

LAWS=NEW JERSEY  
1961





**ACTS**  
OF THE  
**One Hundred and Eighty-fifth Legislature**  
OF THE  
STATE OF NEW JERSEY  
AND  
**Fourteenth Under the New Constitution**



**New Jersey State Library**

1961



The following laws, passed by the One Hundred and Eighty-fifth Legislature and an index of the laws, are published in accordance with Title 1, chapter three, section one et seq. of the Revised Statutes.

EDWARD J. PATTEN,  
*Secretary of State.*



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OF THE  
**One Hundred and Eighty-fifth Legislature**

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# LAWS

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**ACTS**  
PASSED BY THE  
**One Hundred and Eighty-fifth Legislature**

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**CHAPTER 1**

AN ACT to implement Article IV, Section III of the Constitution and to repeal sections 52:10-1 and 52:10-2 of the Revised Statutes.

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

1. This act shall be known and may be referred to as "The General Assembly Apportionment Act."

C. 52:10-3.  
Short title.

2. The General Assembly shall consist of 60 members who shall be apportioned among the several counties as nearly as may be according to the number of their inhabitants, but each county shall at all times be entitled to no less than 1 member.

C. 52:10-4.  
Apportionment of members of General Assembly.

3. (a) Within 10 days after the effective date of this act, according to the 1960 census, and within 30 days of the promulgation by the Governor of the certified totals of the number of inhabitants of each county according to the next and each subsequent decennial census made by the United States Government, the number of members of the General Assembly to which each county shall be entitled, shall be determined as nearly as may be according to the Method of Equal Proportions, described in subsection (b).

C. 52:10-5.  
Method used in apportioning members for each county.

(b) Each county shall first be allotted 1 member. A priority list for the assignment of the remaining members shall then be determined in the following manner. The population of each county shall be

divided successively by the square root of the product, commonly referred to as the geometric mean, of each pair of successive integers beginning with 1 and 2 and following with 2 and 3, 3 and 4 and with like successive pairs of integers until the number of quotients so calculated for each county exceeds the total number of members to be allotted to that county. The quotients so calculated for all the counties shall be arranged together in 1 order of magnitude, beginning with the largest, to form the priority list. One remaining member shall then be assigned for each quotient in the priority list, beginning with the largest, until the total number of 60 members shall have been allotted.

C. 52:10-6.  
Secretary of  
State to  
certify number  
to each  
county clerk.

4. The Secretary of State shall certify to the several county clerks the number of members of the General Assembly to which each county is entitled. From the date of the certification of the Secretary of State, each county shall be entitled to elect only the number of members of the General Assembly so certified to the county clerk unless such certification shall be made within the 40 days immediately preceding the general election at which members of the General Assembly are to be elected in which case such certification shall not be in effect for that general election.

C. 52:10-7.  
Provision for  
changes in  
ballot.

5. If the certification of the Secretary of State is made after the last day provided in the general election law for the filing of petitions for nominations at the primary election for the general election at which the members of the General Assembly are to be elected but not later than 40 days before such general election, the following changes in the ballot can be made but not later than 34 days before such general election:

(a) In a county which is entitled to an increased number of members of the General Assembly, each political party which nominated a candidate for the General Assembly at such primary election may designate, in the same manner provided in the general election laws for the filling of vacancies among candidates nominated at a primary election,

as many additional candidates for the General Assembly as the county is entitled to additional members of the General Assembly. Candidates for the General Assembly may also be nominated directly by petition in accordance with the provisions of the general election laws, except that such petitions may be filed with the county clerk no later than 34 days prior to the general election.

(b) In a county which is entitled to a decreased number of members of the General Assembly, the county committee of each political party which nominated a candidate for the General Assembly at such primary election may direct the county clerk to place on the official ballot only as many names of candidates of such party, commencing with the name of the candidate who received the highest total vote at the primary election, as the county is entitled to members of the General Assembly. If the county clerk does not receive such a direction no later than 34 days prior to the general election, the names of all the candidates nominated at the primary election as well as directly by petition shall remain on the official ballot.

6. The member or members of the General Assembly of this State to which any county is entitled under the provisions of this act shall be voted for by the registered voters of the counties respectively, and the person or persons receiving the highest number of votes in the county for such office shall be elected such member or members, as heretofore.

C. 52:10-8.  
Persons  
elected.

7. Sections 52:10-1 and 52:10-2 of the Revised Statutes are repealed but nothing herein shall be construed to reduce the term for which any member of the General Assembly was elected.

C. 52:10-9.  
Repealer;  
construing.

8. This act shall take effect immediately and shall be operative as to the election of all the members of the General Assembly at the election to be held in November 1961, and thereafter.

C. 52:10-10.  
Act operative.

Approved February 1, 1961.

ROBERT B. MEYNER,  
*Governor.*

## CHAPTER 2

AN ACT concerning workmen's compensation, and amending section 34:15-8 of the Revised Statutes.

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

Section  
amended.

1. Section 34:15-8 of the Revised Statutes is amended to read as follows:

Election  
surrender  
of other  
remedies.

34:15-8. Such agreement shall be a surrender by the parties thereto of their rights to any other method, form or amount of compensation or determination thereof than as provided in this article and an acceptance of all the provisions of this article, and shall bind the employee himself and for compensation for his death shall bind his personal representatives, his widow and next of kin, as well as the employer, and those conducting his business during bankruptcy or insolvency.

If an injury or death is compensable under this article, a person shall not be liable to anyone at common law or otherwise on account of such injury or death for any act or omission occurring while such person was in the same employ as the person injured or killed, except for intentional wrong.

Note:  
Application  
of act.

2. This act shall take effect immediately, but shall not apply in the case of an injury or death for which a right to compensation under this article accrued on or before the effective date of this act.

Approved February 9, 1961.

## CHAPTER 3

AN ACT concerning the Federal Census of 1960 and amending section 52:4-2 of the Revised Statutes.

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

1. Section 52:4-2 of the Revised Statutes is amended to read as follows: Section amended.

52:4-2. The Federal Census of 1960 shall become effective May 6, 1961, or on the date of the filing of the bulletin provided for in section 52:4-1 of the Revised Statutes, whichever date is later. Federal census of 1960 effective.

2. This act shall take effect immediately but shall not apply to chapter 1, P. L. 1961. Note: Application of chapter.

Approved February 21, 1961.

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CHAPTER 4

AN ACT to amend and supplement "An act creating a commission to study the uniform commercial code and to make recommendations thereon," approved June 3, 1959 (P. L. 1959, c. 66).

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

1. Section 4 of the act of which this act is amendatory is amended to read as follows: Section amended.

4. The commission shall make a thorough study of the effect of the adoption of the Uniform Commercial Code on existing statute law, decisional law and commercial practice in New Jersey and shall report its findings and recommendations to the Legislature at its 1961 session. Study to be made; report.

Commission  
continued.

2. The Uniform Commercial Code Study Commission is hereby reconstituted and its membership shall consist of the members appointed thereto, pursuant to the act hereby supplemented, and the commission shall continue to exercise the same powers and be subject to the same duties as in such act are vested in and imposed upon it.

3. This act shall take effect immediately.

Approved March 16, 1961.

## CHAPTER 5

AN ACT concerning commercial pheasant, wild turkey, quail and partridge shooting preserves, and amending sections 23:3-32 and 23:3-36 of the Revised Statutes.

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

Section  
amended.

1. Section 23:3-32 of the Revised Statutes is amended to read as follows:

Pheasants,  
wild turkeys,  
partridge or  
quail; killing  
and shipping;  
tags; com-  
mercial  
preserves.

23:3-32. No pheasants, wild turkeys, partridge or quail propagated in a semiwild state shall be sold. No such pheasants, wild turkeys, partridge or quail shall be possessed or transported outside of licensed areas unless each bird shall have been tagged with the special tag prescribed by sections 23:3-28 to 23:3-39 of this Title. Except as to the additional tags hereinafter provided for, no licensee raising pheasants, partridge or quail in a semiwild state shall procure from the division during any year of operation more tags to be affixed to the dead bodies of pheasants, partridge or quail propagated in a semiwild state than 4 times the number of female pheasants, partridge or quail released prior to May 1 in each year. Additional tags may be provided to any licensee in number equal to 4/5 of the



number of birds released after May 1 in each year. The tags shall be of a special kind provided for the purpose. The number of birds taken in any year, either alive or dead, on lands on which pheasants, wild turkeys, partridge or quail are propagated in a semiwild state shall not exceed the number of tags obtained from the division. Pheasants, wild turkeys, and partridge propagated in a semiwild state may be taken by shooting only from November 10 to January 20, except where the licensee shall have produced evidence satisfactory to the division that he has liberated on the land during the year covered by his license, or that he has in his possession on the land or in some other designated place or places and will liberate on the land prior to February 28 a total of at least 100 pheasants and partridge or combination thereof for any acreage up to 100 acres and at least 1 pheasant or partridge for each additional acre, in which case the licensee or any person or persons authorized by him so to do may take pheasants, wild turkeys, and partridge by shooting from November 10 to the next following February 28, both inclusive, and during any further period, not exceeding 31 days, which the Commissioner of Conservation and Economic Development may, from time to time, designate for that purpose upon the recommendation of the Director of the Division of Fish and Game of the Department of Conservation and Economic Development on the land described in his license. The number of pheasants, wild turkeys, and partridge so taken by shooting shall not exceed  $\frac{4}{5}$  of the total number of pheasants, wild turkeys, and partridge liberated on said land during the year covered by such license. Section 23:4-24 of this Title relating to hunting on Sunday shall not apply to any person authorized to shoot pheasants, wild turkeys, quail and partridge under sections 23:3-28 to 23:3-39 of this Title. Quail propagated in a semiwild state may be taken by shooting only from November 10 to the next following February 28, both days inclusive and during any further period,

not exceeding 31 days, which the Commissioner of Conservation and Economic Development may, from time to time, designate for that purpose upon the recommendation of the Director of the Division of Fish and Game of the Department of Conservation and Economic Development. No pheasants, wild turkeys, partridge or quail propagated in a semiwild state shall be trapped without the written permission of the division.

Under a "commercial pheasant, wild turkey, quail and partridge-shooting preserve" license, pheasants, wild turkeys, and partridge may be taken by shooting only on lands described in the application and license, without regard to sex and daily bag limit, by fully licensed hunters authorized by the licensee to shoot on said land between September 1 and the following March 15, both dates inclusive and during any further period, not exceeding 31 days, which the Commissioner of Conservation and Economic Development may, from time to time, designate for that purpose upon the recommendation of the Director of the Division of Fish and Game of the Department of Conservation and Economic Development.

All pheasants, wild turkeys, quail and partridge liberated on a "commercial pheasant, wild turkey, quail and partridge-shooting preserve" for which a license has been issued shall first be banded with a leg band which shall bear upon it a symbol identifying the shooting preserve, and a description of said band and symbol shall be set forth in the application for license. No pheasants, wild turkeys, quail or partridge shall be possessed or transported outside the licensed area, unless each bird shall have been tagged with a suitable tag or seal supplied by the division, and no licensee shall receive from the division, during any year of operation, more tags to be affixed to the bodies of pheasants, quail and partridge than 4 times the number of female pheasants, quail and partridge released prior to May 1 in each year, in addition to 1 tag for each pheasant, wild turkey, quail and partridge

liberated during the shooting period hereinbefore specified.

2. Section 23:3-36 of the Revised Statutes is amended to read as follows:

23:3-36. All licenses under sections 23:3-28 to 23:3-39 of this Title shall expire on March 15 of each year, except that if the time under which licensed hunters are authorized to shoot upon any preserve is extended beyond said date, pursuant to law, the license to operate such preserve shall not expire until the end of such extended period.

Section  
amended.

Expiration  
of licenses;  
extension  
period;  
renewal of  
propagating  
license.

No renewal of a propagating license for pheasants, wild turkeys, partridge or quail in a semiwild state or for a "commercial pheasant, wild turkey, quail and partridge-shooting preserve" license shall be granted until the required number of birds have been released as provided in section 23:3-29 of this Title, or until the applicant for renewal shall have submitted evidence satisfactory to the division showing that the minimum number of birds required in said section 23:3-29 are present on his property.

3. This act shall take effect immediately.

Approved March 22, 1961.

## CHAPTER 6

AN ACT concerning unemployment compensation and authorizing agreements with the United States for the payment of unemployment compensation to eligible individuals under any law of the United States and for the reimbursement of the State for unemployment compensation paid pursuant to any law of this State or of the United States.

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

C. 43:21-24.4.  
Authorizes  
agreements  
for payment  
of unemploy-  
ment com-  
pensation;  
contents.

1. The Director of the Division of Employment Security on behalf of the division is authorized to enter into agreements with the Secretary of Labor of the United States on behalf of the United States under which the division

(a) will make, as agent of the United States, payments of unemployment compensation to individuals who may be eligible therefor under any law of the United States, and will otherwise co-operate with the Secretary of Labor of the United States and with agencies of other states in making payments of unemployment compensation under any such laws; provided, however, that all costs incurred, all expenses paid and all such compensation benefits paid shall be paid or reimbursed by the United States and shall not devolve upon the State of New Jersey; or

(b) will receive reimbursement from the United States for unemployment compensation paid pursuant to any law of this State or of the United States;

and the division shall perform such agreements.

2. This act shall take effect immediately.

Approved March 28, 1961.

## CHAPTER 7

A SUPPLEMENT to "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1961, and regulating the disbursement thereof," approved June 14, 1960 (P. L. 1960, c. 46).

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

1. From the funds appropriated by P. L. 1960, c. 46 to the Division of Railroad Transportation in the State Highway Department, there is hereby transferred to the New York-New Jersey Transportation Agency established by P. L. 1959, c. 24, as the State of New Jersey's share of the cost of administering such agency, such sums, not to exceed \$25,000.00, as may be required in the performance of the functions set forth in said act. Funds transferred.

2. This act shall take effect immediately.  
Approved March 29, 1961.

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CHAPTER 8

AN ACT supplementing Title 27, Highways, of the Revised Statutes of New Jersey to permit the State Highway Commissioner to enter into an agreement with the board of chosen freeholders of the county of Hunterdon for the restoration of a covered bridge over the Wickecheoke creek, and appropriating funds therefor.

WHEREAS, Hunterdon County Bridge No. D-304 which spanned the Wickecheoke creek in Dela- Preamble.

ware township in that county, was the last publicly controlled covered bridge within the State of New Jersey; and

Preamble. WHEREAS, This bridge, being in need of repairs by reason of damage by the elements, the floods of 1955, usage since 1872, and a truck collision, was declared unsafe for public travel by the board of chosen freeholders of Hunterdon county, and under the authority and direction of said board was dismantled and removed; and

Preamble. WHEREAS, The people of the State have supported a petition by residents of Hunterdon county that there should be an authentic restoration of this covered bridge as an historic spot to recognize and commemorate an era when covered bridges were commonplace in New Jersey;

Preamble. WHEREAS, Unexpended balances as of June 10, 1959, in the accounts appropriated by chapter 228, laws of 1955, for construction, reconstruction and repair of county and municipal roads and bridges were reappropriated by chapter 106, laws of 1959, for construction and reconstruction of free bridges and approaches under the control of the Delaware River Joint Toll Bridge Commission;

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

Designated  
an historic  
spot.

1. That the Covered Bridge, No. D-304, over the Wickecheoke creek on County Route No. 32 in Hunterdon county shall be designated as an historic spot in recognition and commemoration of an era when covered bridges were commonplace in New Jersey.

Covered  
bridge to be  
restored;  
new bridge  
to be  
constructed.

2. That the State Highway Commissioner may enter into an agreement with the board of chosen freeholders of the county of Hunterdon wherein the State Highway Commissioner shall cause the restoration of the covered bridge on County Route No. 32 over the said Wickecheoke creek in the

county of Hunterdon at the same time the said board of chosen freeholders of the county of Hunterdon shall construct a new modern bridge parallel and adjacent to the covered bridge aforesaid.

3. The covered bridge shall be restored upon the existing stone abutments in accordance with its original design as a covered bridge, with such modifications as the commissioner may deem necessary to accommodate present and prospective vehicular traffic thereon. In the restoration of said covered bridge the commissioner shall use as many of the members and pieces of the present dismantled bridge as shall be practicable. Upon completion of the restoration both the covered bridge and the new modern bridge heretofore mentioned shall be under the control of and maintained by the board of chosen freeholders.

Reconstruction  
specifications;  
maintenance.

4. Unexpended funds in the account reappropriated by chapter 106, laws of 1959, for the construction and reconstruction of free bridges and approaches under the control of the Delaware River Joint Toll Bridge Commission, in an amount not to exceed \$35,000.00 are hereby appropriated to the State Highway Department, as an emergency appropriation, for the restoration of the covered bridge over the Wickecheoke creek in Hunterdon county by the State Highway Commissioner.

Appropriation.

5. The State Highway Commissioner is hereby authorized to expend moneys in an amount not exceeding the said \$35,000.00 in the restoration of said covered bridge.

Expenditures.

6. This act shall take effect immediately.

Approved April 3, 1961.

## CHAPTER 9

AN ACT concerning exemptions from taxation on real property of citizens and residents of this State of the age of 65 or more years having an income not in excess of \$5,000.00 per year, and supplementing chapter 4 of Title 54 of the Revised Statutes.

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

C. 54:4-3.36.  
Terms  
defined.

1. As used in this act:

(a) "Income" means all income from whatever source derived including, but not limited to, realized capital gains and, in their entirety, pension, annuity, retirement and social security benefits. For any tax year for which an exemption is claimed, "income" shall be determined to be equal in amount to the income received during the calendar year or the taxpayer's fiscal year ended immediately preceding October 1 of the pretax year, but no taxpayer shall use a fiscal year basis unless he so elects to do and files his Federal income tax return on such basis.

(b) "Pretax year" means the calendar year immediately preceding the "tax year."

(c) "Resident" means one legally domiciled within the State of New Jersey for a period of 3 years immediately preceding October 1 of the pretax year. Mere seasonal or temporary residence within the State, of whatever duration, shall not constitute domicile within the State for the purposes of this act. Absence from this State for a period of 12 months shall be prima facie evidence of abandonment of domicile in this State. The burden of establishing legal domicile within the State shall be upon the claimant.

(d) "Tax year" means the calendar year in which the general property tax is due and payable.



2. Every person, a citizen and resident of this State of the age of 65 or more years, having an income not in excess of \$5,000.00 per year and residing in a dwelling house owned by him which is a constituent part of his real property, shall be entitled, on proper claim being made therefor, to exemption from taxation on such real property to an assessed valuation not exceeding \$800.00 in the aggregate, but no such exemption shall be in addition to any other exemption to which said person may be entitled.

