

34:1.69.1a

LEGISLATIVE HISTORY CHECKLIST
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(Deaf & Hard of Hearing Advisory Council)

NJSA: 34:1-69.1a

LAWS OF: 1995 **CHAPTER:** 168

BILL NO: S458

SPONSOR(S): Ewing and others

DATE INTRODUCED: January 18, 1994

COMMITTEE: **ASSEMBLY:** Senior Citizens
SENATE: Human Services

AMENDED DURING PASSAGE: Yes Amendments during passage
First reprint enacted denoted by superscript numbers

DATE OF PASSAGE: **ASSEMBLY:** October 20, 1994 Re-enacted 6-29-95
SENATE: January 31, 1994 Re-enacted 5-11-95

DATE OF APPROVAL: July 5, 1995

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes
SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: Yes

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

[FIRST REPRINT]

SENATE, No. 458

STATE OF NEW JERSEY

INTRODUCED JANUARY 18, 1994

By Senator EWING, Assemblymen Cottrell and Malone

1 AN ACT concerning the hearing impaired and amending P.L.1977,
2 c.166.

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

6 1. Section 8 of P.L.1977, c.166 (C.34:1-69.1a) is amended to
7 read as follows:

8 8. a. There shall be within the Division of the Deaf and Hard
9 of Hearing an Advisory Council on the Deaf and Hard of Hearing
10 which shall consist of [14] 18 members. One representative from
11 each of the following shall be ex-officio members: Department
12 of Education, ¹[Department of Higher Education,]¹ Department
13 of Health, Department of Human Services, Division of Vocational
14 Rehabilitation Services in the Department of Labor [and Industry,
15 Division of Human Resources in the Department of Community
16 Affairs] ¹, Commission on Higher Education¹ and the Marie
17 Katzenbach School for the Deaf. [Seven] Twelve members shall
18 be appointed by the Governor: one shall be a [businessman]
19 business person selected from a list of candidates supplied by the
20 New Jersey State Chamber of Commerce, one lay citizen born of
21 deaf parents, five citizens who are deaf, two of whom shall be
22 chosen from the professions and three to be lay persons, and five
23 citizens who are hard of hearing. In considering the appointment
24 of the five citizens who are deaf the Governor shall give
25 appropriate consideration to persons recommended by profoundly
26 deaf adults represented by the New Jersey Association of the
27 Deaf, Incorporated. In considering the appointment of the five
28 citizens who are hard of hearing, the Governor shall give
29 appropriate consideration to persons recommended by hard of
30 hearing adults represented by the organization, Self Help for
31 Hard of Hearing People, Inc. Each appointive member shall serve
32 for a term of 3 years and until his successor is appointed and
33 qualifies, except that of the [seven] members first appointed the
34 Governor shall designate the appointee's terms so that two shall
35 be appointed for terms of 1 year, two for terms of 2 years and
36 three for terms of 3 years.

37 b. Members of the Advisory Council on the Deaf and Hard of
38 Hearing shall serve without compensation but shall be entitled to
39 reimbursement for expenses incurred in performance of their
40 duties. Vacancies on the council shall be filled for the unexpired
41 term. Members may be removed by the Governor for cause.
42 (cf. P.L.1977, c.166, s.8)

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 amendments adopted in accordance with Governor's
recommendations March 30, 1995.

1 2. This act shall take effect immediately.

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7 Expands the membership on the Advisory Council on the Deaf and
Hard of Hearing.

STATEMENT

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This bill amends current law to expand the membership of the Advisory Council on the Deaf and Hard of Hearing from 14 members to 18 members. The bill would require the Governor to appoint five new members who are hard of hearing to the advisory council in consultation with the organization, Self Help for Hard of Hearing People, Inc.

The bill also amends the law to remove the representative from the Division of Human Resources in the Department of Community Affairs since the division is no longer functioning as part of the department.

Expands the membership on the Advisory Council on the Deaf and Hard of Hearing.

ASSEMBLY SENIOR CITIZENS AND
SOCIAL SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 458

STATE OF NEW JERSEY

DATED: MARCH 21, 1994

The Assembly Senior Citizens and Social Services Committee favorably reports Senate Bill No. 458.

This bill amends current law to expand the membership of the Advisory Council on the Deaf and Hard of Hearing from 14 members to 18 members. The bill would require the Governor to appoint five new members who are hard of hearing to the advisory council in consultation with the organization, Self Help for Hard of Hearing People, Inc.

The bill also amends the law to remove the representative from the Division of Human Resources in the Department of Community Affairs since the division is no longer functioning as part of the department.

This bill is identical to Assembly Bill No. 1456 which was released by this committee on this date.

SENATE HUMAN SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 458

STATE OF NEW JERSEY

DATED: JANUARY 24, 1994

The Senate Human Services Committee favorably reports Senate Bill No. 458.

This bill amends current law to expand the membership of the Advisory Council on the Deaf and Hard of Hearing from 14 members to 18 members. The bill would require the Governor to appoint five new members who are hard of hearing to the advisory council in consultation with the organization, Self Help for Hard of Hearing People, Inc.

The bill also amends the law to remove the representative from the Division of Human Resources in the Department of Community Affairs since the division is no longer functioning as part of the department.

SENATE BILL NO. 458

To the Senate:

Pursuant to Article V, Section I, Paragraph 14 of the New Jersey Constitution, I am returning Senate Bill No. 458 with my objections for reconsideration.

Summary of Bill

Senate Bill No. 458 would change the membership of the Advisory Council on the Deaf and Hard of Hearing ("Advisory Council") in the Division of the Deaf and Hard of Hearing in the Department of Human Services. Specifically, the bill would amend P.L. 1977, c.166 to add five citizens who are "hard of hearing" to the Advisory Council.

Further, the bill would require that consideration be given to individuals recommended by the organization, Self Help for Hard of Hearing People, Inc. ("SHHHP"), prior to appointing the five hard of hearing persons to the Advisory Council.

Finally, the bill would remove the representative from the Division of Human Resources in the Department of Community Affairs ("DCA") as an ex officio member of the Advisory Council.

Recommended Action

I believe this bill would rectify a long-standing omission by formally recognizing the hard of hearing community for its potential value to the Advisory Council. Moreover, this bill makes technical revisions to the existing law, which are needed.

However, I find that another technical change to the bill is required. I recommend that the representative of the Department of Higher Education be removed as an ex officio member of the Advisory

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EXECUTIVE DEPARTMENT

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Council because of the recent abolition of that Department. Because I believe that it is indeed appropriate for a representative of the higher education community to continue to have a role in the Advisory Council, I recommend that a representative of the Commission on Higher Education replace the representative of the Department of Higher Education as an ex officio member.

Therefore, I herewith return Senate Bill No. 458 and recommend that it be amended as follows:

Page 1, Section 1, Line 12: After "of Education," delete "Department of Higher Education,"

Page 1, Section 1, Line 14: After "Labor" insert ", Commission of Higher Education"

Respectfully,

/s/ Christine Todd Whitman

GOVERNOR

[seal]

Attest:

/s/ Peter Verniero

Chief Counsel to the Governor