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LAW/RWH 12/29/2008

P.L. 2008, CHAPTER 72, *approved September 6, 2008*

Senate, No. 103

1 **AN ACT** concerning financial disclosure statements of local  
2 government officers and amending P.L.1991, c.29.

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

6  
7 1. Section 6 of P.L.1991, c.29 (C.40A:9-22.6) is amended to  
8 read as follows:

9 a. Local government officers shall annually file a financial  
10 disclosure statement. All financial disclosure statements filed  
11 pursuant to this act shall include the following information which  
12 shall specify, where applicable, the name and address of each  
13 source and the local government officer's job title:

14 (1) Each source of income, earned or unearned, exceeding  
15 \$2,000 received by the local government officer or a member of his  
16 immediate family during the preceding calendar year. Individual  
17 client fees, customer receipts or commissions on transactions  
18 received through a business organization need not be separately  
19 reported as sources of income. If a publicly traded security is the  
20 source of income, the security need not be reported unless the local  
21 government officer or member of his immediate family has an  
22 interest in the business organization;

23 (2) Each source of fees and honorariums having an aggregate  
24 amount exceeding \$250 from any single source for personal  
25 appearances, speeches or writings received by the local government  
26 officer or a member of his immediate family during the preceding  
27 calendar year;

28 (3) Each source of gifts, reimbursements or prepaid expenses  
29 having an aggregate value exceeding \$400 from any single source,  
30 excluding relatives, received by the local government officer or a  
31 member of his immediate family during the preceding calendar  
32 year;

33 (4) The name and address of all business organizations in which  
34 the local government officer or a member of his immediate family  
35 had an interest during the preceding calendar year; and

36 (5) The address and brief description of all real property in the  
37 State in which the local government officer or a member of his  
38 immediate family held an interest during the preceding calendar  
39 year.

40 b. The Local Finance Board shall prescribe a financial  
41 disclosure statement form for filing purposes. For counties and  
42 municipalities which have not established ethics boards, the board

**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 shall transmit sufficient copies of the forms to the municipal clerk  
2 in each municipality and the county clerk in each county for filing  
3 in accordance with this act. The municipal clerk shall make the  
4 forms available to the local government officers serving the  
5 municipality. The county clerk shall make the forms available to  
6 the local government officers serving the county.

7 For counties and municipalities which have established ethics  
8 boards, the Local Finance Board shall transmit sufficient copies of  
9 the forms to the ethics boards for filing in accordance with this act.  
10 The ethics boards shall make the forms available to the local  
11 government officers within their jurisdiction.

12 For local government officers serving the municipality, the  
13 original statement shall be filed with the municipal clerk in the  
14 municipality in which the local government officer serves. For  
15 local government officers serving the county, the original statement  
16 shall be filed with the county clerk in the county in which the local  
17 government officer serves. A copy of the statement shall be filed  
18 with the board. In counties or municipalities which have  
19 established ethics boards a copy of the statement shall also be filed  
20 with the ethics board having jurisdiction over the local government  
21 officer. Local government officers shall file the initial financial  
22 disclosure statement within 90 days following the effective date of  
23 this act. Thereafter, statements shall be filed on or before April  
24 30th each year, except that each local government officer shall file a  
25 financial disclosure statement within 30 days of taking office.

26 c. All financial disclosure statements filed shall be public  
27 records.

28 (cf: P.L.1991, c.29, s.6)

29

30 2. This act shall take effect immediately.

31

32

33

34

35 Requires local government officer to file financial disclosure  
36 statement within 30 days of taking office.

# SENATE, No. 103

## STATE OF NEW JERSEY 213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

**Sponsored by:**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator NICHOLAS P. SCUTARI**

**District 22 (Middlesex, Somerset and Union)**

**Co-Sponsored by:**

**Senators Buono, Beck and O'Toole**

**SYNOPSIS**

Requires local government officer to file financial disclosure statement within 30 days of taking office.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



**(Sponsorship Updated As Of: 5/9/2008)**

S103 WEINBERG, SCUTARI

2

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45 in accordance with this act. The municipal clerk shall make the

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S103 WEINBERG, SCUTARI

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27 2. This act shall take effect immediately.

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STATEMENT

31

32 This bill amends the "Local Government Ethics Law," P.L.1991,  
33 c.29 (C.40A:9-22.1 et seq.), to require local government officers to  
34 file a financial disclosure statement within 30 days of taking office.  
35 Currently, a local government officer has until April 30th to file the  
36 required financial disclosure statement. This means that under  
37 existing law some local government officers, such as those elected  
38 through a non-partisan election in May, are not required to file a  
39 financial disclosure statement until April 30th of the following year.  
40 Under the bill, all local government officers are to file a financial  
41 disclosure statement within 30 days of taking office.

ASSEMBLY BUDGET COMMITTEE

STATEMENT TO

**SENATE, No. 103**

**STATE OF NEW JERSEY**

DATED: JUNE 19, 2008

The Assembly Budget Committee reports favorably Senate Bill No. 103.

The bill amends the "Local Government Ethics Law," P.L.1991, c.29 (C.40A:9-22.1 et seq.), to require local government officers to file a financial disclosure statement within 30 days of taking office. Currently, a local government officer has until April 30th to file the required financial disclosure statement. This means that under existing law some local government officers, such as those elected through a non-partisan election in May, are not required to file a financial disclosure statement until April 30th of the following year. Under the bill, all local government officers are to file a financial disclosure statement within 30 days of taking office.

This bill is identical to Assembly No. 198, as also reported by the committee.

FISCAL IMPACT:

This bill was not certified as requiring a fiscal note. The bill has no impact on State revenues or expenditures.



SENATE STATE GOVERNMENT COMMITTEE

STATEMENT TO

**SENATE, No. 103**

**STATE OF NEW JERSEY**

DATED: MAY 8, 2008

The Senate State Government Committee reports favorably Senate, No. 103.

This bill amends the “Local Government Ethics Law,” P.L.1991, c.29 (C.40A:9-22.1 et seq.), to require local government officers to file a financial disclosure statement within 30 days of taking office. Currently, a local government officer has until April 30th to file the required financial disclosure statement. This means that under existing law some local government officers, such as those elected through a non-partisan election in May, are not required to file a financial disclosure statement until April 30th of the following year. Under the bill, all local government officers are to file a financial disclosure statement within 30 days of taking office.

This bill is identical to Assembly, No. 198 of 2008.

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.

**ASSEMBLY, No. 198**

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**STATE OF NEW JERSEY**

**213th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

**Sponsored by:**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**SYNOPSIS**

Requires local government officer to file financial disclosure statement within 30 days of taking office.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



A198 JOHNSON, VAINIERI HUTTLE

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ASSEMBLY BUDGET COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 198**

**STATE OF NEW JERSEY**

DATED: JUNE 19, 2008

The Assembly Budget Committee reports favorably Assembly Bill No. 198.

The bill amends the “Local Government Ethics Law,” P.L.1991, c.29 (C.40A:9-22.1 et seq.), to require local government officers to file a financial disclosure statement within 30 days of taking office. Currently, a local government officer has until April 30th to file the required financial disclosure statement. This means that under existing law some local government officers, such as those elected through a non-partisan election in May, are not required to file a financial disclosure statement until April 30th of the following year. Under the bill, all local government officers are to file a financial disclosure statement within 30 days of taking office.

This bill is identical to Senate No. 103, as also reported by the committee.

FISCAL IMPACT:

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