C. 54:4-3.37.  
Persons  
entitled to tax  
exemption.

3. No exemption from taxation on the valuation of real property, as provided herein, shall be allowed except upon written application therefor, which application shall be on a form prescribed by the Director, Division of Taxation, in the Department of the Treasury, and provided for the use of claimants hereunder by the governing body of the municipality constituting the taxing district in which such claim is to be filed. Each assessor may at any time inquire into the right of a claimant to the continuance of an exemption hereunder and for that purpose he may require the filing of a new application or the submission of such proof as he shall deem necessary to determine the right of the claimant to continuance of such exemption.

C. 54:4-3.38.  
Written  
application  
required;  
forms supplied;  
inquiry by  
assessor.

4. An application for exemption hereunder may be filed with the assessor of the taxing district on or before November 1 of the pretax year. If an application is approved by the assessor, he shall allow an exemption from taxation against the assessed valuation of the real property assessed to the claimant in the amount of the claim approved by him.

C. 54:4-3.39.  
Application  
filed; time;  
approval;  
exemption  
allowed.

5. Applications for the tax year 1961, however, may be filed on or before July 1, 1961. If an application for 1961 is approved by the assessor, he shall promptly notify the collector and the collector shall note the exemption from taxation on his tax duplicate. For the purpose of computing the amount of tax due upon such property for said tax year, however, the exemption so noted shall not

C. 54:4-3.40.  
1961 tax year  
filing applica-  
tions; ex-  
emption noted  
on tax  
duplicate;  
computing  
amount; pay-  
ment of excess.

operate to reduce the taxable valuation of the property for the tax year 1961, but, in lieu thereof, the cash value, without interest, of the exemption so noted, computed according to the 1961 tax rate, shall be credited against the taxes due upon such property for the tax year 1962. If the amount so allowable as a credit in 1962 shall exceed the amount of the taxes otherwise due upon such property for 1962, the collector shall, in the period beginning on August 1, 1962, through September 30, 1962, pay the amount of such excess, without interest, to the person appearing as owner of the property on the collector's tax duplicate as of August 1, 1962.

C. 54:4-3.41.  
Ordinance directing exemption claimed be allowed for 1961; assessor to credit claimant; payment of excess.

6. Notwithstanding the provisions of sections 5 of this act, if the governing body of the municipality constituting the taxing district shall, on or before September 15, 1961, determine by ordinance that the financial position of the taxing district for 1961 will not thereby be impaired, it may, by such ordinance, direct that the exemptions claimed and allowed for 1961 shall operate to reduce the taxable valuations for 1961 for the purpose of computing the amount of tax due upon such properties for such year. If the governing body so determines, the collector shall ascertain the amount of the reduction in tax to which the claimant is thereby entitled and shall, on or before October 15, 1961, credit said amount against the tax then remaining unpaid. If such credit shall exceed the amount of the tax then unpaid for 1961, the collector shall, in the period beginning on October 15, 1961, through December 1, 1961, pay the amount of such excess, without interest, to the person appearing as owner of the property on the collector's tax duplicate as of October 15, 1961.

C. 54:4-3.42.  
Facts essential to support claim to exist on October 1; contents of application.

7. Every fact essential to support a claim for exemption hereunder shall exist on October 1 of the pretax year. Every application by a claimant therefor shall establish that he was, on October 1 of the pretax year, (a) a citizen and resident of this State for the period required, (b) of the age

of 65 or more years, (c) the owner of a dwelling house which is a constituent part of the real property for which the exemption is claimed, (d) residing in said dwelling house. Such application shall also establish that his income for the yearly period as provided by this act did not exceed \$5,000.00.

8. A claim having been filed with and allowed by the assessor shall continue in force from year to year thereafter without the necessity for further claim so long as the claimant shall be entitled to exemption hereunder, but the claimant shall be required yearly to establish his income and the assessor may at any time require the filing of a new application or such proof as he shall deem necessary to establish the right of the claimant to continuance of the exemption. It shall be the duty of every claimant to inform the assessor of any change in his status or property which may affect his right to continuance of the exemption.

C. 54:4-3.43.  
Continuance  
of claim;  
claimant to  
yearly estab-  
lished income.

9. Where title to property on which an exemption is claimed is held by claimant and another or others, either as tenants in common or as joint tenants, claimant shall not be allowed an exemption against his interest in said property in excess of the assessed valuation of his proportionate share in said property, which proportionate share, for the purposes of this act, shall be deemed to be equal to that of each of the other tenants, unless it is shown that the interests in question are not equal, in which event claimant's proportionate share shall be as shown. Nothing herein shall preclude more than 1 tenant, whether title be held in common or joint tenancy, from claiming exemption against the property so held, but no more than the equivalent of 1 full exemption in regard to such property shall be allowed in any year, and in any case in which the claimants cannot agree as to the apportionment thereof, the exemption shall be apportioned between or among them in proportion to their interest. Property held by husband and wife, as tenants by the entirety, shall be deemed wholly owned by each tenant, but no more than 1 exemption in regard to

C. 54:4-3.44.  
Procedure  
when claimants  
are joint  
tenants,  
tenants in  
common, etc.;  
limitation;  
excludes  
corporate  
property.

such property shall be allowed in any year. Right to claim exemption hereunder shall extend to property the title to which is held by a partnership, to the extent of the claimant's interest as a partner therein, and by a guardian, trustee, committee, conservator or other fiduciary for any person who would otherwise be entitled to claim exemption hereunder, but not to property the title to which is held by a corporation.

C. 54:4-3.45.  
Rules and  
regulations.

10. The director may promulgate such rules and regulations and prescribe such forms as he shall deem necessary to implement this act. He may, in his discretion, eliminate the necessity for sworn application, in which event all declarations by the claimant shall be considered as if made under oath and the claimant, as to false declarations, shall be subject to the penalties as provided by law for perjury.

C. 54:4-3.46.  
Authorized  
to administer  
oaths.

11. Each assessor and collector and his duly designated assistants are hereby authorized to take and administer the oath, where required, on any claim for exemption hereunder and no charge shall be made for the taking of any affidavit or the preparation of any form required by this act.

C. 54:4-3.47.  
Appeals.

12. An aggrieved taxpayer may appeal from the disposition of an exemption claim under this act in the same manner as is provided for appeals from assessments generally.

13. This act shall take effect immediately.

Approved April 5, 1961.

## CHAPTER 10

AN ACT concerning agreements between this State and other jurisdictions to furnish certain information to such jurisdictions to secure income or wage tax advantages for residents of this State with income from such other jurisdictions, to authorize withholding of taxes in certain cases, and amending section 34:11-4 of the Revised Statutes.

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

1. It is hereby found that residents of this State with income taxable in the State of New York heretofore have been allowed only limited itemized deductions, as compared with residents of the State of New York, in the computation of income taxable by the State of New York; that by chapter 68 of the laws of New York of 1961, approved March 1, 1961, the State of New York altered this discriminatory feature of its laws by authorizing residents of the State of New Jersey to claim all or part of all types of itemized deductions available to residents of the State of New York; but that said chapter 68 provided that residents of the State of New Jersey may claim such additional itemized deductions only if the State of New Jersey shall have authorized certain withholding of taxes by employers in New Jersey who employ residents of New York and shall have entered into an agreement with the State of New York to provide to it certain information concerning its residents who are employed in the State of New Jersey, to aid in the collection of the income tax from such residents. It being the desire of the Legislature to authorize the steps necessary to secure for its residents the benefits of said chapter 68, and such other tax benefits as may

C. 34:11-33.1.  
Purpose of  
enactment.

be or become available by virtue of other laws of the State of New York or other jurisdictions, this act is enacted to authorize compliance with the conditions so prescribed by the State of New York and with other similar conditions prescribed by such other laws.

C. 34:11-33.2.  
Terms  
defined.

2. In this act, unless the context otherwise indicates,

(a) "Tax advantage" refers to income or wage taxes, and means (1) a less inclusive definition of taxable income or wages, (2) a lower rate of tax, (3) a greater number of or amount of available exemptions, or (4) a greater number or amount of available deductions, or any of the foregoing, and

(b) "Foreign taxing jurisdiction" or "jurisdiction" means a sister State or any municipality or other subdivision of a sister State which imposes a tax on the income or wages of residents of this State from sources within such jurisdiction.

C. 34:11-33.3.  
Agreement  
with foreign  
taxing  
jurisdiction.

3. If the State Treasurer shall determine, as evidenced by a declaration filed in the office of the Secretary of State, that (a) the laws of a foreign taxing jurisdiction offer a tax advantage to residents of this State contingent in whole or in part upon the existence of an agreement between that jurisdiction and this State under which this State will furnish to that jurisdiction, or agency thereof, information in regard to names and addresses, in that jurisdiction, of such categories of residents of that jurisdiction employed in this State as shall be specified by that jurisdiction, or agency thereof, and that (b) compliance with the prerequisites to securing such tax advantage is within the authority of this State under this act and will not, in the judgment of the State Treasurer, be unduly burdensome in comparison to the advantage to be derived; then, upon the filing of such declaration of determination, the Division of Taxation in the Department of the Treasury, on behalf of this State, shall enter into such agreement with that jurisdiction.

4. If an agreement with a foreign taxing jurisdiction is in force pursuant to section 3 hereof, the Division of Taxation shall ascertain, from any source available to it, such information as may be required to be furnished to such jurisdiction under or by virtue of the terms of the agreement, and shall furnish that information to such jurisdiction in compliance with said agreement. The division is authorized, to the extent necessary to comply with the terms of said agreement, to adopt and enforce rules and regulations requiring employers within this State to furnish the division with information in regard to names and addresses, in such jurisdiction, of persons employed by them who reside in such jurisdiction. The division, by such rules and regulations, may provide that any employer who fails to furnish the required information within the time prescribed by the division, shall, unless the employer shall establish to the satisfaction of the division that such failure was in good faith and was not willful, be liable to a penalty, with respect to each such name and address not reported, of \$1.00 for each calendar month or fraction thereof that the information was withheld; provided, nevertheless, that the amount of such penalties which may be assessed against a single employer shall not exceed \$1,000.00 for any calendar year. Such penalty shall be recoverable under the provisions of the Penalty Enforcement Law.

C. 34:11-33.4.  
Information  
to be obtained  
for taxing  
jurisdiction;  
rules and  
regulations;  
penalty.

5. An agreement under section 3, hereof, may provide for payment or reimbursement by the foreign taxing jurisdiction, if authorized by the laws of such jurisdiction, of expenses incurred or paid by the State of New Jersey in the performance of such agreement. Such agreement may also provide for its termination by the State Treasurer of this State.

C. 34:11-33.5.  
Provisions of  
agreement.

6. Any person, firm, association, partnership or corporation employing 1 or more persons in this State who are residents of a foreign taxing juris-

C. 34:11-33.6.  
Employer  
to withhold  
tax on income  
or wages.

diction which is a party to an agreement in force under section 3, hereof, may, for each pay period, deduct and withhold an amount, computed as hereinafter provided, from the salary or wages of an employee who resides in such jurisdiction and whose salary or wages are subject to the income or wage tax of such jurisdiction, for the purpose of crediting such amount on account of such income or wage tax due or to become due from such employee to such jurisdiction. Such amount shall be computed in such a manner as to result, so far as practicable, in withholding from the employee's salary or wages during each calendar year an amount substantially equivalent to the tax reasonably estimated to be or become due from such employee to such jurisdiction as taxes upon his wages or the income of his wages from such employer during such calendar year. Amounts so deducted and withheld shall be held as a trust fund for payment to such jurisdiction. The method of determining the amount to be deducted and withheld, and the time and manner of payment over to such jurisdiction, may be further prescribed by rules and regulations of the Division of Taxation. For each pay period during which any deduction or withholding is so made, the employer shall furnish to such jurisdiction a statement of the name, place of residence, amount of salary or wages earned by, and amount of salary or wages so deducted or withheld from, such employee.

Section  
amended.

7. Section 34:11-4 of the Revised Statutes is amended to read as follows:

Payment of  
wages  
every two  
weeks;  
exceptions;  
agreements to  
contrary void;  
payment by  
negotiable  
check;  
application  
of act.

34:11-4. Except as otherwise provided by law, every person, firm, association or partnership doing business in this State, and every corporation organized under or acting by virtue of or governed by the provisions of Title 14, Corporations, General, or by the provisions of the act entitled "An act concerning corporations" (Revision 1896), approved April 21, 1896, in this State, shall pay at least every 2 weeks, in lawful money of the United



States to each and every employee engaged in his, their or its business, or to the duly authorized representative of such employee, the full amount of wages earned and unpaid in lawful money to such employee, up to within 12 days of such payment. If, however, at any time of payment, any employee shall be absent from his regular place of labor and shall not receive his wages through a duly authorized representative, he shall be entitled to such payment at any time thereafter upon demand.

It shall not be lawful for any such person, firm, association, partnership or corporation to enter into or make any agreement with any employee for the payment of the wages of any such employee otherwise than as provided by this section, except to pay such wages at shorter intervals than every 2 weeks. Every agreement made in violation of this section shall be deemed to be null and void, and the penalties provided for in section 34:11-6 of this Title may be enforced notwithstanding such agreement; and each and every employee with whom any agreement in violation of this section shall be made by any such person, firm, association, partnership or corporation, or the agent or agents thereof, shall have his action and right of action against any such person, firm, association or corporation for the full amount of his wages in any court of competent jurisdiction in this State. Any such person, firm, partnership, association or corporation that can reasonably satisfy the commissioner that he, they or it have a paid-up cash capital invested in this State of not less than \$200,000.00, and that arrangements have been made with a banking institution for the payment in full of any negotiable check issued for the payment of wages, may, with the written consent of the commissioner, pay any such wages by negotiable check instead of in lawful money. Any person, firm, association, partnership or corporation may, with the written consent of the Commissioner of Labor and Industry, pay the wages of his, their or its employees by check if he, they or it furnish satisfactory proof to the

commissioner of his, their or its financial responsibility and file with the commissioner a bond running to the commissioner for the benefit of said employees in double the amount of the maximum weekly payroll paid by him, them or it during the calendar year preceding the date of the filing thereof conditioned upon the payment by the bank upon which any such check is drawn immediately upon proper presentation of such check and secured by a surety authorized to do business in New Jersey and approved by the Commissioner of Banking and Insurance, which bond and the terms thereof may be enforced by an action at law either by the commissioner or, with the written consent of the commissioner, by any aggrieved employee. Any person, firm, association, partnership, or corporation shall, as a condition precedent to the obtaining of the written consent of the commissioner under this section, make suitable arrangements for the cashing of such checks by employees without difficulty and for the full amount for which they are drawn.

This section shall not apply to employees engaged in agricultural work or as watermen.

8. This act shall take effect immediately.

Approved April 19, 1961.

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## CHAPTER 11

AN ACT concerning insurance, and amending section 17:28-1 of the Revised Statutes.

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

Section  
amended.

1. Section 17:28-1 of the Revised Statutes is amended to read as follows:

17:28-1. When a policy shall insure against more than 1 hazard or peril, the insurance against any specific hazard or peril shall not be separately cancelable unless the policy shall specify a separate premium for any such insurance so cancelable. No policy of life or endowment insurance or annuity contract authorized pursuant to paragraph "c" of section 17:17-1 of this Title shall assume any hazard or peril specified in any other paragraph of said section 17:17-1 except insurance against bodily injury or death by accident and upon the health of persons as specified in paragraph "d" of the said section. Any policy of liability insurance authorized by paragraphs "d" or "e" of said section 17:17-1 may contain a provision for payment on behalf of the injured party or for reimbursement of the assured for payment of medical, hospital, surgical and funeral expenses incurred, as a result of an accident, irrespective of legal liability of the assured, and an automobile liability policy may also contain a provision for payment of disability benefits to persons who are injured and death benefits to dependents, beneficiaries or personal representatives of persons who are killed if such injury or death is caused by accident and sustained while in or upon, entering or alighting from, or through being struck by an automobile, irrespective of legal liability of the assured, and such provisions shall not be deemed to be an accident insurance policy. The commissioner may order the discontinuance of any provision in a policy of automobile liability insurance providing for such disability or death benefits which he finds to be unjust, unfair, inequitable, misleading or contrary to law. Any policy of automobile liability insurance may also contain a provision for payment of part or all sums which the insured or his legal representative shall be legally entitled to recover as damages from the operator or owner of an uninsured automobile because of bodily injury, sickness or disease, including death resulting therefrom, sustained by the insured, caused by accident and arising out of the

Separate risks and premiums; exceptions; medical and funeral expense provisions in liability; automobile liability policy provisions.

ownership, maintenance or use of such uninsured automobile outside the boundaries of this State.

2. This act shall take effect immediately.

Approved April 19, 1961.

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## CHAPTER 12

AN ACT to amend and supplement "An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof," approved May 23, 1944 (P. L. 1944, c. 255) and "An act to amend and supplement 'An act for the establishment of a police and firemen's retirement system for the police and firemen of a municipality, county or political subdivision thereof,' approved May 23, 1944 (P. L. 1944, c. 255)," approved July 23, 1953 (P. L. 1953, c. 266).

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

Section  
amended.

1. Section 9 of chapter 255 of the laws of 1944 is amended to read as follows:

C. 43:16A-9.  
Death in  
service;  
allowance to  
beneficiary;  
death  
benefits.

9. (1) Upon the receipt of proper proof of the death of a member in service on account of which no accidental death benefit is payable under section 10 there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate:

(a) His aggregate contributions at the time of death; and

(b) An amount equal to 1 and  $\frac{1}{2}$  times the compensation received by the member in the last year of creditable service.

(2) A member may file, and alter from time to time during his lifetime, as desired, a request with the board of trustees naming the payee of the death benefit provided under this section. Such member may also file, and alter from time to time during his lifetime, as desired, a request with the board of trustees directing payment of said benefit in 1 sum or in equal annual installments over a period of years or as a life annuity. Upon the death of such member, a beneficiary to whom a benefit is payable in 1 sum may elect to receive the amount payable in equal annual installments over a period of years or as a life annuity.

(3) For the purposes of this section, a member shall be deemed to be in service for a period of no more than 93 days while on official leave of absence without pay when such leave is due to any reason other than illness, and for a period of no more than 2 years if satisfactory evidence is presented to the board of trustees establishing the fact that such leave of absence without pay is due to illness.

2. Section 5 of chapter 266 of the laws of 1953 is amended to read as follows:

Section  
amended.

5. (1) Any member shall have the right prior to January 1, 1962, to select additional death benefit coverage as follows:

C. 43:16A-9.1.  
Additional  
death  
benefit  
coverage;  
selection;  
deductions;  
rate of  
contribution;  
provisions  
operative;  
additional  
contributions  
not returnable;  
changing of  
beneficiary.

