

52:15A-1 thru 5

February 10, 1970

LEGISLATIVE HISTORY OF R.S. 52:15A-1 thru 5  
(Gubernatorial Transition Act)

No similar bills introduced, 1965-1969.

Gubernatorial election took place November, 1969.

L. 1969, Chapter 213 - A674

Introduced March 17 by Crane [and others].

No statement.

Not amended during passage.

No hearings or reports were located.

See following clipping (V.F.--N.J.--Governor): (cop enc)

"Transferring the reins of power; GOP stalls a bill until the votes are in." NSL 11-2-69, Sec. 1, p. 25

RSL/PC

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213  
12/2/00  
ASSEMBLY, No. 674

STATE OF NEW JERSEY

INTRODUCED MARCH 17, 1969

By Assemblymen CRANE, FERRARA, DE KORTE, RANDALL,  
SCANCARELLA, VOLK, HOLLENBECK, EVERS, ENOS,  
TODD, SCHLUTER, PARKER, CAFIERO and KASER

Referred to Committee on State Government

AN ACT providing for gubernatorial transition, prescribing methods to be used in the orderly transfer of the executive power in connection with the expiration of the term of office of a Governor and the inauguration of a new Governor, making an appropriation therefor and supplementing chapter 15 of Title 52 of the Revised Statutes.

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

1 1. This act may be cited as "The Gubernatorial Transition  
2 Act."

1 2. The Legislature declares it to be the purpose of this act to  
2 promote the orderly transfer of the executive power in connection  
3 with the expiration of the term of office of a Governor and the  
4 inauguration of a new Governor. The interest of the State of New  
5 Jersey requires that such transitions in the office of Governor be  
6 accomplished so as to assure continuity in the conduct of the  
7 affairs of the State Government. Any disruption occasioned by  
8 the transfer of the executive power could produce results detri-  
9 mental to the safety and well-being of the State of New Jersey  
10 and its people. Accordingly, it is the intent of the Legislature that  
11 appropriate actions be authorized and taken to avoid or minimize  
12 any disruption. In addition to the specific provisions contained  
13 in this act directed toward that purpose, it is the intent of the  
14 Legislature that all officers of the State Government so conduct the  
15 affairs of the State Government for which they exercise respon-  
16 sibility and authority as (1) to be mindful of problems occasioned  
17 by transitions in the office of Governor, (2) to take appropriate  
18 lawful steps to avoid or minimize disruptions that might be  
19 occasioned by the transfer of the executive power, and (3) other-  
20 wise to promote orderly transitions in the office of Governor.

1 3. (a) The Director of the Division of Purchase and Property  
2 referred to hereafter in this act as "the director," is authorized  
3 to provide, upon request, to each Governor-elect, for use in connec-  
4 tion with his preparations for the assumption of official duties as  
5 Governor necessary services and facilities, including:

6 (1) Suitable office space appropriately equipped with furniture,  
7 furnishings, office machines and equipment, and office supplies as  
8 determined by the director, after consultation with the Governor-  
9 elect, or his designee provided for in subsection (e) of this section,  
10 at such place or places within the State of New Jersey as the  
11 Governor-elect shall designate;

12 (2) Payment of the compensation of members of office staffs  
13 designated by the Governor-elect at rates determined by him. Pro-  
14 vided, that any employee of any agency of any branch of the State  
15 Government may be detailed to such staffs on a reimbursable or  
16 nonreimbursable basis with the consent of the head of the agency;  
17 and while so detailed such employee shall be responsible only to  
18 the Governor-elect for the performance of his duties. Provided  
19 further, that any employee so detailed shall continue to receive the  
20 compensation provided pursuant to law for his regular employ-  
21 ment, and shall retain the rights and privileges of such employment  
22 without interruption. Notwithstanding any other law, persons  
23 receiving compensation as members of office staffs under this sub-  
24 section, other than those detailed from agencies, shall not be held or  
25 considered to be employees of the State Government except for  
26 purposes of the Public Employees' Retirement System (chapter  
27 15A of Title 43);

28 (3) Payment of expenses for the procurement of services of  
29 experts or consultants or organizations thereof for the Governor-  
30 elect may be authorized at rates not to exceed \$100.00 per diem  
31 for individuals;

32 (4) Payment of travel expenses and subsistence allowances, in-  
33 cluding rental by the State Government of hired motor vehicles,  
34 found necessary by the Governor-elect, as authorized for persons  
35 employed intermittently or for persons serving without compensa-  
36 tion, as may be appropriate;

37 (5) Communications services found necessary by the Governor-  
38 elect;

39 (6) Payment of expenses for necessary printing and binding.

40 (b) The director shall expend no funds for the provision of  
41 services and facilities under this act in connection with any obliga-  
42 tions incurred by the Governor-elect before the day following the  
43 date of the general elections.

44 (c) The term "Governor-elect" as used in this act shall mean  
45 such person as is the apparent successful candidate for the office of  
46 Governor, respectively, as ascertained by the Secretary of State  
47 following the general election.

48 (d) Each Governor-elect shall be entitled to conveyance of all  
49 mail matter, including airmail, sent by him in connection with his  
50 preparations for the assumption of official duties as Governor.

51 (e) Each Governor-elect may designate to the director an  
52 assistant authorized to make on his behalf such designations or  
53 findings of necessity as may be required in connection with the  
54 services and facilities to be provided under this act.

55 (f) In the case where the Governor-elect is the incumbent  
56 Governor there shall be no expenditures of funds for the provision  
57 of services and facilities to such incumbent under this act, and any  
58 funds appropriated for such purposes shall be returned to the  
59 general funds of the treasury.

1 4. The director is authorized to provide, upon request, to each  
2 former Governor, for a period not to exceed 6 months from the  
3 date of the expiration of his term of office as Governor, for use in  
4 connection with winding up the affairs of his office, necessary  
5 services and facilities of the same general character as authorized  
6 by this act to be provided to Governors-elect. Any person  
7 appointed or detailed to serve a former Governor under authority  
8 of this section shall be appointed or detailed in accordance with and  
9 shall be subject to all of the provisions of section 3 of this act  
10 applicable to persons appointed or detailed under authority of that  
11 section.

1 5. There are hereby authorized to be appropriated to the  
2 director such funds as may be necessary for carrying out the  
3 purposes of this act but not to exceed \$50,000.00 for any one  
4 gubernatorial transition to remain available during the fiscal year  
5 in which the transition occurs and the next succeeding fiscal year.  
6 The Governor shall include in the budget transmitted to the Legis-  
7 lature, for each fiscal year in which his regular term of office will  
8 expire, a proposed appropriation for carrying out the purposes of  
9 this act.

1 6. This act shall take effect November 5, 1969.