage members of the council without requiring the advice and consent of the Senate.

The 24-member council includes 18 public members, four of whom are required to be teenagers. Since its inception, the council has found it difficult and sometimes impossible to comply with the teenage membership requirement due to the lengthy time-frame of the appointment process coupled with the relatively short time that teenagers are of an eligible age to serve.

Currently, the Senate President and Assembly Speaker each appoint three of the public members, and the Governor appoints the remaining 12 with the advice and consent of the Senate. The current statute is silent on who is to appoint the teenage members.

The bill also changes the provision requiring that no more than half of the 12 gubernatorial appointees be of the same political party so that it applies only to the eight adult gubernatorial appointees.

This bill is identical to Assembly Bill No. 115 (Vanieri Huttler), which the committee also reported on this date.

ASSEMBLY, No. 115

STATE OF NEW JERSEY

213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblywoman VALERIE VAINIERI HUTTLE
District 37 (Bergen)

Co-Sponsored by:

Assemblywoman Oliver

SYNOPSIS

Provides for gubernatorial appointment without requiring advice and consent of Senate for teenage members of Advisory Council on Adolescent Pregnancy.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



A115 VAINIERI HUTTLE

2

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ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 115

STATE OF NEW JERSEY

DATED: JUNE 12, 2008

The Assembly Human Services Committee reports favorably Assembly Bill No. 115.

This bill amends section 2 of P.L.1997, c.229 (C.26:2-171), which established the Advisory Council on Adolescent Pregnancy, to provide that the Governor would appoint the teenage members of the council without requiring the advice and consent of the Senate.

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The bill also changes the provision requiring that no more than half of the 12 gubernatorial appointees be of the same political party so that it applies only to the eight adult gubernatorial appointees.

This bill is identical to Senate Bill No. 98 (Weinberg/Vitale), which the committee also reported on this date.

This bill was pre-filed for introduction in the 2008-2009 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.