(a) Upon the receipt of proper proofs of the death of a member selecting coverage under this section who has retired on a service retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, an amount equal to  $\frac{3}{16}$  of the compensation received by the member in the last year of creditable service.

(b) Upon the receipt of proper proofs of the death of a member selecting coverage under

this section who has retired on an ordinary disability retirement allowance, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, an amount equal to  $\frac{3}{16}$  of the compensation received by the member in the last year of creditable service.

(c) Upon the receipt of proper proof of the death in service of a member selecting coverage under this section, on account of which no accidental death benefit is payable under section 10, there shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, an amount equal to  $1\frac{1}{2}$  times the compensation received by the member in the last year of creditable service. In the event the member had less than 1 year of creditable service, the benefit payable under this subsection shall be an amount equal to  $1\frac{1}{2}$  times the members' annual rate of compensation.

(2) Each member selecting the additional death benefit coverage under this section shall agree to the deduction of a percentage of his compensation in addition to that required under section 15. The actuary of the retirement system shall determine the uniform and constant percentage of contributions which, if deducted from each payment of the prospective earnable compensation throughout active service of all members selecting coverage under this section, is computed to be sufficient to provide for all benefits of this section.

(3) The percentage rate of contribution payable by members selecting coverage under this section shall be subject to adjustment from time to time by the board of trustees on the basis of annual actuarial valuations and experience investigations

as provided under section 13, so that the value of future contributions of members selecting the additional death benefit coverage under this section when taken with present assets held for such additional death benefits, shall be equal to the value of prospective benefit payments.

(4) All other provisions of this section notwithstanding, this section and the benefits provided under this section shall not come into effect until a required percentage of the members shall have applied for the additional death benefit coverage under this section. This required percentage shall be fixed by the board of trustees and shall not be less than 65% nor more than 75% of the members. Such application shall be made with the secretary of the board of trustees in such manner and upon such forms as the board of trustees shall provide.

(5) Any other provision of this act notwithstanding, the additional contributions of members selecting the additional death benefit coverage under this section shall not be returnable to the member or his beneficiary in any manner, or for any reason whatsoever, nor shall such contributions be included in any annuity payable to any such member or his beneficiary.

(6) A member selecting the additional death benefit coverage under this section may file, and alter from time to time during his lifetime, as desired, a request with the board of trustees naming the payee of the death benefit provided under this section. Such member may also file and alter from time to time during his lifetime, as desired, a request with the board of trustees directing payment of said benefit in 1 sum or in equal annual installments over a period of years or as a life annuity. Upon the death of such a member, a beneficiary to whom a benefit is payable in 1 sum may elect to receive the amount payable in equal annual installments over a period of years or as a life annuity.

(7) For the purposes of this section, a member shall be deemed to be in service for a period of no

more than 93 days while on official leave of absence without pay when such leave is due to any reason other than illness, and for a period of no more than 2 years if satisfactory evidence is presented to the board of trustees establishing the fact that such leave of absence without pay is due to illness.

In order to continue coverage under this section while on official leave of absence without pay, the member must continue to make contributions for such coverage during the period of such leave of absence without pay in accordance with the rules and regulations established by the board of trustees.

C. 43:16A-9.3.  
Coverage  
compulsory  
during first  
year of  
employment;  
notice of  
discontinu-  
ance.

3. Any person becoming a member of the retirement system after June 30, 1961 shall, for the first year of such membership, be covered by the additional death benefit coverage provisions of this retirement system. Such member shall make contributions to the members' death benefit fund in the amount fixed by the board of trustees. After the completion of the first year of membership, such member may terminate his additional death benefit coverage by giving written notice to the board of trustees, or he may, without notice, continue the coverage by continuing to make contributions therefor in the amount fixed by the board of trustees.

4. This act shall take effect immediately.

Approved April 24, 1961.



## CHAPTER 13

AN ACT to create a regional agency by intergovernmental compact for the planning, conservation, utilization, development, management and control of the water and related natural resources of the Delaware River Basin, for the improvement of navigation, reduction of flood damage, regulation of water quality, control of pollution, development of water supply, hydroelectric energy, fish and wildlife habitat and public recreational facilities, and other purposes, and defining the functions, powers and duties of such agency.

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

## PART I

## COMPACT

WHEREAS, The signatory parties recognize the water and related resources of the Delaware basin as regional assets vested with local, State and national interests, for which they have a joint responsibility; and Preamble.

WHEREAS, The conservation, utilization, development, management and control of the water and related resources of the Delaware River Basin under a comprehensive multipurpose plan will bring the greatest benefits and produce the most efficient service in the public welfare; and Preamble.

WHEREAS, Such a comprehensive plan administered by a basin-wide agency will provide effective flood damage reduction; conservation and Preamble.

development of ground and surface water supply for municipal, industrial and agricultural uses; development of recreational facilities in relation to reservoirs, lakes and streams; propagation of fish and game; promotion of related forestry, soil conservation and watershed projects; protection and aid to fisheries dependent upon water resources; development of hydroelectric power potentialities; improved navigation; control of the movement of salt water; abatement and control of stream pollution; and regulation of stream flows toward the attainment of these goals; and

Preamble. WHEREAS, Decisions of the United States Supreme Court relating to the waters of the basin have confirmed the interstate regional character of the water resources of the Delaware River Basin, and the United States Corps of Engineers has in a prior report on the Delaware River Basin (House Document 179, 73d Cong., 2nd Sess.) officially recognized the need for an interstate agency and the economies that can result from unified development and control of the water resources of the basin; and

Preamble. WHEREAS, The water resources of the basin are presently subject to the duplicating, overlapping and unco-ordinated administration of some 43 State agencies, 14 interstate agencies and 19 Federal agencies which exercise a multiplicity of powers and duties resulting in a splintering of authority and responsibilities; and

Preamble. WHEREAS, The joint advisory body known as the Interstate Commission on the Delaware River Basin (INCodel), created by the respective commissions or committee on Interstate Co-operation of the States of Delaware, New Jersey, New York and Pennsylvania, has on the basis of its extensive investigations, surveys and studies concluded that regional development of

the Delaware River Basin is feasible, advisable and urgently needed; and has recommended that an interstate compact with Federal participation be consummated to this end; and

WHEREAS, The Congress of the United States and the executive branch of the government have recognized the national interest in the Delaware River Basin by authorizing and directing the Corps of Engineers, United States Department of the Army, to make a comprehensive survey and report on the water and related resources of the Delaware River Basin, enlisting the technical aid and planning participation of many Federal, State and municipal agencies dealing with the waters of the basin, and in particular the Federal Departments of Agriculture, Commerce, Health, Education and Welfare, Interior, and Federal Power Commission; and

Preamble.

WHEREAS, Some 22,000,000 people of the United States at present live and work in the region of the Delaware River Basin and its environs, and the government, employment, industry and economic development of the entire region and the health, safety and general welfare of its population are and will continue to be vitally affected by the use, conservation, management and control of the water and related resources of the Delaware River Basin; and

Preamble.

WHEREAS, Demands upon the waters and related resources of the basin are expected to mount rapidly because of the anticipated increase in the population of the region projected to reach 30,000,000 by 1980 and 40,000,000 by 2010, and because of the anticipated increase in industrial growth projected to double by 1980; and

Preamble.

WHEREAS, Water resources planning and development is technical, complex and expensive, and has often required 15 to 20 years from the conception

Preamble.

to the completion of a large dam and reservoir;  
and

Preamble. WHEREAS, The public interest requires that facilities must be ready and operative when needed, to avoid the catastrophe of unexpected floods or prolonged drought, and for other purposes; and

Preamble. WHEREAS, The Delaware River Basin Advisory Committee, a temporary body constituted by the Governors of the four basin States and the mayors of the cities of New York and Philadelphia, has prepared a draft of an interstate-federal compact for the creation of a basin agency, and the signatory parties desire to effectuate the purposes thereof; now therefore

Compact. The States of Delaware, New Jersey and New York and the Commonwealth of Pennsylvania, and the United States of America hereby solemnly covenant and agree with each other, upon the enactment of concurrent legislation by the Congress of the United States and by the respective State Legislatures, having the same effect as this part, to the following compact:

## ARTICLE 1

### SHORT TITLE, DEFINITIONS, PURPOSE AND LIMITATIONS

C. 32:11D-1.  
Short title. 1.1 Short Title. This act shall be known and may be cited as the Delaware River Basin Compact.

C. 32:11D-2.  
Terms defined. 1.2 Definitions. For the purposes of this compact, and of any supplemental or concurring legislation enacted pursuant thereto, except as may be otherwise required by the context:

(a) "Basin" shall mean the area of drainage into the Delaware river and its tributaries, including Delaware bay;

(b) "Commission" shall mean the Delaware River Basin Commission created and constituted by this compact;

(c) "Compact" shall mean Part I of this act.

(d) "Cost" shall mean direct and indirect expenditures, commitment, and net induced adverse effects, whether or not compensated for, used or incurred in connection with the establishment, acquisition, construction, maintenance and operation of a project;

(e) "Facility" shall mean any real or personal property, within or without the basin, and improvements thereof or thereon, and any and all rights of way, water, water rights, plants, structures, machinery and equipment, acquired, constructed, operated or maintained for the beneficial use of water resources or related land uses including, without limiting the generality of the foregoing, any and all things and appurtenances necessary, useful or convenient for the control, collection, storage, withdrawal, diversion, release, treatment, transmission, sale or exchange of water; or for navigation thereon, or the development and use of hydroelectric energy and power, and public recreational facilities; or the propagation of fish and wildlife; or to conserve and protect the water resources of the basin or any existing or future water supply source, or to facilitate any other uses of any of them;

(f) "Federal Government" shall mean the government of the United States of America, and any appropriate branch, department, bureau or division thereof, as the case may be;

(g) "Project" shall mean any work, service or activity which is separately planned, financed, or identified by the commission, or any separate facility undertaken or to be undertaken within a specified area, for the conservation, utilization, control, development or management of water resources which can be established and utilized independently or as an addition to an existing

facility, and can be considered as a separate entity for purposes of evaluation;

(h) "Signatory party" shall mean a State or Commonwealth party to this compact, and the Federal Government;

(i) "Water resources" shall include water and related natural resources in, on, under, or above the ground, including related uses of land, which are subject to beneficial use, ownership or control.

C. 32:11D-3.  
Purpose  
and findings.

1.3 Purpose and Findings. The legislative bodies of the respective signatory parties hereby find and declare:

(a) The water resources of the basin are affected with a local, State, regional and national interest and their planning, conservation, utilization, development, management and control, under appropriate arrangements for intergovernmental co-operation, are public purposes of the respective signatory parties.

(b) The water resources of the basin are subject to the sovereign right and responsibility of the signatory parties, and it is the purpose of this compact to provide for a joint exercise of such powers of sovereignty in the common interests of the people of the region.

(c) The water resources of the basin are functionally interrelated, and the uses of these resources are interdependent. A single administrative agency is therefore essential for effective and economical direction, supervision and co-ordination of efforts and programs of Federal, State and local governments and of private enterprise.

(d) The water resources of the Delaware River Basin, if properly planned and utilized, are ample to meet all presently projected demands, including existing and added diversions in future years; and ever-increasing economies and efficiencies in the use and reuse of water resources can be brought about by comprehensive planning, programming and management.

(e) In general, the purposes of this compact are to promote interstate comity; to remove causes of

present and future controversy; to make secure and protect present developments within the States; to encourage and provide for the planning, conservation, utilization, development, management and control of the water resources of the basin; to provide for co-operative planning and action by the signatory parties with respect to such water resources; and to apply the principle of equal and uniform treatment to all water users who are similarly situated and to all users of related facilities, without regard to established political boundaries.

1.4 Powers of Congress; Withdrawal. Nothing in this compact shall be construed to relinquish the functions, powers or duties of the Congress of the United States with respect to the control of any navigable waters within the basin, nor shall any provision hereof be construed in derogation of any of the constitutional powers of the Congress to regulate commerce among the States and with foreign nations. The power and right of the Congress to withdraw the Federal Government as a party to this compact or to revise or modify the terms, conditions and provisions under which it may remain a party by amendment, repeal or modification of any Federal statute applicable thereto is recognized by the signatory parties.

C. 32:11D-4.  
Powers of  
Congress;  
withdrawal.

1.5 Existing Agencies; Construction. It is the purpose of the signatory parties to preserve and utilize the functions, powers and duties of existing offices and agencies of government to the extent not inconsistent with this compact, and the commission is authorized and directed to utilize and employ such offices and agencies for the purpose of this compact to the fullest extent it finds feasible and advantageous.

C. 32:11D-5.  
Existing  
agencies;  
construction.

1.6 Duration of Compact.

C. 32:11D-6.  
Duration of  
compact.

(a) The duration of this compact shall be for an initial period of 100 years from its effective date, and it shall be continued for additional periods of 100 years if not later than 20 years nor sooner

than 25 years prior to the termination of the initial period or any succeeding period none of the signatory States, by authority of an act of its Legislature, notifies the commission of intention to terminate the compact at the end of the then current 100-year period.

(b) In the event that this compact should be terminated by operation of paragraph (a) above, the commission shall be dissolved, its assets and liabilities transferred, and its corporate affairs wound up, in such manner as may be provided by act of the Congress.

## ARTICLE 2

### ORGANIZATION AND AREA

C. 32:11D-7.  
Commission  
created.

2.1 Commission Created. The Delaware River Basin Commission is hereby created as a body politic and corporate, with succession for the duration of this compact, as an agency and instrumentality of the governments of the respective signatory parties.

C. 32:11D-8.  
Membership.

2.2 Commission Membership. The commission shall consist of the Governors of the signatory States, ex officio, and 1 commissioner to be appointed by the President of the United States to serve during the term of office of the President.

C. 32:11D-9.  
Alternate  
members.

2.3 Alternates. Each member of the commission shall appoint an alternate to act in his place and stead, with authority to attend all meetings of the commission, and with power to vote in the absence of the member. Unless otherwise provided by law of the signatory party for which he is appointed, each alternate shall serve during the term of the member appointing him, subject to removal at the pleasure of the member. In the event of a vacancy in the office of alternate, it shall be filled in the same manner as an original appointment for the unexpired term only.



2.4 Compensation. Members of the commission and alternates shall serve without compensation but may be reimbursed for necessary expenses incurred in and incident to the performance of their duties.

C. 32:11D-10.  
Compensation.

2.5 Voting Power. Each member shall be entitled to 1 vote on all matters which may come before the commission. No action of the commission shall be taken at any meeting unless a majority of the membership shall vote in favor thereof.

C. 32:11D-11.  
Voting power.

2.6 Organization and Procedure. The commission shall provide for its own organization and procedure, and shall adopt rules and regulations governing its meetings and transactions. It shall organize annually by the election of a chairman and vice-chairman from among its members. It shall provide by its rules for the appointment by each member in his discretion of an advisor to serve without compensation, who may attend all meetings of the commission and its committees.

C. 32:11D-11.  
Organization and procedure.

2.7 Jurisdiction of the Commission. The commission shall have, exercise and discharge its functions, powers and duties within the limits of the basin, except that it may in its discretion act outside the basin whenever such action may be necessary or convenient to effectuate its powers or duties within the basin, or to sell or dispose of water, hydroelectric power or other water resources within or without the basin. The commission shall exercise such power outside the basin only upon the consent of the State in which it proposes to act.

C. 32:11D-12.  
Jurisdiction.

### ARTICLE 3

#### POWERS AND DUTIES OF THE COMMISSION

3.1 Purpose and Policy. The commission shall develop and effectuate plans, policies and projects relating to the water resources of the basin. It shall adopt and promote uniform and co-ordinated policies for water conservation, control, use and

C. 32:11D-13.  
Purpose and policy.

management in the basin. It shall encourage the planning, development and financing of water resources projects according to such plans and policies.

C. 32:11D-14.  
Comprehensive plan;  
program and budgets.

3.2 Comprehensive Plan, Program and Budgets. The commission shall, in accordance with Article 13 of this compact, formulate and adopt:

(a) A comprehensive plan, after consultation with water users and interested public bodies, for the immediate and long range development and uses of the water resources of the basin;

(b) A water resources program, based upon the comprehensive plan, which shall include a systematic presentation of the quantity and quality of water resources needs of the area to be served for such reasonably foreseeable period as the commission may determine, balanced by existing and proposed projects required to satisfy such needs, including all public and private projects affecting the basin, together with a separate statement of the projects proposed to be undertaken by the commission during such period; and

(c) An annual current expense budget, and an annual capital budget consistent with the water resources program covering the commission's projects and facilities for the budget period.

C. 32:11D-15.  
Water allocations;  
diversions;  
releases;  
limitations.

3.3 Allocations, Diversions and Releases. The commission shall have the power from time to time as need appears, in accordance with the doctrine of equitable apportionment, to allocate the waters of the basin to and among the States signatory to this compact and to and among their respective political subdivisions, and to impose conditions, obligations and release requirements related thereto, subject to the following limitations:

(a) The commission, without the unanimous consent of the parties to the United States Supreme Court decree in *New Jersey v. New York*, 347 U. S. 995 (1954), shall not impair, diminish or otherwise adversely affect the diversions, compensating releases, rights, conditions, obligations, and provisions for the administration thereof as provided in

said decree; provided, however, that after consultation with the river master under said decree the commission may find and declare a state of emergency resulting from a drought or catastrophe and it may thereupon by unanimous consent of its members authorize and direct an increase or decrease in any allocation or diversion permitted or releases required by the decree, in such manner and for such limited time as may be necessary to meet such an emergency condition.

(b) No allocation of waters hereafter made pursuant to this section shall constitute a prior appropriation of the waters of the basin or confer any superiority of right in respect to the use of those waters, nor shall any such action be deemed to constitute an apportionment of the waters of the basin among the parties hereto; provided that this paragraph shall not be deemed to limit or restrict the power of the commission to enter into covenants with respect to water supply, with a duration not exceeding the life of this compact, as it may deem necessary for the benefit or development of the water resources of the basin.

(c) Any proper party deeming itself aggrieved by action of the commission with respect to an out-of-basin diversion or compensating releases in connection therewith, notwithstanding the powers delegated to the commission by this compact may invoke the original jurisdiction of the United States Supreme Court within 1 year after such action for an adjudication and determination thereof de novo. Any other action of the commission pursuant to this section shall be subject to judicial review in any court of competent jurisdiction.

