

40A: 9-42

LEGISLATIVE HISTORY CHECKLIST
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(County administrator--term of office)

NJSA: 40A:9-42

LAWS OF: 1993 **CHAPTER:** 311

BILL NO: A2269

SPONSOR(S) Kavanaugh and Arnone

DATE INTRODUCED: February 9, 1993

COMMITTEE: **ASSEMBLY:** Local Government
SENATE: Community Affairs

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

DATE OF PASSAGE: **ASSEMBLY:** November 15, 1993
SENATE: December 16, 1993

DATE OF APPROVAL: December 23, 1993

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

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

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG: pp

[FIRST REPRINT]
ASSEMBLY, No. 2269

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 9, 1993

By Assemblymen KAVANAUGH and ARNONE

1 AN ACT ¹permitting the county board of freeholders¹ to extend
2 the term of office of the county administrator and amending
3 N.J.S.40A:9-42.
4

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

7 1. N.J.S.40A:9-42 is amended to read as follows:
8 40A:9-42. The board of chosen freeholders of any county,
9 other than a county having adopted a form of government
10 pursuant to the provisions of P.L.1972, c.154 (C.40:41A-1 et
11 seq.), may by resolution create the office of county
12 administrator, to act as the executive or administrative officer
13 for the board and to have such executive and administrative
14 powers, perform such executive and administrative duties and to
15 receive such compensation as the resolution creating such office
16 shall provide and as may from time to time otherwise be directed
17 by the board by resolution.

18 In any county creating the position of county administrator the
19 board by majority vote of all its members shall appoint some
20 suitably qualified person to such office for a term of [three]
21 ¹either three, four or¹ five years¹, as determined by the board
22 of freeholders at the time of the appointment,¹ and until
23 appointment and qualification of his successor; provided,
24 however, that a county which changes the term of office of its
25 board of chosen freeholders from three to four years, as provided
26 in section 6 of this amendatory and supplementary act, may
27 appoint a county administrator for a term of four years].

28 (cf: P.L.1987, c.236, s.2)

29 2. This act shall take effect immediately and shall apply to the
30 appointment and reappointment of persons to the position of
31 county administrator on and after the effective date of this act.
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36 Permits appointment of county administrator to three-, four- or
37 five-year term.

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 Assembly ALG committee amendments adopted May 10, 1993.

ASSEMBLY, No. 2269

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 9, 1993

By Assemblymen KAVANAUGH and ARNONE

1 AN ACT to extend the term of office of the county administrator
2 and amending N.J.S.40A:9-42.

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6 1. N.J.S.40A:9-42 is amended to read as follows:

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11 administrator, to act as the executive or administrative officer
12 for the board and to have such executive and administrative
13 powers, perform such executive and administrative duties and to
14 receive such compensation as the resolution creating such office
15 shall provide and as may from time to time otherwise be directed
16 by the board by resolution.

17 In any county creating the position of county administrator the
18 board by majority vote of all its members shall appoint some
19 suitably qualified person to such office for a term of [~~three~~ five
20 years and until appointment and qualification of his successor];
21 provided, however, that a county which changes the term of
22 office of its board of chosen freeholders from three to four years,
23 as provided in section 6 of this amendatory and supplementary
24 act, may appoint a county administrator for a term of four years].
25 (cf: P.L.1987, c.236, s.2)

26 2. This act shall take effect immediately and shall apply to the
27 appointment and reappointment of persons to the position of
28 county administrator on and after the effective date of this act.

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31 STATEMENT

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33 This bill extends the term of office of a county administrator
34 from the current three-year term to a five-year term in all
35 counties in the State that have a county administrator and do not
36 operate under the "Optional County Charter Law," P.L.1972,
37 c.154 (C.40:41A-1 et seq.).

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42 Extends term of office of county administrator from three years
43 to five years.

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.

ASSEMBLY LOCAL GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2269

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: MAY 10, 1993

The Assembly Local Government Committee favorably reports Assembly Bill No. 2269, with committee amendments.

Assembly Bill No. 2269, as introduced by the sponsors, extends the term of office of a county administrator from the current three-year term to a five-year term in all counties in the State that have a county administrator and do not operate under the "Optional County Charter Law," P.L.1972, c.154 (C.40:41A-1 et seq.).

The committee amended the bill to permit the board of freeholders the opportunity, at the time the administrator is appointed, to make the duration of the appointment either a three-year, four-year or five-year term.

SENATE COMMUNITY AFFAIRS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

ASSEMBLY, No. 2269

STATE OF NEW JERSEY

DATED: DECEMBER 13, 1993

The Senate Community Affairs Committee reports favorably Assembly Bill No. 2269 (1R).

Assembly Bill No. 2269 (1R), extends the term of office of a county administrator from the current three years to three, four or five years, as determined by the board of chosen freeholders at the time of appointment, in all counties in the State that have a county administrator and do not operate under the "Optional County Charter Law," P.L.1972, c.154 (C.40:41A-1 et seq.).

The bill also eliminates the existing provision that would have allowed any county which changes the term of office of its board of chosen freeholders from three to four years to appoint an administrator for a four-year term. This provision would be unnecessary given the term extension allowed for under this bill.

Assembly Bill 2269 (1R) is identical to Senate Bill 2014, which was also reported by this committee on December 13, 1993.