

Repeals 40:113-1

LEGISLATIVE HISTORY CHECKLIST

(Municipalities - Commission form of government - repeal parts of statutes)

HJSA Repeals 40:113-1

LAWS OF 1979

CHAPTER 19

Bill No. S1061

Sponsor(s) Parker and Dodd

Date Introduced April 20, 1978

Committee: Assembly Municipal Government

Senate County & Municipal Government

Amended during passage XXX No

Date of Passage: Assembly January 18, 1979

Senate June 8, 1978

Date of approval February 8, 1979

Following statements are attached if available:

Sponsor statement Yes XX

Committee Statement: Assembly Yes XX

Senate XXX No

Fiscal Note XXX No

Veto message XXX No

Message on signing XXX No

Following were printed:

Reports XXX No

Hearings XXX No

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SENATE, No. 1061

STATE OF NEW JERSEY

INTRODUCED APRIL 20, 1978

By Senators PARKER and DODD

Referred to Committee on County and Municipal Government

AN ACT concerning municipalities governed by boards of commissioners or improvement commissioners and repealing certain statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. The following sections, acts, and parts of acts, together with
2 all amendments and supplements thereto, are hereby repealed
3 entirely.

4 Revised Statutes sections:

5 40:113-1 to 40:113-4 both inclusive;

6 40:114-1 (P. L. 1878, c. 23);

7 40:114-2 (P. L. 1889, c. 104);

8 40:114-3 to 40:114-10 both inclusive;

9 40:115-1 and 40:115-2;

10 40:116-1 to 40:116-12 both inclusive;

11 40:116-13;

12 40:117-1 to 40:117-8 both inclusive;

13 40:118-1 to 40:118-11 both inclusive;

14 40:119-1;

15 40:120-1 and 40:120-2;

16 40:121-1 to 40:121-17 both inclusive;

17 40:122-1 to 40:122-4 both inclusive;

18 40:122-5 to 40:122-7 both inclusive.

1 2. This act shall take effect immediately.

STATEMENT

This bill has been drafted by the Division of Law Revision of the Legislative Services Agency in furtherance of its duty to conduct a continuous examination of the general and permanent statutory law of this State.

R. S. 40:119-1 — Power to pass ordinances for specific purposes and additional powers of municipality governed by improvement commissioners.

R. S. 40:120-1 and 40:120-2 — Use of park land for highways and lease of railroad land in municipalities governed by improvement commissioners.

R. S. 40:121-1 to 40:121-17 both inclusive — Operation of single track railroads by municipalities governed by improvement commissioners.

R. S. 40:122-1 to 40:122-4 both inclusive — Board of assessors in townships governed by improvement commissioners.

R. S. 40:122-5 to 40:122-7 both inclusive — Other officers, terms, duties, compensation of other officers in townships governed by improvement commissioners.

SENATE, No. 1061

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Referred to Committee on County and Municipal Government

AN ACT concerning municipalities governed by boards of commissioners or improvement commissioners and repealing certain statutes.

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7 40:114-2 (P. L. 1889, c. 104) ;

8 40:114-3 to 40:114-10 both inclusive ;

9 40:115-1 and 40:115-2 ;

10 40:116-1 to 40:116-12 both inclusive ;

11 40:116-13 ;

12 40:117-1 to 40:117-8 both inclusive ;

13 40:118-1 to 40:118-11 both inclusive ;

14 40:119-1 ;

15 40:120-1 and 40:120-2 ;

16 40:121-1 to 40:121-17 both inclusive ;

17 40:122-1 to 40:122-4 both inclusive ;

18 40:122-5 to 40:122-7 both inclusive.

1 2. This act shall take effect immediately.

STATEMENT

This bill has been drafted by the Division of Law Revision of the Legislative Services Agency in furtherance of its duty to conduct a continuous examination of the general and permanent statutory law of this State.

The sections and acts to be repealed by this bill provide the statutory framework for municipalities governed by boards of commissioners or improvement commissioners. They are not in use today and their retention as part of the general and statutory law of this State is no longer necessary.

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 1061

STATE OF NEW JERSEY

DATED: JANUARY 9, 1979

This bill has been drafted by the Division of Law Revision and Legislative Services Agency in furtherance of its duty to conduct a continuous examination of the general and permanent statutory law of this State.

The sections and acts to be repealed by this bill provide the statutory framework for municipalities governed by boards of commissioners or improvement commissioners. They are not in use today and their retention as part of the general and statutory law of this State is no longer necessary.

The sections repealed deal specifically with the following:

R. S. 40:113-1 to 40:113-4 both inclusive — Ward representation of municipalities governed by boards of commissioners or improvement commissioners.

R. S. 40:114-1 — Local commissions created by the Legislature.

R. S. 40:114-2 — Commissions appointed by the Supreme Court.

R. S. 40:114-3 to 40:114-10 both inclusive — Terms of office and duties of commissioners and other officers in municipalities governed by boards of commissioners or improvement commissioners.

R. S. 40:115-1 and 40:115-2 — Ordinances and financial resolutions for municipalities governed by boards of commissioners or improvement commissioners.

R. S. 40:116-1 to 40:116-12 both inclusive — Officers, terms and duties in municipalities governed by boards of commissioners, ordinances and elections.

R. S. 40:116-13 — Procedure for designating title of a municipality governed by boards of commissioners.

R. S. 40:117-1 to 40:117-8 both inclusive — Powers, duties and compensation, and term of office, officers in seaside resorts governed by boards of commissioners.

R. S. 40:118-1 to 40:118-11 both inclusive — Powers, duties, term of office of officers in towns governed by boards of commissioners; license fees and town laws applicable.

The sections and acts to be repealed by this bill provide the statutory framework for municipalities governed by boards of commissioners or improvement commissioners. They are not in use today and their retention as part of the general and statutory law of this State is no longer necessary.

Current motor vehicle laws provide that a person may obtain a special learner's permit at the age of 16 to be used in conjunction with a behind-the-wheel driving course by a licensed driver's school or in a driver's education program. At the age of 16-1/2, the person may retain possession of the permit and drive between sunrise and sunset with a licensed driver with at least three years of driving experience. At age 17 the holder of the permit may take the test for an operator's license.

However, for those who finish driving school before reaching the age of 16-1/2 a break occurs in which they may not practice driving. This bill eliminates that break by providing for the additional period of practice driving.

S-938, sponsored by Senator Barry Parker (R-Burlington), which permits municipalities to make special emergency appropriations and to update and make current any previous property tax reevaluation program ordered to be undertaken by the county board of taxation.

S-1060, also sponsored by Senator Parker, which repeals certain statutes concerning cities of the first class.

Jersey City and Newark, the only first class cities in the State, both adopted the Mayor-Council Plan C under the Optional Municipal Charter Law. As a result of these charter changes, sections of the law pertaining to first class cities are no longer applicable to these cities and, therefore, no longer necessary.

S-1061, also sponsored by Senator Parker, repeals sections and acts which establish the statutory framework for municipalities governed by Boards of Commissioners or improvement commissioners.

These sections are no longer in use today and are therefore no longer necessary.

S-1062, also sponsored by Senator Parker, which repeals certain sections and acts which provide for certain forms of city government.

These sections are no longer in use today and therefore are no longer necessary.