3.4 Supreme Court Decree; Waivers. Each of the signatory States and their respective political subdivisions, in consideration of like action by the others, and in recognition of reciprocal benefits, hereby waives and relinquishes for the duration of this compact any right, privilege or power it may have to apply for any modification of the terms of

C. 32:11D-16.  
Supreme  
court decree;  
waivers.

the decree of the United States Supreme Court in New Jersey v. New York, 347 U. S. 995 (1954) which would increase or decrease the diversions authorized or increase or decrease the releases required thereunder, except that a proceeding to modify such decree to increase diversions or compensating releases in connection with such increased diversions may be prosecuted by a proper party to effectuate rights, powers, duties and obligations under section 3.3 of this compact, and except as may be required to effectuate the provisions of paragraphs III B 3 and V B of said decree.

C. 32:11D-17.  
Supreme  
court decree;  
specific  
limitations  
on commission.

3.5 Supreme Court Decree; Specific Limitations on Commission. Except as specifically provided in sections 3.3 and 3.4 of this article, nothing in this compact shall be construed in any way to impair, diminish or otherwise adversely affect the rights, powers, privileges, conditions and obligations contained in the decree of the United States Supreme Court in New Jersey v. New York, 347 U. S. 995 (1954). To this end, and without limitation thereto, the commission shall not:

(a) Acquire, construct or operate any project or facility or make any order or take any action which would impede or interfere with the rights, powers, privileges, conditions or obligations contained in said decree;

(b) Impose or collect any fee, charge or assessment with respect to diversions of waters of the basin permitted by said decree;

(c) Exercise any jurisdiction, except upon consent of all parties to said decree, over the planning, design, construction, operation or control of any projects, structures or facilities constructed or used in connection with withdrawals, diversions and releases of waters of the basin authorized by said decree or of the withdrawals, diversions or releases to be made thereunder; or

(d) Serve as river master under said decree, except upon consent of all the parties thereto.

## 3.6 General Powers: The commission may:

C. 32:11D-18.  
General  
powers.

(a) Plan, design, acquire, construct, reconstruct, complete, own, improve, extend, develop, operate and maintain any and all projects, facilities, properties, activities and services, determined by the commission to be necessary, convenient or useful for the purposes of this compact;

(b) Establish standards of planning, design and operation of all projects and facilities in the basin which affect its water resources, including without limitation thereto water and waste treatment plants, stream and lake recreational facilities, trunk mains for water distribution, local flood protection works, small watershed management programs, and ground water recharging operations;

(c) Conduct and sponsor research on water resources, their planning, use, conservation, management, development, control and protection, and the capacity, adaptability and best utility of each facility thereof, and collect, compile, correlate, analyze, report and interpret data on water resources and uses in the basin, including without limitation thereto the relation of water to other resources, industrial water technology, ground water movement, relation between water price and water demand, and general hydrological conditions;

(d) Compile and co-ordinate systematic stream stage and ground water level forecasting data, and publicize such information when and as needed for water uses, flood warning, quality maintenance or other purposes;

(e) Conduct such special ground water investigations, tests, and operations and compile such data relating thereto as may be required to formulate and administer the comprehensive plan;

(f) Prepare, publish and disseminate information and reports with respect to the water problems of the basin and for the presentation of the needs, resources and policies of the basin to executive and legislative branches of the signatory parties;

(g) Negotiate for such loans, grants, services or other aids as may be lawfully available from

public or private sources to finance or assist in effectuating any of the purposes of this compact; and to receive and accept such aid upon such terms and conditions, and subject to such provisions for repayment as may be required by Federal or State law or as the commission may deem necessary or desirable;

(h) Exercise such other and different powers as may be delegated to it by this compact or otherwise pursuant to law, and have and exercise all powers necessary or convenient to carry out its express powers or which may be reasonably implied therefrom.

C. 32:11D-19.  
Rates and  
charges.

3.7 Rates and Charges. The commission may from time to time after public notice and hearing fix, alter and revise rates, rentals, charges and tolls and classifications thereof, for the use of facilities which it may own or operate and for products and services rendered thereby, without regulation or control by any department, office or agency of any signatory party.

C. 32:11D-20.  
Referral  
and review.

3.8 Referral and Review. No project having a substantial effect on the water resources of the basin shall hereafter be undertaken by any person, corporation or governmental authority unless it shall have been first submitted to and approved by the commission, subject to the provisions of sections 3.3 and 3.5. The commission shall approve a project whenever it finds and determines that such project would not substantially impair or conflict with the comprehensive plan and may modify and approve as modified, or may disapprove any such project whenever it finds and determines that the project would substantially impair or conflict with such plan. The commission shall provide by regulation for the procedure of submission, review and consideration of projects, and for its determinations pursuant to this section. Any determination of the commission hereunder shall be subject to judicial review in any court of competent jurisdiction.

3.9 Co-ordination and Co-operation. The commission shall promote and aid the co-ordination of the activities and programs of Federal, State, municipal and private agencies concerned with water resources administration in the basin. To this end, but without limitation thereto, the commission may:

C. 32:11D-21.  
Co-ordination  
of activities  
and  
programs.

(a) Advise, consult, contract, financially assist, or otherwise co-operate with any and all such agencies;

(b) Employ any other agency or instrumentality of any of the signatory parties or of any political subdivision thereof, in the design, construction, operation and maintenance of structures, and the installation and management of river control systems, or for any other purpose;

(c) Develop and adopt plans and specifications for particular water resources projects and facilities which so far as consistent with the comprehensive plan incorporate any separate plans of other public and private organizations operating in the basin, and permit the decentralized administration thereof;

(d) Qualify as a sponsoring agency under any Federal legislation heretofore or hereafter enacted to provide financial or other assistance for the planning, conservation, utilization, development, management or control of water resources.

3.10 Advisory Committees. The commission may constitute and empower advisory committees, which may be comprised of representatives of the public and of Federal, State, county and municipal governments, water resources agencies, water-using industries, water-interest groups, labor and agriculture.

C. 32:11D-22.  
Advisory  
committees.

## ARTICLE 4

### WATER SUPPLY

4.1 Generally. The commission shall have power to develop, implement and effectuate plans and projects for the use of the waters of the basin for domestic, municipal, agricultural and industrial

C. 32:11D-23.  
General  
powers  
concerning  
water  
supply.

water supply. To this end, without limitation thereto, it may provide for, construct, acquire, operate and maintain dams, reservoirs and other facilities for utilization of surface and ground water resources, and all related structures, appurtenances and equipment on the river and its tributaries and at such off-river sites as it may find appropriate, and may regulate and control the use thereof.

C. 32:11D-24.  
Storage  
and release  
of waters.

#### 4.2 Storage and Release of Waters.

(a) The commission shall have power to acquire, operate and control projects and facilities for the storage and release of waters, for the regulation of flows and supplies of surface and ground waters of the basin, for the protection of public health, stream quality control, economic development, improvement of fisheries, recreation, dilution and abatement of pollution, the prevention of undue salinity and other purposes.

(b) No signatory party shall permit any augmentation of flow to be diminished by the diversion of any water of the basin during any period in which waters are being released from storage under the direction of the commission for the purpose of augmenting such flow, except in cases where such diversion is duly authorized by this compact, or by the commission pursuant thereto, or by the judgment, order or decree of a court of competent jurisdiction.

C. 32:11D-25.  
Assessable  
improve-  
ments.

4.3 Assessable Improvements. The commission may undertake to provide stream regulation in the main stream or any tributary in the basin and may assess on an annual basis or otherwise the cost thereof upon water users or any classification of them specially benefited thereby to a measurable extent, provided that no such assessment shall exceed the actual benefit to any water user. Any such assessment shall follow the procedure prescribed by law for local improvement assessments and shall be subject to judicial review in any court of competent jurisdiction.



4.4 Co-ordination. Prior to entering upon the execution of any project authorized by this article, the commission shall review and consider all existing rights, plans and programs of the signatory parties, their political subdivisions, private parties, and water users which are pertinent to such project, and shall hold a public hearing on each proposed project.

C. 32:11D-26.  
Co-ordination  
of project;  
hearing.

4.5 Additional Powers. In connection with any project authorized by this article, the commission shall have power to provide storage, treatment, pumping and transmission facilities, but nothing herein shall be construed to authorize the commission to engage in the business of distributing water.

C. 32:11D-27.  
Additional  
powers.

## ARTICLE 5

### POLLUTION CONTROL

5.1 General Powers. The commission may undertake investigations and surveys, and acquire, construct, operate and maintain projects and facilities to control potential pollution and abate or dilute existing pollution of the water resources of the basin. It may invoke as complainant the power and jurisdiction of water pollution abatement agencies of the signatory parties.

C. 32:11D-28.  
General  
powers  
concerning  
pollution.

5.2 Policy and Standards. The commission may assume jurisdiction to control future pollution and abate existing pollution in the waters of the basin, whenever it determines after investigation and public hearing upon due notice that the effectuation of the comprehensive plan so requires. The standard of such control shall be that pollution by sewage or industrial or other waste originating within a signatory state shall not injuriously affect waters of the basin as contemplated by the comprehensive plan. The commission, after such public hearing may classify the waters of the basin and establish standards of treatment of sewage,

C. 32:11D-29.  
Policy and  
standards.

industrial or other waste, according to such classes including allowance for the variable factors of surface and ground waters, such as size of the stream, flow, movement, location, character, self-purification, and usage of the waters affected. After such investigation, notice and hearing the commission may adopt and from time to time amend and repeal rules, regulations and standards to control such future pollution and abate existing pollution, and to require such treatment of sewage, industrial or other waste within a time reasonable for the construction of the necessary works as may be required to protect the public health or to preserve the waters of the basin for uses in accordance with the comprehensive plan.

C. 32:11D-30.  
Co-operative  
legislation  
and admin-  
istration  
concerning  
pollution.

#### 5.3 Co-operative Legislation and Administration.

Each of the signatory parties covenants and agrees to prohibit and control pollution of the waters of the basin according to the requirements of this compact and to co-operate faithfully in the control of future pollution in and abatement of existing pollution from the rivers, streams, and waters in the basin which flow through, under, into or border upon any of such signatory States, and in order to effect such object, agrees to enact any necessary legislation to enable each such party to place and maintain the waters of said basin in a satisfactory condition, available for safe and satisfactory use as public and industrial water supplies after reasonable treatment, suitable for recreational usage, capable of maintaining fish and other aquatic life, free from unsightly or malodorous nuisances due to floating solids or sludge deposits and adaptable to such other uses as may be provided by the comprehensive plan.

C. 32:11D-31.  
Enforcement.

#### 5.4 Enforcement.

The commission may, after investigation and hearing, issue an order or orders upon any person or public or private corporation, or other entity, to cease the discharge of sewage, industrial or other waste into waters of the basin which it determines to be in violation of such rules and regulations as it shall have adopted for the

prevention and abatement of pollution. Any such order or orders may prescribe the date, including a reasonable time for the construction of any necessary works, on or before which such discharge shall be wholly or partially discontinued, modified or treated, or otherwise conformed to the requirements of such rules and regulations. Such order shall be reviewable in any court of competent jurisdiction. The courts of the signatory parties shall have jurisdiction to enforce against any person, public or private corporation, or other entity, any and all provisions of this article or of any such order. The commission may bring an action in its own name in any such court of competent jurisdiction to compel compliance with any provision of this article, or any rule or regulation issued pursuant thereto or of any such order, according to the practice and procedure of the court.

5.5 Further Jurisdiction. Nothing in this compact shall be construed to repeal, modify or qualify the authority of any signatory party to enact any legislation or enforce any additional conditions and restrictions to lessen or prevent the pollution of waters within its jurisdiction.

C. 32:11D-32.  
Construing.

## ARTICLE 6

### FLOOD PROTECTION

6.1 General Powers. The commission may plan, design, construct and operate and maintain projects and facilities, as it may deem necessary or desirable for flood damage reduction. It shall have power to operate such facilities and to store and release waters on the Delaware river and its tributaries and elsewhere within the basin, in such manner, at such times, and under such regulations as the commission may deem appropriate to meet flood conditions as they may arise.

C. 32:11D-33.  
General  
powers  
concerning  
flood  
protection.

C. 32:11D-34.  
Flood plain  
zoning.

### 6.2 Flood Plain Zoning.

(a) The commission shall have power to adopt, amend and repeal recommended standards, in the manner provided by this section, relating to the nature and extent of the uses of land in areas subject to flooding by waters of the Delaware river and its tributaries. Such standards shall not be deemed to impair or restrict the power of the signatory parties or their political subdivisions to adopt zoning and other land use regulations not inconsistent therewith.

(b) The commission may study and determine the nature and extent of the flood plains of the Delaware river and its tributaries. Upon the basis of such studies, it may establish encroachment lines and delineate the areas subject to flood, including a classification of lands with reference to relative risk of flood and the establishment of standards for flood plain use which will safeguard the public health, safety and property. Prior to the adoption of any standards delineating such area or defining such use, the commission shall hold public hearings, in the manner provided by article 14, with respect to the substance of such standards. At or before such public hearings the proposed standards shall be available, and all interested persons shall be given an opportunity to be heard thereon at the hearing. Upon the adoption and promulgation of such standards, the commission may enter into agreements to provide technical and financial aid to any municipal corporation for the administration and enforcement of any local land use ordinances or regulations giving effect to such standards.

C. 32:11D-35.  
Flood lands  
acquisition.

6.3 Flood Lands Acquisition. The commission shall have power to acquire the fee or any lesser interest in lands and improvements thereon within the area of a flood plain for the purpose of restricting the use of such property so as to minimize the flood hazard, converting property to uses appropriate to flood plain conditions, or preventing unwarranted constructions that reduce the ability of the river channel to carry flood water. Any such

action shall be in accord with the standards adopted and promulgated pursuant to section 6.2.

6.4 Flood and Stream Stage Warnings and Posting. The commission may cause lands particularly subject to flood to be posted with flood hazard warnings, and may from time to time cause flood advisory notices to be published and circulated as conditions may warrant.

C. 32:11D-36.  
Flood hazard  
warnings.

## ARTICLE 7

### WATERSHED MANAGEMENT

7.1 Watersheds Generally. The commission shall promote sound practices of watershed management in the basin, including projects and facilities to retard runoff and waterflow and prevent soil erosion.

C. 32:11D-37.  
Watersheds  
generally.

7.2 Soil Conservation and Forestry. The commission may acquire, sponsor or operate facilities and projects to encourage soil conservation, prevent and control erosion, and to promote land reclamation and sound forestry practices.

C. 32:11D-38.  
Soil conser-  
vation and  
forestry.

7.3 Fish and Wildlife. The commission may acquire, sponsor or operate projects and facilities for the maintenance and improvement of fish and wildlife habitats related to the water resources of the basin.

C. 32:11D-39.  
Fish and  
wildlife.

7.4 Co-operative Planning and Operation.

C. 32:11D-40.  
Co-operative  
planning and  
operation.

(a) The commission shall co-operate with the appropriate agencies of the signatory parties and with other public and private agencies in the planning and effectuation of a co-ordinated program of facilities and projects authorized by this article.

(b) The commission shall not operate any such project or facility unless it has first found and determined that no other suitable unit or agency of government is available to operate the same upon reasonable conditions, in accordance with the intent and purpose expressed in section 1.5 of this compact.

## ARTICLE 8

## RECREATION

- C. 32:11D-41.  
Development  
of recreational  
facilities.
- 8.1 Development. The commission shall provide for the development of water related public sports and recreational facilities. The commission on its own account or in co-operation with a signatory party, political subdivision or any agency thereof, may provide for the construction, maintenance and administration of such facilities, subject to the provisions of section 8.2 hereof.
- C. 32:11D-42.  
Co-operative  
planning  
and operation.
- 8.2 Co-operative Planning and Operation.
- (a) The commission shall co-operate with the appropriate agencies of the signatory parties and with other public and private agencies in the planning and effectuation of a co-ordinated program of facilities and projects authorized by this article.
- (b) The commission shall not operate any such project or facility unless it has first found and determined that no other suitable unit or agency of government is available to operate the same upon reasonable conditions, in accordance with the intent and purpose expressed in section 1.5 of this compact.
- C. 32:11D-43.  
Operation and  
maintenance  
of recreational  
facilities.
- 8.3 Operation and Maintenance. The commission, within limits prescribed by this article, shall:
- (a) Encourage activities of other public agencies having water related recreational interests and assist in the co-ordination thereof;
- (b) Recommend standards for the development and administration of water related recreational facilities;
- (c) Provide for the administration, operation and maintenance of recreational facilities owned or controlled by the commission and for the letting and supervision of private concessions in accordance with this article.
- C. 32:11D-44.  
Concession.
- 8.4 Concessions. The commission shall after notice and public hearing provide by regulation

for the award of contracts for private concessions in connection with recreational facilities, including any renewal or extension thereof, upon sealed competitive bids after public advertisement therefor.

## ARTICLE 9

### HYDROELECTRIC POWER

9.1 Development. The waters of the Delaware river and its tributaries may be impounded and used by or under authority of the commission for the generation of hydroelectric power and hydroelectric energy, in accordance with the comprehensive plan.

C. 32:11D-45.  
Development  
of hydroelectric  
power.

9.2 Power Generation. The commission may develop and operate, or authorize to be developed and operated, dams and related facilities and appurtenances for the purpose of generating hydroelectric power and hydroelectric energy.

C. 32:11D-46.  
Power  
generation.

9.3 Transmission. The commission may provide facilities for the transmission of hydroelectric power and hydroelectric energy produced by it where such facilities are not otherwise available upon reasonable terms, for the purpose of wholesale marketing of power and nothing herein shall be construed to authorize the commission to engage in the business of direct sale to consumers.

C. 32:11D-47.  
Transmission  
of hydroelectric  
power.

9.4 Development Contracts. The commission may after public notice and hearing enter into contracts on reasonable terms, consideration and duration under which public utilities or public agencies may develop hydroelectric power and hydroelectric energy through the use of dams, related facilities and other appurtenances.

C. 32:11D-48.  
Development  
contracts.

9.5 Rates and Charges. Rates and charges fixed by the commission for power which is produced by its facilities shall be reasonable, nondiscriminatory, and just.

C. 32:11D-49.  
Rates and  
charges.

## ARTICLE 10

## REGULATION OF WITHDRAWALS AND DIVERSIONS

C. 32:11D-50.  
Power to  
regulate and  
control  
diversions  
and  
withdrawals.

10.1 Power of Regulation. The commission may regulate and control withdrawals and diversions from surface waters and ground waters of the basin, as provided by this article. The commission may enter into agreements with the signatory parties relating to the exercise of such power of regulation or control and may delegate to any of them such powers of the commission as it may deem necessary or desirable.

C. 32:11D-51.  
Determining  
protected  
areas.

10.2 Determination of Protected Areas. The commission may from time to time after public hearing upon due notice determine and delineate such areas within the basin wherein the demands upon supply made by water users have developed or threaten to develop to such a degree as to create a water shortage or to impair or conflict with the requirements or effectuation of the comprehensive plan, and any such areas may be designated as "protected areas." The commission, whenever it determines that such shortage no longer exists, shall terminate the protected status of such area and shall give public notice of such termination.

