

26:2D-3

LEGISLATIVE HISTORY CHECKLIST

NJSA: 26:2D-3 (Commission on Radiation Protection--increase membership)

LAWS OF: 1986 CHAPTER 28

BILL NO: A1473

Sponsor(s): Marsella

Date Introduced: Pre-filed

Committee: Assembly: Environmental Quality  
Senate: Energy and Environment

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: February 27, 1986  
Senate: April 7, 1986

Date of Approval: June 28, 1986

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

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## ASSEMBLY, No. 1473

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman MARSELLA

AN ACT to amend the title of "An act relating to the control of radiation, creating a Commission on Radiation Protection in the Department of Health and prescribing its functions, powers and duties," approved July 8, 1958 (P. L. 1958, c. 116), so that the same shall read "An act relating to the control of radiation, creating a Commission on Radiation Protection in the Department of Environmental Protection and prescribing its functions, powers and duties," and to amend the body of said act.

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

1 1. The title of P. L. 1958, c. 116 is amended to read as follows:

2 An act relating to the control of radiation, creating a Commis-  
3 sion on Radiation Protection in the Department of **[Health]** *En-*  
4 *vironmental Protection* and prescribing its functions, powers and  
5 duties.

1 2. Section 3 of P. L. 1958, c. 116 (C. 26:2D-3) is amended to  
2 read as follows:

3 3. There is hereby created in the Department of Environmental  
4 Protection the Commission on Radiation Protection which shall  
5 consist of **[eight]** *10* members, three of whom shall be the Com-  
6 missioner of Environmental Protection, the Commissioner of  
7 Health, and the Commissioner of Labor **[and Industry]**, or their  
8 designees, who shall serve ex officio and **[five]** *seven* members with  
9 scientific training in medicine, radiology, nonionizing radiation,  
10 infrasonics, ultrasonics, radiation physics, *medical physics, epi-*

**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 printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

\*—Senate committee amendments adopted March 24, 1986.

11 *demology*, atomic energy or biology or engineering to be appointed  
 12 by the Governor, with the \***[advise]**\* *\*advice\** and consent of the  
 13 Senate.

1 3. Section 4 of P. L. 1958, c. 116 (C. 26:2D-4) is amended to  
 2 read as follows:

3 4. Commissioners appoined by the Governor shall be appointed  
 4 for a term of four years commencing on July 1 of the year of  
 5 appointment except that of those first appointed, two shall be ap-  
 6 pointed for terms of one year, one for a term of two years, one for  
 7 a term of three years, and one for a term of four years, which  
 8 terms shall commence on July 1, 1958. *Of the two commissioners*  
 9 *first appointed to the commission pursuant to the provisions of*  
 10 *this \***[1985]**\* \*1986\* amendatory act, one commissioner shall serve*  
 11 *a term of four years and one commissioner shall serve a term of two*  
 12 *years.* Each commissioner shall hold over after the expiration of  
 13 his term until his successor has been appointed and has qualified.

14 Vacancies shall be filled for the unexpired term only in the  
 15 manner provided for the original appointment.

1 4. Section 6 of P. L. 1958, c. 116 (C. 26:2D-6) is amended to  
 2 read as follows:

3 6. The commission annually shall organize as soon as possible  
 4 after July 1, and shall elect a chairman, vice-chairman and a  
 5 secretary from its own membership. **[Four]** *Five* members of the  
 6 commission shall constitute a quorum to transact its business.  
 7 Codes, rules and regulations shall be adopted, amended or repealed  
 8 by an affirmative vote of at least **[five]** *six* members.

1 5. This act shall take effect immediately.

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HAZARDOUS SUBSTANCE (Control)

Expands membership of the Commission on Radiation Protection.

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11 *demiology*, atomic energy or biology or engineering to be appointed  
 12 by the Governor, with the advise and consent of the Senate.

1 3. Section 4 of P. L. 1958, c. 116 (C. 26:2D-4) is amended to  
 2 read as follows:

3 4. Commissioners appoined by the Governor shall be appointed  
 4 for a term of four years commencing on July 1 of the year of  
 5 appointment except that of those first appointed, two shall be ap-  
 6 pointed for terms of one year, one for a term of two years, one for  
 7 a term of three years, and one for a term of four years, which  
 8 terms shall commence on July 1, 1958. *Of the two commissioners*  
 9 *first appointed to the commission pursuant to the provisions of*  
 10 *this 1985 amendatory act, one commissioner shall serve a term of*  
 11 *four years and one commissioner shall serve a term of two years.*  
 12 Each commissioner shall hold over after the expiration of his term  
 13 until his successor has been appointed and has qualified.

14 Vacancies shall be filled for the unexpired term only in the  
 15 manner provided for the original appointment.

1 4. Section 6 of P. L. 1958, c. 116 (C. 26:2D-6) is amended to  
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 4 after July 1, and shall elect a chairman, vice-chairman and a  
 5 secretary from its own membership. **Four** *Five* members of the  
 6 commission shall constitute a quorum to transact its business.  
 7 Codes, rules and regulations shall be adopted, amended or repealed  
 8 by an affirmative vote of at least **five** *six* members.

1 5. This act shall take effect immediately.

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#### STATEMENT

This bill increases the membership of the Commission on Radia-  
 tion Protection from eight to 10 members. Two additional mem-  
 bers will be appointed by the Governor from the scientific  
 community to assist the commission in handling its increased  
 workload.

This bill also adds medical physics and epidemiology to the  
 types of scientific training members of the commission could have.

ASSEMBLY COMMITTEE ON ENVIRONMENTAL QUALITY

STATEMENT TO

**ASSEMBLY, No. 1473**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 20, 1986

The committee favorably released Assembly Bill No. 1473.

This bill would increase the membership of the Commission on Radiation Protection from eight to 10 members. It would also add medical physics and epidemiology as qualifying scientific experience for appointment to the commission. Finally, the bill would stagger the terms of the two newly appointed members and would require five members rather than four to constitute a quorum to conduct official business.

The Commission on Radiation Protection was established to develop regulations to prohibit and prevent undue exposure to radiation.

SENATE ENERGY AND ENVIRONMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1473**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: MARCH 24, 1986

The Senate Energy and Environment Committee favorably reports Assembly Bill No. 1473 with Senate committee amendments.

Assembly Bill No. 1473 would increase the membership of the Commission on Radiation Protection from eight to ten members, and would add medical physics and epidemiology to the categories of scientific training which could qualify a person for membership on the commission.

The Commission on Radiation Protection was established in 1958 pursuant to the "Radiation Protection Act," P. L. 1958, c. 116 (C. 26:2D-1 et seq.). The original five member commission was increased to eight in 1971. The commission's broad responsibility is to advise the Department of Environmental Protection on matters concerning the prohibition and prevention of unnecessary radiation exposure.

The committee made purely technical amendments to the bill.