C. 32:11D-52.  
Withdrawal  
permits.

10.3 Withdrawal Permits. In any protected areas so determined and delineated, no person, firm, corporation or other entity shall divert or withdraw water for domestic, municipal, agricultural or industrial uses in excess of such quantities as the commission may prescribe by general regulation, except (i) pursuant to a permit granted under this article, or (ii) pursuant to a permit or approval heretofore granted under the laws of any of the signatory States.

C. 32:11D-53.  
Water  
shortage  
emergency.

10.4 Emergency. In the event of a drought or other condition which may cause an actual and immediate shortage of available water supply within the basin, or within any part thereof, the commission may, after public hearing, determine



and delineate the area of such shortage and declare a water supply emergency therein. For the duration of such emergency as determined by the commission no person, firm, corporation or other public or private entity shall divert or withdraw water for any purpose, in excess of such quantities as the commission may prescribe by general regulation or authorize by special permit granted hereunder.

10.5 Standards. Permits shall be granted, modified or denied as the case may be so as to avoid such depletion of the natural stream flows and ground waters in the protected area or in an emergency area as will adversely affect the comprehensive plan or the just and equitable interests and rights of other lawful users of the same source, giving due regard to the need to balance and reconcile alternative and conflicting uses in the event of an actual or threatened shortage of water of the quality required.

C. 32:11D-54.  
Standards.

10.6 Judicial Review. The determinations and delineations of the commission pursuant to section 10.2 and the granting, modification or denial of permits pursuant to section 10.3 through 10.5 shall be subject to judicial review in any court of competent jurisdiction.

C. 32:11D-55.  
Judicial  
review.

10.7 Maintenance of Records. Each State shall provide for the maintenance and preservation of such records of authorized diversions and withdrawals and the annual volume thereof as the commission shall prescribe. Such records and supplementary reports shall be furnished to the commission at its request.

C. 32:11D-56.  
Maintenance  
of records.

10.8 Existing State Systems. Whenever the commission finds it necessary or desirable to exercise the powers conferred by this article any diversion or withdrawal permits authorized or issued under the laws of any of the signatory States shall be superseded to the extent of any conflict with the control and regulation exercised by the commission.

C. 32:11D-57.  
Existing  
State  
systems.

## ARTICLE 11

## INTERGOVERNMENTAL RELATIONS

C. 32:11D-58.  
Rules govern-  
ing Federal  
agencies  
and projects.

11.1 Federal Agencies and Projects. For the purposes of avoiding conflicts of jurisdiction and of giving full effect to the commission as a regional agency of the signatory parties, the following rules shall govern Federal projects affecting the water resources of the basin, subject in each case to the provisions of section 1.4 of this compact:

(a) The planning of all projects related to powers delegated to the commission by this compact shall be undertaken in consultation with the commission;

(b) No expenditure or commitment shall be made for or on account of the construction, acquisition or operation of any project or facility nor shall it be deemed authorized, unless it shall have first been included by the commission in the comprehensive plan;

(c) Each Federal agency otherwise authorized by law to plan, design, construct, operate or maintain any project or facility in or for the basin shall continue to have, exercise and discharge such authority except as specifically provided by this section.

C. 32:11D-59.  
Rules govern-  
ing State  
and local  
agencies and  
projects.

11.2 State and Local Agencies and Projects. For the purpose of avoiding conflicts of jurisdiction and of giving full effect to the commission as a regional agency of the signatory parties, the following rules shall govern projects of the signatory States, their political subdivisions and public corporations affecting water resources of the basin:

(a) The planning of all projects related to powers delegated to the commission by this compact shall be undertaken in consultation with the commission;

(b) No expenditure or commitment shall be made for or on account of the construction, acquisition or operation of any project or facility

unless it shall have first been included by the commission in the comprehensive plan;

(c) Each State and local agency otherwise authorized by law to plan, design, construct, operate or maintain any project or facility in or for the basin shall continue to have, exercise and discharge such authority, except as specifically provided by this section.

11.3 Reserved Taxing Powers of States. Each of the signatory parties reserves the right to levy, assess and collect fees, charges and taxes on or measured by the withdrawal or diversion of waters of the basin for use within the jurisdictions of the respective signatory parties.

C. 32:11D-60.  
Reserved  
taxing  
powers of  
States.

11.4 Project Costs and Evaluation Standards. The commission shall establish uniform standards and procedures for the evaluation, determination of benefits, and cost allocations of projects affecting the basin, and for the determination of project priorities, pursuant to the requirements of the comprehensive plan and its water resources program. The commission shall develop equitable cost sharing and reimbursement formulas for the signatory parties including:

C. 32:11D-61.  
Project  
costs and  
evaluation  
standards.

(a) Uniform and consistent procedures for the allocation of project costs among purposes included in multiple-purpose programs;

(b) Contracts and arrangements for sharing financial responsibility among and with signatory parties, public bodies, groups and private enterprise, and for the supervision of their performance;

(c) Establishment and supervision of a system of accounts for reimbursable purposes and directing the payments and charges to be made from such accounts;

(d) Determining the basis and apportioning amounts (i) of reimbursable revenues to be paid signatory parties or their political subdivisions, and (ii) of payments in lieu of taxes to any of them.

C. 32:11D-62.  
Co-operative  
services.

11.5 Co-operative Services. The commission shall furnish technical services, advice and consultation to authorized agencies of the signatory parties with respect to the water resources of the basin, and each of the signatory parties pledges itself to provide technical and administrative services to the commission upon request, within the limits of available appropriations and to co-operate generally with the commission for the purposes of this compact, and the cost of such services may be reimbursable whenever the parties deem appropriate.

## ARTICLE 12

### CAPITAL FINANCING

C. 32:11D-63.  
Borrowing  
power.

12.1 Borrowing Power. The commission may borrow money for any of the purposes of this compact, and may issue its negotiable bonds and other evidences of indebtedness in respect thereto. All such bonds and evidences of indebtedness shall be payable solely out of the properties and revenues of the commission without recourse to taxation. The bonds and other obligations of the commission, except as may be otherwise provided in the indenture under which they were issued, shall be direct and general obligations of the commission and the full faith and credit of the commission are hereby pledged for the prompt payment of the debt service thereon and for the fulfillment of all other undertakings of the commission assumed by it to or for the benefit of the holders thereof.

C. 32:11D-64.  
Funds and  
expenses.

12.2 Funds and Expenses. The purposes of this compact shall include without limitation thereto all costs of any project or facility or any part thereof, including interest during a period of construction and a reasonable time thereafter and any incidental expenses (legal, engineering, fiscal, financial consultant and other expenses) connected with issuing and disposing of the bonds; all amounts required

for the creation of an operating fund, construction fund, reserve fund, sinking fund, or other special fund; all other expenses connected with the planning, design, acquisition, construction, completion, improvement or reconstruction of any facility or any part thereof; and reimbursement of advances by the commission or by others for such purposes and for working capital.

12.3 Credit Excluded; Officers, State and Municipal. The commission shall have no power to pledge the credit of any signatory party, or of any county or municipality, or to impose any obligation for payment of the bonds upon any signatory party or any county or municipality. Neither the commissioners nor any person executing the bonds shall be liable personally on the bonds of the commission or be subject to any personal liability or accountability by reason of the issuance thereof.

C. 32:11D-65.  
Credit  
excluded;  
officers,  
State and  
municipal.

12.4 Funding and Refunding. Whenever the commission deems it expedient, it may fund and refund its bonds and other obligations whether or not such bonds and obligations have matured. It may provide for the issuance, sale or exchange of refunding bonds for the purpose of redeeming or retiring any bonds (including the payment of any premium, duplicate interest or cash adjustment required in connection therewith) issued by the commission or issued by any other issuing body, the proceeds of the sale of which have been applied to any facility acquired by the commission or which are payable out of the revenues of any facility acquired by the commission. Bonds may be issued partly to refund bonds and other obligations then outstanding, and partly for any other purpose of the commission. All provisions of this compact applicable to the issuance of bonds are applicable to refunding bonds and to the issuance, sale or exchange thereof.

C. 32:11D-66.  
Funding and  
refunding.

12.5 Bonds; Authorization Generally. Bonds and other indebtedness of the commission shall be authorized by resolution of the commission. The validity of the authorization and issuance of any

C. 32:11D-67.  
Bonds;  
authorization  
generally.

bonds by the commission shall not be dependent upon nor affected in any way by: (i) the disposition of bond proceeds by the commission or by contract, commitment or action taken with respect to such proceeds; or (ii) the failure to complete any part of the project for which bonds are authorized to be issued. The commission may issue bonds in 1 or more series and may provide for 1 or more consolidated bond issues, in such principal amounts and with such terms and provisions as the commission may deem necessary. The bonds may be secured by a pledge of all or any part of the property, revenues and franchises under its control. Bonds may be issued by the commission in such amount, with such maturities and in such denominations and form or forms, whether coupon or registered, as to both principal and interest, as may be determined by the commission. The commission may provide for redemption of bonds prior to maturity on such notice and at such time or times and with such redemption provisions, including premiums, as the commission may determine.

C. 32:11D-68.  
Bonds;  
resolutions  
and  
indentures  
generally.

12.6 Bonds; Resolutions and Indentures Generally. The commission may determine and enter into indentures providing for the principal amount, date or dates, maturities, interest rate, denominations, form, registration, transfer, interchange and other provisions of the bonds and coupons and the terms and conditions upon which the same shall be executed, issued, secured, sold, paid, redeemed, funded and refunded. The resolution of the commission authorizing any bond or any indenture so authorized under which the bonds are issued may include all such covenants and other provisions other than any restriction on the regulatory powers vested in the commission by this compact as the commission may deem necessary or desirable for the issue, payment, security, protection or marketing of the bonds, including without limitation covenants and other provisions as to the rates or amounts of fees, rents and other charges to be charged or made for use of the facilities; the use,

pledge, custody, securing, application and disposition of such revenues, of the proceeds of the bonds, and of any other moneys of the commission; the operation, maintenance, repair and reconstruction of the facilities and the amounts which may be expended therefor; the sale, lease or other disposition of the facilities; the insuring of the facilities and of the revenues derived therefrom; the construction or other acquisition of other facilities; the issuance of additional bonds or other indebtedness; the rights of the bondholders and of any trustee for the bondholders upon default by the commission or otherwise; and the modification of the provisions of the indenture and of the bonds. Reference on the face of the bonds to such resolution or indenture by its date of adoption or the apparent date on the face thereof is sufficient to incorporate all of the provisions thereof and of this compact into the body of the bonds and their appurtenant coupons. Each taker and subsequent holder of the bonds or coupons, whether the coupons are attached to or detached from the bonds, has recourse to all of the provisions of the indenture and of this compact and is bound thereby.

12.7 Maximum Maturity. No bond by its terms shall mature in more than 50 years from its own date and in the event any authorized issue is divided into 2 or more series or divisions, the maximum maturity date hereby authorized shall be calculated from the date on the face of each bond separately, irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

C. 32:11D-69.  
Maximum  
maturity.

12.8 Tax Exemption. All bonds issued by the commission under the provisions of this compact and the interest thereof shall at all times be free and exempt from all taxation by or under authority of any of the signatory parties, except for transfer, inheritance and estate taxes.

C. 32:11D-70.  
Tax  
exemption.

12.9 Interest. Bonds shall bear interest at a rate of not to exceed 6% per annum, payable annually or semiannually.

C. 32:11D-71.  
Interest.

C. 32:11D-72.  
Place of  
payment.

12.10 Place of Payment. The commission may provide for the payment of the principal and interest of bonds at any place or places within or without the signatory States, and in any specified lawful coin or currency of the United States of America.

C. 32:11D-73.  
Execution and  
authentication  
of bonds.

12.11 Execution. The commission may provide for the execution and authentication of bonds by the manual, lithographed or printed facsimile signature of officers of the commission, and by additional authentication by a trustee or fiscal agent appointed by the commission. If any of the officers whose signatures or counter signatures appear upon the bonds or coupons cease to be officers before the delivery of the bonds or coupons, their signatures or counter signatures are nevertheless valid and of the same force and effect as if the officers had remained in office until the delivery of the bonds and coupons.

C. 32:11D-74.  
Purchase  
of own  
bonds.

12.12 Holding Own Bonds. The commission shall have power out of any funds available therefor to purchase its bonds and may hold, cancel or resell such bonds.

C. 32:11D-75.  
Sale.

12.13 Sale. The commission may fix terms and conditions for the sale or other disposition of any authorized issue of bonds. The commission may sell bonds at less than their par or face value but no issue of bonds may be sold at an aggregate price below the par or face value thereof if such sale would result in a net interest cost to the commission calculated upon the entire issue so sold of more than 6% per annum payable semiannually, according to standard tables of bond values. All bonds issued and sold for cash pursuant to this act shall be sold on sealed proposals to the highest bidder. Prior to such sale, the commission shall advertise for bids by publication of a notice of sale not less than 10 days prior to the date of sale, at least once in a newspaper of general circulation printed and published in New York City carrying municipal bond notices and devoted primarily to



financial news. The commission may reject any and all bids submitted and may thereafter sell the bonds so advertised for sale at private sale to any financially responsible bidder under such terms and conditions as it deems most advantageous to the public interest, but the bonds shall not be sold at a net interest cost calculated upon the entire issue so advertised, greater than the lowest bid which was rejected. In the event the commission desires to issue its bonds in exchange for an existing facility or portion thereof, or in exchange for bonds secured by the revenues of an existing facility, it may exchange such bonds for the existing facility or portion thereof or for the bonds so secured, plus an additional amount of cash, without advertising such bonds for sale.

12.14 Negotiability. All bonds issued under the provisions of this compact are negotiable instruments, except when registered in the name of a registered owner. C. 32:11D-76. Negotiability.

12.15 Legal Investments. Bonds of the commission shall be legal investments for savings banks, fiduciaries and public funds in each of the signatory States. C. 32:11D-77. Legal investments.

12.16 Validation Proceedings. Prior to the issuance of any bonds, the commission may institute a special proceeding to determine the legality of proceedings to issue the bonds and their validity under the laws of any of the signatory parties. Such proceeding shall be instituted and prosecuted in rem and the judgment rendered therein shall be conclusive against all persons whomsoever and against each of the signatory parties. C. 32:11D-78. Validation proceedings.

12.7 Recording. No indenture need be recorded or filed in any public office, other than the office of the commission. The pledge of revenues provided in any indenture shall take effect forthwith as provided therein and irrespective of the date of receipt of such revenues by the commission or the indenture trustee. Such pledge shall be effective as provided in the indenture without physical delivery C. 32:11D-79. Recording.

of the revenues to the commission or to the indenture trustee.

C. 32:11D-80.  
Pledged  
revenues.

12.18 Pledged Revenues. Bond redemption and interest payments shall, to the extent provided in the resolution or indenture, constitute a first, direct and exclusive charge and lien on all such rates, rents, tolls, fees and charges and other revenues and interest thereon received from the use and operation of the facility, and on any sinking or other funds created therefrom. All such rates, rents, tolls, fees, charges and other revenues, together with interest thereon, shall constitute a trust fund for the security and payment of such bonds and except as and to the extent provided in the indenture with respect to the payment therefrom of expenses for other purposes including administration, operation, maintenance, improvements or extensions of the facilities or other purposes shall not be used or pledged for any other purpose so long as such bonds, or any of them, are outstanding and unpaid.

C. 32:11D-81.  
Remedies.

12.19 Remedies. The holder of any bond may for the equal benefit and protection of all holders of bonds similarly situated: (a) by mandamus or other appropriate proceedings require and compel the performance of any of the duties imposed upon the commission or assumed by it, its officers, agents or employees under the provisions of any indenture, in connection with the acquisition, construction, operation, maintenance, repair, reconstruction or insurance of the facilities, or in connection with the collection, deposit, investment, application and disbursement of the rates, rents, tolls, fees, charges and other revenues derived from the operation and use of the facilities, or in connection with the deposit, investment and disbursement of the proceeds received from the sale of bonds; or (b) by action or suit in a court of competent jurisdiction of any signatory party require the commission to account as if it were the trustee of an express trust, or enjoin any acts or things which may be unlawful or in violation of the rights of the holders

of the bonds. The enumeration of such rights and remedies does not, however, exclude the exercise or prosecution of any other rights or remedies available to the holders of bonds.

12.20 Capital Financing by Signatory Parties; Guarantees. C. 32:11D-82.  
Capital  
financing  
by signatory  
parties;  
guarantees.

(a) The signatory parties will provide such capital funds required for projects of the commission as may be authorized by their respective statutes in accordance with a cost sharing plan prepared pursuant to Article 11 of this compact; but nothing in this section shall be deemed to impose any mandatory obligation on any of the signatory parties other than such obligations as may be assumed by a signatory party in connection with a specific project or facility.

(b) Bonds of the commission, notwithstanding any other provision of this compact, may be executed and delivered to any duly authorized agency of any of the signatory parties without public offering and may be sold and resold with or without the guarantee of such signatory party, subject to and in accordance with the constitutions of the respective signatory parties.

(c) The commission may receive and accept, and the signatory parties may make, loans, grants, appropriations, advances and payments of reimbursable or nonreimbursable funds or property in any form for the capital or operating purposes of the commission.

## ARTICLE 13

### PLAN, PROGRAM AND BUDGETS

13.1 Comprehensive Plan. The commission shall develop and adopt, and may from time to time review and revise, a comprehensive plan for the immediate and long range development and use of the water resources of the basin. The plan shall C. 32:11D-83.  
Comprehen-  
sive plan.

include all public and private projects and facilities which are required, in the judgment of the commission, for the optimum planning, development, conservation, utilization, management and control of the water resources of the basin to meet present and future needs; provided that the plan shall include any projects required to conform with any present or future decree or judgment of any court of competent jurisdiction. The commission may adopt a comprehensive plan or any revision thereof in such part or parts as it may deem appropriate, provided that before the adoption of the plan or any part or revision thereof the commission shall consult with water users and interested public bodies and public utilities and shall consider and give due regard to the findings and recommendations of the various agencies of the signatory parties and their political subdivisions. The commission shall conduct public hearings with respect to the comprehensive plan prior to the adoption of the plan or any part or revision thereof.

C. 32:11D-84.  
Water  
resources  
program.

13.2 Water Resources Program. The commission shall annually adopt a water resources program, based upon the comprehensive plan, consisting of the projects and facilities which the commission proposes to be undertaken by the commission and by other authorized governmental and private agencies, organizations and persons during the ensuing 6 years or such other reasonably foreseeable period as the commission may determine. The water resources program shall include a systematic presentation of:

- (1) The quantity and quality of water resources needs for such period;
- (2) the existing and proposed projects and facilities required to satisfy such needs, including all public and private projects to be anticipated;
- (3) a separate statement of the projects proposed to be undertaken by the commission during such period.

### 13.3 Annual Current Expense and Capital Budgets.

C. 32:11D-85.  
Annual  
expense  
and capital  
budget.

(a) The commission shall annually adopt a capital budget including all capital projects it proposes to undertake or continue during the budget period containing a statement of the estimated cost of each project and the method of financing thereof.

(b) The commission shall annually adopt a current expense budget for each fiscal year. Such budget shall include the commission's estimated expenses for administration, operation, maintenance and repairs, including a separate statement thereof for each project, together with its cost allocation. The total of such expenses shall be balanced by the commission's estimated revenues from all sources, including the cost allocations undertaken by any of the signatory parties in connection with any project. Following the adoption of the annual current expense budget by the commission, the executive director of the commission shall:

(1) certify to the respective signatory parties the amounts due in accordance with existing cost sharing established for each project; and

(2) transmit certified copies of such budget to the principal budget officer of the respective signatory parties at such time and in such manner as may be required under their respective budgetary procedures. The amount required to balance the current expense budget in addition to the aggregate amount of item (1) above and all other revenues available to the commission shall be apportioned equitably among the signatory parties by unanimous vote of the commission, and the amount of such apportionment to each signatory party shall be certified together with the budget.

(c) The respective signatory parties covenant and agree to include the amounts so apportioned for the support of the current expense budget in their respective budgets next to be adopted, subject to such review and approval as may be required by their respective budgetary processes. Such amounts shall be due and payable to the commission in

quarterly installments during its fiscal year, provided that the commission may draw upon its working capital to finance its current expense budget pending remittances by the signatory parties.

## ARTICLE 14

### GENERAL PROVISIONS

C. 32:11D-86.  
Auxiliary  
powers;  
functions  
of commis-  
sioners.

#### 14.1 Auxiliary Powers of Commission; Functions of Commissioners.

(a) The commission, for the purposes of this compact, may:

(1) Adopt and use a corporate seal, enter into contracts, sue and be sued in all courts of competent jurisdiction;

(2) Receive and accept such payments, appropriations, grants, gifts, loans, advances and other funds, properties and services as may be transferred or made available to it by any signatory party or by any other public or private corporation or individual, and enter into agreements to make reimbursement for all or part thereof;

(3) Provide for, acquire and adopt detailed engineering, administrative, financial and operating plans and specifications to effectuate, maintain or develop any facility or project;

(4) Control and regulate the use of facilities owned or operated by the commission;

(5) Acquire, own, operate, maintain, control, sell and convey real and personal property and any interest therein by contract, purchase, lease, license, mortgage or otherwise as it may deem necessary for any project or facility, including any and all appurtenances thereto necessary, useful or convenient for such ownership, operation, control, maintenance or conveyance;

(6) Have and exercise all corporate powers essential to the declared objects and purposes of the commission.

(b) The commissioners, subject to the provisions of this compact, shall:

(1) Serve as the governing body of the commission, and exercise and discharge its powers and duties except as otherwise provided by or pursuant to this compact;

(2) Determine the character of and the necessity for its obligations and expenditures and the manner in which they shall be incurred, allowed, and paid subject to any provisions of law specifically applicable to agencies or instrumentalities created by compact;

(3) Provide for the internal organization and administration of the commission;

(4) Appoint the principal officers of the commission and delegate to and allocate among them administrative functions, powers and duties;

(5) Create and abolish offices, employments and positions as it deems necessary for the purposes of the commission, and subject to the provisions of this article, fix and provide for the qualification, appointment, removal, term, tenure, compensation, pension and retirement rights of its officers and employees;

(6) Let and execute contracts to carry out the powers of the commission.

14.2 Regulations; Enforcement. The commission may:

C. 32:11D-87.  
Rules and  
regulations;  
enforcement.

(a) Make and enforce reasonable rules and regulations for the effectuation, application and enforcement of this compact; and it may adopt and enforce practices and schedules for or in connection with the use, maintenance and administration of projects and facilities it may own or operate and any product or service rendered thereby; provided that any rule or regulation, other than 1 which deals solely with the internal management of the commission, shall be adopted only after public hearing and shall not be effective unless and until filed in accordance with the law of the respective signatory parties applicable to administrative rules and regulations generally; and

(b) Designate any officer, agent or employee of the commission to be an investigator or watchman and such person shall be vested with the powers of a peace officer of the State in which he is duly assigned to perform his duties.

C. 32:11D-88.  
Tax  
exemption.

14.3 Tax Exemption. The commission, its property, functions, and activities shall be exempt from taxation by or under the authority of any of the signatory parties or any political subdivision thereof; provided that in lieu of property taxes the commission shall, as to specific projects, make payments to local taxing districts in annual amounts which shall equal the taxes lawfully assessed upon property for the tax year next prior to its acquisition by the commission for a period of 10 years. The nature and amount of such payments shall be reviewed by the commission at the end of 10 years, and from time to time thereafter, upon reasonable notice and opportunity to be heard to the affected taxing district, and the payments may be thereupon terminated or continued in such reasonable amount as may be necessary or desirable to take into account hardships incurred and benefits received by the taxing jurisdiction which are attributable to the project.

C. 32:11D-89.  
Meetings;  
public  
hearings;  
records;  
minutes.

14.4 Meetings; Public Hearing; Records, Minutes.

(a) All meetings of the commission shall be open to the public.

(b) The commission shall conduct at least 1 public hearing prior to the adoption of the comprehensive plan, water resources program, annual capital and current expense budgets, the letting of any contract for the sale or other disposition by the commission of hydroelectric energy or water resources to any person, corporation or entity, and in all other cases wherein this compact requires a public hearing. Such hearing shall be held upon at least 10 days public notice given by posting at the offices of the commission. The commission shall also provide forthwith for distribution of such notice to the press and by the mailing of a copy thereof to any person who shall request such notices.



(c) The minutes of the commission shall be a public record open to inspection at its offices during regular business hours.

14.5 Officers Generally.

C. 32:11D-90.  
Officers  
generally.

(a) The officers of the commission shall consist of an executive director and such additional officers, deputies and assistants as the commission may determine. The executive director shall be appointed and may be removed by the affirmative vote of a majority of the full membership of the commission. All other officers and employees shall be appointed by the executive director under such rules of procedure as the commission may determine.

(b) In the appointment and promotion of officers and employees for the commission, no political, racial, religious or residence test or qualification shall be permitted or given consideration, but all such appointments and promotions shall be solely on the basis of merit and fitness. Any officer or employee of the commission who is found by the commission to be guilty of a violation of this section shall be removed from office by the commission.

14.6 Oath of Office. An oath of office in such form as the commission shall prescribe shall be taken, subscribed and filed with the commission by the executive director and by each officer appointed by him not later than 15 days after the appointment.

C. 32:11D-91.  
Oath of  
office.

14.7 Bond. Each officer shall give such bond and in such form and amount as the commission may require for which the commission may pay the premium.

C. 32:11D-92.  
Bond.

14.8 Prohibited Activities.

C. 32:11D-93.  
Prohibited  
activities.

(a) No commissioner, officer or employee shall:

(1) be financially interested, either directly or indirectly, in any contract, sale, purchase, lease or transfer of real or personal property to which the commission is a party;

(2) solicit or accept money or any other thing of value in addition to the compensation or expenses paid him by the commission for services performed within the scope of his official duties;

(3) offer money or any thing of value for or in consideration of obtaining an appointment, promotion or privilege in his employment with the commission.

(b) Any officer or employee who shall willfully violate any of the provisions of this section shall forfeit his office or employment.

(c) Any contract or agreement knowingly made in contravention of this section is void.

(d) Officers and employees of the commission shall be subject in addition to the provisions of this section to such criminal and civil sanctions for misconduct in office as may be imposed by Federal law and the law of the signatory State in which such misconduct occurs.

C. 32:11D-94.  
Purchasing.

14.9 Purchasing. Contracts for the construction, reconstruction or improvement of any facility when the expenditure required exceeds \$10,000.00 and contracts for the purchase of services, supplies, equipment and materials when the expenditure required exceeds \$2,500.00 shall be advertised and let upon sealed bids to the lowest responsible bidder. Notice requesting such bids shall be published in a manner reasonably likely to attract prospective bidders, which publication shall be made at least 10 days before bids are received and in at least 2 newspapers of general circulation in the basin. The commission may reject any and all bids and re-advertise in its discretion. If after rejecting bids the commission determines and resolves that in its opinion the supplies, equipment and materials may be purchased at a lower price in the open market, the commission may give each responsible bidder an opportunity to negotiate a price and may proceed to purchase the supplies, equipment and materials in the open market at a negotiated price which is lower than the lowest rejected bid of a responsible bidder, without further observance of the provisions requiring bids or notice. The commission shall adopt rules and regulations to provide for purchasing from the lowest responsible bidder when sealed bids, notice and publication are not

required by this section. The commission may suspend and waive the provisions of this section requiring competitive bids whenever:

(1) the purchase is to be made from or the contract to be made with the Federal or any State Government or any agency or political subdivision thereof or pursuant to any open end bulk purchase contract of any of them;

(2) the public exigency requires the immediate delivery of the articles or performance of the service;

(3) only 1 source of supply is available;

(4) the equipment to be purchased is of a technical nature and the procurement thereof without advertising is necessary in order to assure standardization of equipment and interchangeability of parts in the public interest; or

(5) services are to be provided of a specialized or professional nature.

14.10 Insurance. The commission may self-insure or purchase insurance and pay the premiums therefor against loss or damage to any of its properties; against liability for injury to persons or property; and against loss of revenue from any cause whatsoever. Such insurance coverage shall be in such form and amount as the commission may determine, subject to the requirements of any agreement arising out of the issuance of bonds by the commission.

C. 32:11D-95.  
Insurance.

14.11 Annual Independent Audit.

(a) As soon as practical after the closing of the fiscal year, an audit shall be made of the financial accounts of the commission. The audit shall be made by qualified certified public accountants selected by the commission, who have no personal interest direct or indirect in the financial affairs of the commission or any of its officers or employees. The report of audit shall be prepared in accordance with accepted accounting practices and shall be filed with the chairman and such other officers as the commission shall direct. Copies of the report shall be distributed to each commissioner and shall be made available for public distribution.

C. 32:11D-96.  
Annual  
audit.

(b) Each signatory party by its duly authorized officers shall be entitled to examine and audit at any time all of the books, documents, records, files and accounts and all other papers, things or property of the commission. The representatives of the signatory parties shall have access to all books, documents, records, accounts, reports, files and all other papers, things or property belonging to or in use by the commission and necessary to facilitate the audit and they shall be afforded full facilities for verifying transactions with the balances or securities held by depositaries, fiscal agents and custodians.

(c) The financial transactions of the commission shall be subject to audit by the general accounting office in accordance with the principles and procedures applicable to commercial corporate transactions and under such rules and regulations as may be prescribed by the Comptroller General of the United States. The audit shall be conducted at the place or places where the accounts of the commission are kept.

(d) Any officer or employee who shall refuse to give all required assistance and information to the accountants selected by the commission or to the authorized officers of any signatory party or who shall refuse to submit to them for examination such books, documents, records, files, accounts, papers, things or property as may be requested shall forfeit his office.

C. 32:11D-97.  
Reports.

14.12 Reports. The commission shall make and publish an annual report to the legislative bodies of the signatory parties and to the public reporting on its programs, operations and finances. It may also prepare, publish and distribute such other public reports and informational materials as it may deem necessary or desirable.

C. 32:11D-98.  
Grants,  
loans or  
payments  
by States  
or political  
subdivisions.

14.13 Grants, Loans or Payments by States or Political Subdivisions.

(a) Any or all of the signatory parties or any political subdivision thereof may:

(1) Appropriate to the commission such funds as may be necessary to pay preliminary expenses such as the expenses incurred in the making of borings, and other studies of subsurface conditions, in the preparation of contracts for the sale of water and in the preparation of detailed plans and estimates required for the financing of a project;

(2) Advance to the commission, either as grants or loans, such funds as may be necessary or convenient to finance the operation and management of or construction by the commission of any facility or project;

(3) Make payments to the commission for benefits received or to be received from the operation of any of the projects or facilities of the commission.

(b) Any funds which may be loaned to the commission either by a signatory party or a political subdivision thereof shall be repaid by the commission through the issuance of bonds or out of other income of the commission, such repayment to be made within such period and upon such terms as may be agreed upon between the commission and the signatory party or political subdivision making the loan.

#### 14.14 Condemnation Proceedings.

(a) The commission shall have the power to acquire by condemnation the fee or any lesser interest in lands, lands lying under water, development rights in land, riparian rights, water rights, waters and other real or personal property within the basin for any project or facility authorized pursuant to this compact. This grant of power of eminent domain includes but is not limited to the power to condemn for the purposes of this compact any property already devoted to a public use, by whomsoever owned or held, other than property of a signatory party and any property held, constructed, operated or maintained in connection with a diversion authorized by a United States Supreme Court decree. Any condemnation of any property

C. 32:11D-99.  
Condemnation  
proceedings.

or franchises owned or used by a municipal or privately owned public utility, unless the affected public utility facility is to be relocated or replaced, shall be subject to the authority of such State board, commission or other body as may have regulatory jurisdiction over such public utility.

(b) Such power of condemnation shall be exercised in accordance with the provisions of any Federal law applicable to the commission; provided that if there is no such applicable Federal law, condemnation proceedings shall be in accordance with the provisions of such general State condemnation law as may be in force in the signatory State in which the property is located.

(c) Any award or compensation for the taking of property pursuant to this article shall be paid by the commission, and none of the signatory parties nor any other agency, instrumentality or political subdivision thereof shall be liable for such award or compensation.

C. 32:11D-100.  
Conveyance  
of lands  
and reloca-  
tion of public  
utilities.

#### 14.15 Conveyance of Lands and Relocation of Public Facilities.

(a) The respective officers, agencies, departments, commissions or bodies having jurisdiction and control over real and personal property owned by the signatory parties are authorized and empowered to transfer and convey in accordance with the laws of the respective parties to the commission any such property as may be necessary or convenient to the effectuation of the authorized purposes of the commission.

(b) Each political subdivision of each of the signatory parties is authorized and empowered, notwithstanding any contrary provision of law, to grant and convey to the commission, upon the commission's request, any real property or any interest therein owned by such political subdivision including lands lying under water and lands already devoted to public use which may be necessary or convenient to the effectuation of the authorized purposes of the commission.

(c) Any highway, public utility or other public facility which will be dislocated by reason of a project deemed necessary by the commission to effectuate the authorized purposes of this compact shall be relocated and the cost thereof shall be paid in accordance with the law of the State in which the facility is located; provided that the cost of such relocation payable by the commission shall not in any event exceed the expenditure required to serve the public convenience and necessity.

14.16 Rights of Way. Permission is hereby granted to the commission to locate, construct and maintain any aqueducts, lines, pipes, conduits and auxiliary facilities authorized to be acquired, constructed, owned, operated or maintained by the commission in, over, under or across any streets and highways now or hereafter owned, opened or dedicated to or for public use, subject to such reasonable conditions as the highway department of the signatory party may require.

C. 32:11D-101.  
Rights of  
way.

14.17 Penal Sanction. Any person, association or corporation who violates or attempts or conspires to violate any provision of this compact or any rule, regulation or order of the commission duly made, promulgated or issued pursuant to the compact in addition to any other remedy, penalty or consequence provided by law shall be punishable as may be provided by statute of any of the signatory parties within which the offense is committed; provided that in the absence of such provision any such person, association or corporation shall be liable to a penalty of not less than \$50.00 nor more than \$1,000.00 for each such offense to be fixed by the court which the commission may recover in its own name in any court of competent jurisdiction, and in a summary proceeding where available under the practice and procedure of such court. For the purposes of this section in the event of a continuing offense each day of such violation, attempt or conspiracy shall constitute a separate offense.

C. 32:11D-102.  
Penal  
sanction.

- C. 32:11D-103. Tort liability. 14.18 Tort Liability. The commission shall be responsible for claims arising out of the negligent acts or omissions of its officers, agents and employees only to the extent and subject to the procedures prescribed by law generally with respect to officers, agents and employees of the government of the United States.
- C. 32:11D-104. Effect on riparian rights. 14.19 Effect on Riparian Rights. Nothing contained in this compact shall be construed as affecting or intending to affect or in any way to interfere with the law of the respective signatory parties relating to riparian rights.
- C. 32:11D-105. Amendments and supplements. 14.20 Amendments and Supplements. Amendments and supplements to this compact to implement the purposes thereof may be adopted by legislative action of any of the signatory parties concurred in by all of the others.
- C. 32:11D-106. Construction and severability. 14.21 Construction and Severability. The provisions of this act and of agreements thereunder shall be severable and if any phrase, clause, sentence or provision of this compact or such agreement is declared to be unconstitutional or the applicability thereof to any signatory party, agency or person is held invalid, the constitutionality of the remainder of this compact or such agreement and the applicability thereof to any other signatory party, agency, person or circumstance shall not be affected thereby. It is the legislative intent that the provisions of this compact be reasonably and liberally construed.
- C. 32:11D-107. Effective date; execution. 14.22 Effective Date; Execution. This compact shall become binding and effective 30 days after the enactment of concurring legislation by the Federal Government, the States of Delaware, New Jersey and New York, and the Commonwealth of Pennsylvania. The compact shall be signed and sealed in 6 duplicate original copies by the respective chief executives of the signatory parties. One such copy shall be filed with the Secretary of State of each of the signatory parties or in accordance with the laws of the State in which the filing is made, and 1



copy shall be filed and retained in the archives of the commission upon its organization. The signatures shall be affixed and attested under the following form:

IN WITNESS WHEREOF, and in evidence of the adoption and enactment into law of this compact by the Congress and Legislatures, respectively, of the signatory parties, the President of the United States and the respective Governors do hereby, in accordance with authority conferred by law, sign this compact in 6 duplicate original copies, as attested by the respective Secretaries of State, and have caused the seals of the United States and of the respective States to be hereunto affixed this ..... day of ....., 19.....

## PART II

### ARTICLE 15

#### EFFECTUATION

15.1 Repealer. All acts and parts of acts inconsistent with any provision of this act are to the extent of such inconsistency hereby repealed.

C. 32:11D-108.  
Repealer.

15.2 Effectuation by Chief Executive. The chief executive is authorized to take such action as may be necessary and proper, in his discretion, to effectuate the compact and the initial organization and operation of the commission thereunder.

C. 32:11D-109.  
Effectuation  
by chief  
executive.

15.3 Effective Date. This act shall take effect immediately.

C. 32:11D-110.  
Act  
effective.

Approved May 1, 1961.

## CHAPTER 14

AN ACT concerning small boards of chosen freeholders in counties, amending section 40:20-20 and repealing sections 2 and 3 of "An act concerning small boards of chosen freeholders in counties, amending section 40:20-20 and supplementing article 2 of chapter 20 of Title 40 of the Revised Statutes," approved May 16, 1958 (P. L. 1958, c. 39).

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

Section  
amended.

1. Section 40:20-20 of the Revised Statutes is amended to read as follows:

Membership;  
number  
in various  
counties.

40:20-20. The board of chosen freeholders in counties having a population of more than 500,000 shall consist of 9 members; in counties having a population between 265,000 and 500,000, other than counties of the fifth class, 7 members; in counties having a population between 150,000, and 265,000, 5 members; in counties having a population less than 150,000, other than counties of the sixth class having a population less than 50,000, 3 members; in counties of the fifth class having a population of more than 200,000 the board shall consist of 5 members; in counties of the sixth class having a population of less than 50,000 the board shall consist of 5 members.

Repealer.

2. Sections 2 and 3 of "An act concerning small boards of chosen freeholders in counties, amending section 40:20-20 and supplementing article 2 of chapter 20 of Title 40 of the Revised Statutes," approved May 16, 1958 (P. L. 1958, c. 39), are repealed.

Note: Act  
effective.

3. This act shall take effect immediately but shall remain inoperative until the Federal Census of 1960 shall become effective.

Approved May 3, 1961.

## CHAPTER 15

AN ACT to amend "An act concerning the salaries of surrogates, registers of deeds and mortgages, county clerks and sheriffs in the several counties of the State and repealing certain acts and statutes relating thereto," approved June 12, 1959 (P. L. 1959, c. 96).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

1. The board of chosen freeholders in each county may fix by resolution the salaries of surrogate, register of deeds and mortgages, county clerk and sheriff as follows:

C. 40:38-6.14.  
Salaries of  
surrogates,  
registers of  
deeds and  
mortgages,  
county  
clerks and  
sheriffs.

In counties having a population in excess of 500,000, not less than \$12,000.00 or more than \$15,000.00 per annum;

In counties having a population in excess of 250,000, but not more than 500,000, not less than \$10,000.00 or more than \$13,000.00 per annum;

In counties having a population in excess of 200,000, but not more than 250,000, not less than \$10,000.00 or more than \$11,000.00 per annum;

In counties having a population in excess of 100,000, but not more than 200,000, not less than \$7,500.00 or more than \$10,000.00 per annum;

In counties having a population in excess of 75,000, but not more than 100,000, not less than \$7,500.00 or more than \$9,000.00 per annum;

In counties having a population in excess of 50,000, but not more than 75,000, not less than \$7,000.00 or more than \$8,000.00 per annum;

In counties having a population of not more than 50,000, not less than \$5,000.00 or more than \$7,000.00 per annum;

The salaries of such officers shall be paid by the proper county disbursing officer in equal semi-monthly payments.

Note: Act effective.

2. This act shall take effect immediately but shall remain inoperative until the Federal Census of 1960 takes effect.

Approved May 3, 1961.

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## CHAPTER 16

AN ACT concerning historic battle flags, and amending section 52:3-5 of the Revised Statutes.

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

Preservation and display of historic flags.

1. Section 52:3-5 of the Revised Statutes is amended to read as follows:

52:3-5. All historic battle and other flags of the State displayed in the State House shall be maintained and preserved by the State authority in whose custody they are. Removal of historic battle flags for display elsewhere than in the State House may be authorized by the State House Commission.

2. This act shall take effect immediately.

Approved May 3, 1961.

## CHAPTER 17

AN ACT to amend and supplement "An act concerning taxation, supplementing chapter 4 of Title 54, revising parts of the statutory law, and repealing sections 54:1-31, 54:1-32 and 54:4-3.16, of the Revised Statutes," approved June 15, 1960 (P. L. 1960, c. 51).

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

1. Section 38 of the act of which this act is amendatory is amended to read as follows: Section amended.

38. This act shall apply to real and personal property taxes due and payable in the year 1963 and thereafter, and shall not affect the obligation, lien, or duty to pay any taxes, interest or penalties which have accrued or may accrue by virtue of any assessment made or which may be made with respect to taxes levied for any year prior to the year 1963, nor shall this act affect the legal authority to assess and collect taxes which may be or have been due and payable prior to January 1, 1963, together with such interest and penalties as would have accrued thereon under any provision of law amended or repealed hereby; nor shall this act invalidate any assessments or affect any proceeding for the enforcement thereof pending upon the effective date of this act or upon January 1, 1963, or during the period between said dates. C. 54:4-2.34.  
Act effective;  
existing obligations  
not affected.

2. Whenever, under the act to which this act is amendatory and supplementary, an act is required to be performed upon a date in 1961, such act shall be performed on the corresponding date in 1962. C. 54:4-2.36.  
Extender.

3. This act shall take effect immediately.  
Approved May 3, 1961.

## CHAPTER 18

## AN ACT concerning civil service.

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

C. 11:26D-1.  
Notice of  
lay-off or  
abolishment  
of position;  
determination  
of employee's  
rights.

1. No person holding office, position or employment in the classified service of the civil service under this State or under any county, municipality or school district thereof, or any other agency operating under the provisions of subtitle 3 of Title 11 of the Revised Statutes, shall be laid off or separated from such service because of economy or otherwise, and not because of any delinquency or misconduct on his part, nor shall his position or office be abolished until after he shall have first been given notice in writing, personally or by certified mail, of the date upon which he will be laid off or his services so dispensed with, and the reasons therefor. The said notice shall be served at least 45 days before the lay-off or abolition becomes effective, and a copy of the said notice shall also be served upon the Civil Service Commission in the same manner. Upon receiving such notice it shall be the duty of the Chief Examiner and Secretary to forthwith determine the said employee's re-employment or demotional rights of such employee and thereafter promptly notify both the employee and the appointing authority of such determination of re-employment and demotional rights.

2. This act shall take effect immediately.

Approved May 8, 1961.

## CHAPTER 19

AN ACT to amend the "Unsatisfied Claim and Judgment Fund Law," approved May 10, 1952 (P. L. 1952, c. 174).

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

1. Section 10 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

10. Hearing on application for payment of judgment. The court shall proceed upon such application, in a summary manner, and, upon the hearing thereof, the applicant shall be required to show

C. 39:6-70.  
Hearing  
on application  
for payment  
of judgment.

(a) He is not a person covered with respect to such injury or death by any workmen's compensation law, or the personal representative of such a person,

(b) He is not a spouse, parent or child of the judgment debtor, or the personal representative of such spouse, parent or child,

(c) He was not at the time of the accident a person (1) operating or riding in a motor vehicle which he had stolen or participated in stealing or (2) operating a motor vehicle without the permission of the owner, and is not the personal representative of such a person,

(d) He was not at the time of the accident, operating or riding in an uninsured motor vehicle owned by him or his spouse, parent or child, and was not operating a motor vehicle in violation of an order of suspension or revocation,

(e) He has complied with all of the requirements of section 5,

(f) The judgment debtor at the time of the accident was not insured under a policy of automobile liability insurance under the terms of which the insurer is liable to pay in whole or in part the amount of the judgment,

(g) He has obtained a judgment as set out in section 9 of this act, stating the amount thereof and the amount owing thereon at the date of the application,

(h) He has caused to be issued a writ of execution upon said judgment and the sheriff or officer executing the same has made a return showing that no personal or real property of the judgment debtor, liable to be levied upon in satisfaction of the judgment, could be found or that the amount realized on the sale of them or of such of them as were found, under said execution, was insufficient to satisfy the judgment, stating the amount so realized and the balance remaining due on the judgment after application thereon of the amount realized,

(i) He has caused the judgment debtor to make discovery under oath, pursuant to law, concerning his personal property and as to whether such judgment debtor was at the time of the accident insured under any policy or policies of insurance described in subparagraph (f) of this section,

(j) He has made all reasonable searches and inquiries to ascertain whether the judgment debtor is possessed of personal or real property or other assets, liable to be sold or applied in satisfaction of the judgment,

(k) By such search he has discovered no personal or real property or other assets, liable to be sold or applied or that he has discovered certain of them, describing them, owned by the judgment debtor and liable to be so sold and applied and that he has taken all necessary action and proceedings for the realization thereof and that the amount thereby realized was insufficient to satisfy the judgment, stating the amount so realized and the balance remaining due on the judgment after application of the amount realized,

(l) The application is not made by or on behalf of, any insurer by reason of the existence of a policy of insurance, whereby the insurer is liable to pay, in whole or in part, the amount of the



judgment and that no part of the amount to be paid out of the fund is sought in lieu of making a claim or receiving a payment which is payable by reason of the existence of such a policy of insurance and that no part of the amount so sought will be paid to an insurer to reimburse or otherwise indemnify the insurer in respect of any amount paid or payable by the insurer by reason of the existence of such a policy of insurance,

(m) Whether or not he has recovered a judgment in an action against any other person against whom he has a cause of action in respect of his damages for bodily injury or death or damage to property arising out of the accident and what amounts, if any, he has received by way of payments upon the judgment, or by way of settlement of such cause of action, in whole or in part, from or on behalf of such other person.

Whenever the applicant satisfies the court that it is not possible to comply with 1 or more of the requirements enumerated in subparagraphs (h) and (i) of this section and that the applicant has taken all reasonable steps to collect the amount of the judgment or the unsatisfied part thereof and has been unable to collect the same, the court may dispense with the necessity for complying with such requirements.

The board or any insurer to which the action has been assigned may appear and be heard on application and show cause why the order should not be made.

2. This act shall take effect January 15, 1962, and shall be applicable only to claims arising from accidents occurring on or after that date.

Note: Act effective.

Approved May 9, 1961.

## CHAPTER 20

AN ACT to amend “An act to establish a rehabilitation commission to provide for, promote and assist in the rehabilitation of disabled persons, and repealing sections 34:16-1, 34:16-2, 34:16-3, 34:16-4, 34:16-5, 34:16-6, 34:16-7, 34:16-8, 34:16-9, 34:16-10, 34:16-11, 34:16-12, 34:16-13, 34:16-14, 34:16-15, 34:16-16, 34:16-17, 34:16-18, 34:16-19, 18:17-7, 18:17-8 and 18:17-9 of the Revised Statutes; and to repeal ‘An act authorizing the New Jersey Rehabilitation Commission to appoint therein special examiners to serve tuberculous persons,’ approved May 24, 1941 (P. L. 1941, c. 155); and repealing section 22 of the ‘Department of Labor and Industry Act of 1948,’ approved October 21, 1948 (P. L. 1948, c. 446),” approved June 13, 1955 (P. L. 1955, c. 64).

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

Section  
amended.

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

C. 34:16-20.  
Terms  
defined.

1. As used in this chapter:

“Commission” means the State Rehabilitation Commission, Department of Labor and Industry, for the rehabilitation of physically handicapped persons.

“Maintenance” means payments to cover the handicapped individual’s basic living expenses, such as: food, shelter, clothing, health maintenance, and other subsistence expenses essential to achievement of individual’s vocational rehabilitation or independent living rehabilitation objective.

“Physically handicapped individual” means, for the purpose of vocational rehabilitation services,

any individual who is under a physical or mental disability which constitutes a substantial handicap to employment, but which is of such a nature that vocational rehabilitation services may reasonably be expected to render him fit to engage in a remunerative occupation.

“Severely handicapped individual” means, for the purpose of independent living rehabilitation services, an individual who is under such physical or mental disability, as defined by rules and regulations of the commission, as to require institutional care or nursing home care or attendance in his household continuously or for a substantial portion of the time, but who reasonably can be expected as a result of independent living rehabilitation services to achieve an independent living status.

“Independent living status” means that degree of independence for severely handicapped individuals which will eliminate the need for institutional care or nursing home care or eliminate or substantially reduce the need for an attendant’s care at home and which may in many instances make such persons capable of achieving vocational rehabilitation.

“Resident” means any person who is and has been domiciled within the State for 1 year or more, or who presents reasonable evidence of an intention to be a domiciliary of the State.

“Prosthetic device” means any appliance designed to support or take the place of a part of the body, or to increase the acuity of a sensory organ.

“Vocational rehabilitation services” means diagnostic and related services (including transportation) incidental to the determination of eligibility for and the nature and scope of services to be provided; training, guidance and placement services for physically handicapped individuals; and in the case of any such individual found to require financial assistance with respect thereto, after full consideration of his eligibility for any similar benefit by way of pension, compensation, and insurance, any other goods and services necessary to

render such individual fit to engage in a remunerative occupation (including remunerative home-bound work), including but not limited to the following physical restoration and other goods and services:

(1) Corrective surgery or therapeutic treatment to correct or improve a physical or mental condition which constitutes a substantial handicap to employment;

(2) Necessary hospitalization in connection with surgery or treatment specified in paragraph 1;

(3) Such prosthetic devices as are essential to obtaining or retaining employment;

(4) Maintenance, not exceeding the estimated cost of subsistence, during rehabilitation;

(5) Tools, equipment, initial stocks and supplies, including equipment and initial stocks and supplies for vending stands;

(6) Books and training materials;

(7) Occupational licenses;

(8) Transportation (except where necessary in connection with determination of eligibility or nature and scope of services).

Such term also includes:

(9) Acquisition of vending stands or other equipment, and initial stocks and supplies for small business enterprises conducted by severely handicapped individuals under the supervision of the State agency;

(10) The establishment of public and other non-profit rehabilitation facilities to provide services for physically handicapped individuals and the establishment of public and other nonprofit workshops for the severely handicapped.

“Independent living rehabilitation services” means counseling, diagnostic and related services (including transportation) rendered severely handicapped individuals, and in the case of any such individual found to require financial assistance with respect thereto, after full consideration of his eligibility for any similar benefits by way of pension, compensation and insurance, such term

shall include but shall not be limited to the following: (1) physical restoration and related services, including corrective surgery, therapeutic treatment, and hospitalization; (2) needed prosthetic appliances, books and training materials and other devices which will contribute to independent living, training in the use thereof; (3) maintenance needed to assure the availability of such services, not exceeding the estimated cost of subsistence; (4) such rehabilitation services necessary for the achievement of independent living status.

“Rehabilitation facility” means a facility operated for the primary purpose of assisting in the vocational rehabilitation and independent living rehabilitation of physically handicapped and severely handicapped individuals, (1) which provides 1 or more of the following types of service: testing, fitting, or training in the use of prosthetic devices; prevocational or conditioning therapy; physical or occupational therapy, adjustment training, evaluation, treatment, or control of special disabilities; or (2) through which is provided an integrated program of medical, psychological, social and vocational evaluation and services under competent professional supervision; provided, that the major portion of such evaluation and service is furnished within the facility, and that all medical and related health services are prescribed by, or under the formal supervision of, persons licensed to practice medicine or surgery in the State.

“Workshop” means a place where any manufacture or handiwork is carried on, and which is operated for the primary purpose of providing remunerative employment to handicapped individuals (1) as an interim step in the rehabilitation process for those who cannot be readily absorbed in the competitive labor market; or (2) during such time as employment opportunities for them in the competitive labor market do not exist.

“Remunerative occupation” includes employment in the competitive labor market; practice of

a profession; self-employment; homemaking, farm or family work (including work for which payment is in kind rather than cash); sheltered employment; and home industries or other homebound work of a remunerative nature.

Section  
amended.

2. Section 2 of the act of which this act is amendatory is amended to read as follows:

C. 34:16-21.  
Rehabilitation  
commission  
established;  
members.

2. There is hereby established the Rehabilitation Commission which is placed in the Department of Labor and Industry for housekeeping purposes. The commission is hereby designated as the sole State agency to administer and supervise vocational rehabilitation and independent living rehabilitation authorized by this chapter. The commission shall consist of the Commissioner of Labor and Industry, the Commissioner of Education, the Commissioner of the Department of Institutions and Agencies and 8 members appointed by the Governor.

Of the 8 members so appointed by the Governor, 1 and only 1 shall be a person who by reason of vocation, activities and affiliations can be considered as a representative of the employers of labor of the State. One member, and only 1, shall be a person who by reason of vocation, activities and affiliations can be considered as a representative of organized labor of the State. Two members, 1 of whom shall be a woman, shall be chosen because of their special interest in and knowledge of the problem of the care, treatment and education of crippled children.

Section  
amended.

3. Section 8 of the act of which this act is amendatory is amended to read as follows:

C. 34:16-27.  
Function of  
commission.

8. The commission shall be authorized to:

(a) Adopt and promulgate such rules and regulations as may be necessary to carry out the provisions of this act.

(b) Provide vocational rehabilitation and independent living rehabilitation services, directly or through public or private instrumentalities to eligible resident handicapped individuals without discrimination as to sex, race, color, creed or na-

tional origin, except that the commission shall not duplicate services provided for blind persons under the care of the State commission to ameliorate the condition of the blind, deaf persons under the care of the State School for Deaf-mutes and children under the care of the Crippled Children's Commission, nor shall the commission provide services for persons who in its judgment are not feasible for rehabilitation. In case vocational rehabilitation and independent living rehabilitation services cannot be provided all eligible handicapped persons who apply for such services, the commission shall provide, by regulation, the order to be followed in selecting those to whom such services will be provided.

(c) Establish and operate rehabilitation facilities and workshops and make grants to public and other nonprofit organizations for such purposes.

(d) Establish and supervise the operation of vending stands and other small businesses established pursuant to this act to be conducted by severely handicapped individuals.

(e) Make studies, investigations, demonstrations, and reports, and provide training and instruction (including the establishment and maintenance of such research fellowships and traineeships with such stipends and allowances as may be deemed necessary) in matters relating to vocational rehabilitation and independent living rehabilitation.

(f) Enter into reciprocal agreements with other States to provide for the vocational rehabilitation and independent living rehabilitation of residents of the States concerned.

(g) Accept and use gifts made, by will or otherwise, for carrying out the purposes of this chapter. Gifts made under such conditions as in the judgment of the commission are proper and consistent with the provisions of this chapter, may be accepted, held, invested, reinvested, or used in accordance with the conditions, if any, of the gift.

(h) Take such action as it deems necessary or appropriate to carry out the purposes of this act.

Section  
amended.

4. Section 10 of the act of which this act is amendatory is amended to read as follows:

C. 34:16-29.

Cooperation  
with other  
agencies;  
administra-  
tion; service  
and facilities.

10. The commission is also authorized:

(a) To co-operate with the Federal Government in carrying out the purposes of any Federal statutes pertaining to vocational rehabilitation and independent living rehabilitation and to adopt such methods of administration as are found by the Federal Government to further the proper and efficient operation of agreements or plans for vocational rehabilitation and independent living rehabilitation and to comply with such conditions as may be necessary to secure the full benefits of such Federal statutes.

(b) To co-operate with and utilize the services of the State agency or agencies administering the State's Public Assistance program, the Federal Bureau of Old-Age and Survivors' Insurance (Department of Health, Education and Welfare), and other public and private agencies providing services related to vocational rehabilitation and independent living rehabilitation, and with the State system of public employment offices in the State, and shall make maximum feasible utilization of the job placement and employment counseling services and other services and facilities of such offices.

(c) To co-operate with and make grants to political subdivisions, other public and nonprofit organizations and agencies, for the establishment of workshops and rehabilitation facilities, and in providing vocational rehabilitation and independent living rehabilitation services to utilize such facilities meeting the standards established by the commission.

(d) Upon designation by the Governor, to perform other related functions and services for the Federal Government, including making determinations of disability under Title II of the Federal Social Security Act.

Section  
amended.

5. Section 11 of the act of which this act is amendatory is amended to read as follows:



11. The State Treasurer is hereby designated as the custodian of all funds received from the Federal Government for the purpose of carrying out any Federal statutes pertaining to vocational rehabilitation and independent living rehabilitation or any agreement authorized by this chapter. The State Treasurer shall make disbursements from such funds and from all State funds available for vocational rehabilitation and independent living rehabilitation purposes upon certification by the commission.

C. 34:16-30.  
State  
treasurer  
custodian  
of funds.

6. Section 12 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

12. Any individual applying for or receiving vocational rehabilitation or independent living rehabilitation who is aggrieved by any action or inaction of the commission shall be entitled in accordance with regulations to a hearing by the commission.

C. 34:16-31.  
Hearings.

7. Section 13 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

13. No officer or employee engaged in the administration of the vocational rehabilitation and independent living rehabilitation programs shall use his official authority to influence or permit the use of the vocational rehabilitation and independent living rehabilitation programs for the purpose of interfering with an election or affecting the results thereof or for any partisan political purpose. No such officer or employee shall solicit or receive, nor shall any officer or employee be obliged to contribute or render, any service, assistance, subscription, assessment, or contribution for any political purpose. Any officer or employee violating this provision shall be subject to discharge or suspension.

C. 34:16-32.  
Prohibited  
activities.

8. Section 14 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

14. All records relating to the receipt of or application for vocational rehabilitation or independent living rehabilitation services shall be confidential and shall not be published or open to public inspection.

C. 34:16-33.  
Records  
confidential.

tion. No member, officer or employee of the commission shall, except for purposes directly connected with the administration of the vocational rehabilitation or independent living rehabilitation programs, and in accordance with regulations, solicit, disclose, receive or make use of, or authorize, knowingly permit, participate in, or acquiesce in the use of any list of, or names of, or any information concerning persons applying for or receiving vocational rehabilitation or independent living rehabilitation, directly or indirectly derived from the records, papers, files, or communications of the State or subdivisions or agencies thereof, or acquired in the course of the performance of official duties. Any such act on the part of a member, officer or employee of the commission shall be grounds for dismissal by the Governor as to members and as to officers and employees, in accordance with the provisions of Title 11, Civil Service, of the Revised Statutes and of rules and regulations issued pursuant thereto.

9. This act shall take effect immediately.

Approved May 9, 1961.

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## CHAPTER 21

AN ACT providing for the election of officers of the State Board of Control of Institutions and Agencies and amending section 30:1-5 of the Revised Statutes.

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

Section  
amended.

1. Section 30:1-5 of the Revised Statutes is amended to read as follows:

Organization.

30:1-5. On July 1 in each year the State board shall reorganize by the election from among its

members of a president and vice-president, and from among persons other than its members a secretary and such other officers as may be necessary. All such officers shall serve until June 30 of the following year.

2. This act shall take effect immediately.

Approved May 9, 1961.

## CHAPTER 22

AN ACT authorizing the adoption of ordinances by municipalities making special emergency appropriations for extraordinary expenses incurred in the repair or reconstruction of streets, roads or bridges damaged by snow, ice, frost or floods and providing for the borrowing of money and issuance of special notes therefor and supplementing chapter 2 of Title 40 of the Revised Statutes.

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

1. Any municipality may adopt ordinances authorizing special emergency appropriations to cover the cost of extraordinary expenses for the repair or reconstruction of streets, roads or bridges damaged by snow, ice, frost, or floods.

C. 40A:4-55.1.  
Ordinances  
authorizing  
special  
emergency  
appropriations.

2. Any municipality may finance such appropriation from surplus funds available or may borrow money to finance the same in the manner hereinafter prescribed.

C. 40A:4-55.2.  
Financing  
appropriation.

3. When any such appropriation is financed from surplus funds available, at least  $\frac{1}{3}$  of the amount thereof shall be included in each annual budget until the appropriation has been fully provided for.

C. 40A:4-55.3.  
Amount  
included  
in budget.

4. When any such appropriation is to be financed by borrowing money, the governing body of the municipality shall, after the adoption of any such

C. 40A:5-55.4.  
Procedure  
when financing  
by borrowing.

ordinance, by a  $\frac{2}{3}$  vote of the full membership thereof adopt a resolution:

a. Setting forth the amount appropriated, and

b. Making provision for the borrowing of money and the issuance of "Special Emergency Notes" which may be renewed from time to time, but at least  $\frac{1}{3}$  of all such notes, and the renewals thereof, shall mature and be paid in each year, so that all notes and renewals shall have matured and have been paid not later than the last day of the third year following the date of the emergency resolution. The provisions of the chapter hereby supplemented relating to tax anticipation notes shall apply to special emergency notes.

C. 40A:4-55.5.  
Approval of  
ordinance  
or resolution.

5. No such ordinance or resolution shall be valid unless it is approved by the Local Government Board and a copy thereof shall be filed forthwith after it is adopted with the Director of the Division of Local Government in the Department of the Treasury for that purpose.

C. 40A:4-55.6.  
Rules and  
regulations.

6. The Local Government Board shall promulgate suitable rules and regulations as to the adoption of such ordinances and may require proof by engineering data as to the existence of any such emergency and the need for an appropriation therefor as a prerequisite to the approval of any such ordinance.

C. 40A:4-55.7.  
Act  
effective.

7. This act shall continue in effect after, and notwithstanding the taking effect of, chapter 169 of the laws of 1960.

8. This act shall take effect immediately.  
Approved May 9, 1961.

## CHAPTER 23

AN ACT to repeal "An act providing for the incorporation of cities," approved March 22, 1895 (P. L. 1895, c. 269).

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

1. "An act providing for the incorporation of cities," approved March 22, 1895 (P. L. 1895, c. 269), is repealed. C. 269, P. L. 1895 repealed.

2. Nothing in this act shall affect any city heretofore incorporated under the act hereby repealed. C. 40:168-13. Effect of act.

3. This act shall take effect immediately.

Approved May 10, 1961.

## CHAPTER 24

AN ACT to validate certain proceedings at meetings or elections of school districts and any bonds or other obligations issued or to be issued pursuant to such proceedings.

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

1. All proceedings heretofore had or taken by any school district or at any school district meeting or election for the authorization or issuance of bonds of the school district, and any bonds or other obligations of the school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election, are hereby ratified, validated and confirmed, notwithstanding that notices relating to such meeting or election Validates proceedings, elections and bonds.

were not published prior thereto as required by the provisions of the Absentee Voting Law (1953) (P. L. 1953, c. 211) provided, however, that any applications received by the secretary of the board of education of the school district for military service ballots or civilian absentee ballots for such meeting or election were forwarded to the clerk of the county in which such school district is located; and provided further that no action, suit or other proceedings of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court or, when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved May 11, 1961.

## CHAPTER 25

AN ACT concerning the powers and duties of the New Jersey Highway Authority with respect to public highways and other matters and amending the act entitled “An act to facilitate vehicular traffic in the State of New Jersey by providing for the acquisition, construction, maintenance, repair and operation of highway projects; creating the New Jersey Highway Authority and defining its powers and duties; authorizing and establishing the location for a highway project; providing for the regulation of traffic on such projects and prescribing proceedings and penalties for violations thereof; providing for issuance of bonds or notes of the authority and the terms and security thereof; and providing for the collection of tolls and other charges to pay the cost of acquisition, construction, maintenance, repair and operation of such projects and to pay such bonds and notes and the interest thereon” approved April 14, 1952 (P. L. 1952, c. 16).

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

1. Section 2 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

2. In order to facilitate vehicular traffic and remove the present handicaps and hazards on the congested highways in the State, and to provide for the construction of modern express highways embodying every known safety device including center divisions, ample shoulder widths, long-sight distances, multiple lanes in each direction and grade separations at all intersections with other highways and railroads, the New Jersey Highway

C. 27:12B-2.  
Highway  
projects  
authorized.

Authority (hereinafter created) is hereby authorized and empowered to acquire, construct, maintain, improve, repair and operate highway projects (as hereinafter defined) at the locations hereinafter established and at such other locations as shall be established by law, and to pay or share in the cost of the construction, reconstruction or improvement of all or any part of any public highway which connects with any project or connects parts of a project or 2 or more projects, under agreements with respect to such construction, reconstruction or improvement entered into by the authority with the commissioner, who is hereby authorized to enter into and perform such agreements and shall expend any sums received pursuant to such agreements in accordance with the terms thereof.

Section  
amended.

2. Section 12 of the act of which this act is amendatory is amended to read as follows:

C. 27:12B-12.  
Bonds and  
notes legal  
investments.

12. Notwithstanding any restriction contained in any other law, the State and all political subdivisions of this State, their officers, boards, commissions, departments or other agencies, all banks, bankers, trust companies, savings banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking or investment business, all insurance companies, insurance associations and other persons carrying on an insurance business, and all executors, administrators, guardians, trustees and other fiduciaries, and all other persons whatsoever who now are or may hereafter be authorized to invest in bonds or other obligations of the State, may properly and legally invest any sinking funds, moneys or other funds, including capital, belonging to them or within their control in any bonds or notes issued by the authority under the provisions of this act; and said bonds and notes are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the State for any purpose for which the deposit of



bonds or other obligations of the State is now or may hereafter be authorized by law.

3. Section 20 of the act of which this act is amendatory is amended to read as follows:

20. The authority, pursuant to the provisions of this act, is hereby authorized to construct, maintain, improve, repair and operate a project to be known as "The Garden State Parkway," consisting of a highway at the following location or such part or parts thereof as the authority may from time to time determine to be suitable for a project as contemplated by this act: Beginning at such points as the authority may select as most feasible and practicable at Paterson and also at State Highway Route No. 17 in Paramus or Ridgewood and thence in a general southerly direction to a junction in Passaic county and thence generally along the State highway route referred to in section 21 hereof through Clifton, Passaic county, Essex county and Union county to Woodbridge and thence in a general southerly direction to the vicinity of the Edison bridge and thence over the Raritan river through Middlesex county and Monmouth county to Toms River and thence to a point at or near the city of Cape May; but, notwithstanding any of the prior provisions of this act, the authority: (1) shall exclude from any part of such highway situate more than 5 miles north of its intersection with northern line of Ocean county all traffic except passenger motor vehicles, omnibusses and taxicabs, and may further regulate the use thereof pursuant to the provisions of section 17 (b) hereof; and (2) shall not fix, prescribe, charge or collect tolls or other charges for transit over or use of any part or parts of said project acquired from the State pursuant to section 21 hereof which may be designated as toll-free by written certificate of the State Highway Department filed with the Secretary of State prior to October 1, 1952; and (3) shall, with respect to any part of said project located in Essex county, provide connections therewith by means of parallel, marginal, connecting or

Section  
amended.

C. 27:12B-20.  
The Garden  
State Parkway  
and the  
East-West  
Freeway  
authorized.

other service roads or otherwise, to and from existing county highways intersecting such part of said project between and including Springfield avenue, Irvington, and Belleville avenue, Bloomfield, or such of said county highways as, prior to September 15, 1952 or such later date as may be fixed by the authority, shall be designated by certificate of the county engineer of Essex county, approved by resolution of the authority; and (4) unless and until the authority, pursuant to an agreement with the commissioner, shall have set aside in a special reserve fund to be held by it the sum of \$13,000,000.00 to be expended and used as hereinafter provided, shall not collect tolls on such project at Springfield avenue, Irvington, or Belleville avenue, Bloomfield, or at any point between said avenues, except with respect to vehicles entering or leaving the project south of said Springfield avenue or north of said Belleville avenue. The moneys in said special reserve fund may be expended and used by the authority to make payments to the commissioner, pursuant to and as required by the aforementioned agreement, of the excess of the net cost to the State of the construction (generally as a depressed highway and underpassing intersecting roads, streets, highways and the Garden State Parkway, unless subsurface soil conditions are found to be unstable or drainage conditions of such a nature that underpassing the Parkway becomes unfeasible, as determined from engineering studies and reports, then the Freeway shall go over the Parkway) of the part of the public highway approved and designated by the commissioner as Highway Route I-280 and known as the East-West Freeway situate in Essex county between a point easterly of Prospect avenue, West Orange, and a point in Newark between First street and Sixth street, over the net cost to the State, as estimated by the commissioner, of the construction of said part of said public highway as an elevated highway, and no moneys in said fund shall be applied to any purpose except (1) payments to the

commissioner as aforesaid, (2) temporary investment pending other authorized use in accordance herewith, or (3) use by the authority for any of its corporate purposes of any balance thereof remaining after payments therefrom to the commissioner aggregating the lesser of (a) \$13,000,000.00 or (b) such sum as the commissioner may certify to the authority as the total amount of the aforesaid excess cost of construction. In the design, construction and operation of such parkway project, it shall be the duty of the authority, so far as may be deemed practicable by it and may be permitted by the terms of any agreement by it with the holders of its bonds or notes, to permit the largest possible toll-free use of the project by intracounty or short-haul traffic and provide the largest possible number of points of connection between public highways and the project consistent with safe and efficient use of such project and public highways and safe and economical construction and operation of the project on a self-supporting basis.

4. This act shall take effect immediately.

Approved May 22, 1961.

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## CHAPTER 26

AN ACT to create an additional Congressional District and to define the boundaries of the Congressional Districts of the State of New Jersey, and amending section 19:46-1 of the Revised Statutes.

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

1. Section 19:46-1 of the Revised Statutes is amended to read as follows:

19:46-1. For the purpose of electing members of the House of Representatives of the United States to serve in the eighty-eighth Congress and each

Section  
amended.

Congressional  
districts.

subsequent Congress, this State shall be divided into 15 districts as follows, namely:

First. The counties of Camden, Gloucester and Salem shall constitute and be called the first district;

Second. The counties of Atlantic, Cape May and Cumberland shall constitute and be called the second district;

Third. The counties of Ocean and Monmouth shall constitute and be called the third district;

Fourth. The counties of Burlington and Mercer shall constitute and be called the fourth district;

Fifth. The counties of Somerset and Morris shall constitute and be called the fifth district;

Sixth. The county of Union shall constitute and be called the sixth district;

Seventh. The counties of Sussex, Warren and Hunterdon; that portion of the county of Passaic embracing the borough of Ringwood and the township of West Milford; and that portion of the county of Bergen embracing the township of Hohokus, borough of Hohokus, borough of Oakland, borough of Franklin Lakes, township of Wyckoff, borough of Ramsey, borough of Upper Saddle River, borough of Allendale, borough of Waldwick, borough of Montvale, borough of Park Ridge, township of Washington, township of River Vale, borough of Hillsdale, borough of Woodcliff Lake, borough of Midland Park, township of Ridgewood (Ridgewood Village), borough of Glen Rock, borough of Westwood, borough of Emerson, borough of Oradell, borough of River Edge, borough of Paramus, borough of Fairlawn, borough of East Paterson, borough of Saddle River, township of Saddle Brook, township of Rochelle Park, city of Hackensack, city of Garfield, borough of Lodi, township of South Hackensack, borough of Maywood, township of Mahwah, shall constitute and be called the seventh district;

Eighth. That portion of the county of Passaic embracing the borough of Bloomingdale, city of Clifton, borough of Haledon, borough of Haw-

thorne, township of Little Falls, borough of North Haledon, city of Passaic, city of Paterson, borough of Pompton Lakes, borough of Prospect Park, borough of Totowa, borough of Wanaque, township of Wayne and borough of West Paterson shall constitute and be called the eighth district;

Ninth. That portion of the county of Bergen embracing the borough of Alpine, borough of Bergenfield, borough of Bogota, borough of Carlstadt, borough of Cliffside Park, borough of Closter, borough of Cresskill, borough of Demarest, borough of Dumont, borough of East Rutherford, borough of Edgewater, city of Englewood, borough of Englewood Cliffs, borough of Fairview, borough of Fort Lee, borough of Harrington Park, borough of Hasbrouck Heights, borough of Haworth, borough of Leonia, borough of Little Ferry, township of Lyndhurst, borough of Moonachie, borough of New Milford, borough of North Arlington, borough of Northvale, borough of Norwood, borough of Old Tappan, township of Ridgefield Park, borough of Palisades Park, borough of Ridgefield, borough of Rockleigh, borough of Rutherford, township of Teaneck, borough of Tenafly, borough of Teterboro, borough of Wallington, borough of Wood-Ridge; and that portion of the county of Hudson embracing the township of North Bergen and town of Guttenberg shall constitute and be called the ninth district;

Tenth. That portion of the county of Hudson embracing the borough of East Newark, town of Harrison and the town of Kearny; that portion of the county of Essex embracing the north ward of the city of Newark, the first to the tenth district, inclusive, of the west ward of the city of Newark, the sixteenth to the twenty-sixth district, inclusive and the twenty-eighth district of the east ward of the city of Newark, town of Belleville, town of Bloomfield, borough of Glen Ridge and the town of Nutley shall constitute and be called the tenth district;

Eleventh. That portion of the county of Essex embracing the eleventh to the forty-fourth district, inclusive, of the west ward of the city of Newark, the first to the twenty-eighth district, inclusive, the thirty-second and thirty-third districts of the central ward of the city of Newark, the forty-seventh, forty-eighth and forty-ninth districts of the south ward of the city of Newark, city of East Orange, city of Orange, village of South Orange and the town of West Orange shall constitute and be called the eleventh district;

Twelfth. That portion of the county of Essex embracing the first to the forty-sixth district, inclusive, of the south ward of the city of Newark, the first to the fifteenth district, inclusive, the twenty-seventh district, the twenty-ninth to the thirty-fifth district, inclusive, of the east ward of the city of Newark, the twenty-ninth, thirtieth and thirty-first districts of the central ward of the city of Newark, town of Irvington, township of Maplewood, township of Millburn, township of Livingston, township of Caldwell, borough of Caldwell, borough of North Caldwell, borough of West Caldwell, township of Cedar Grove, borough of Essex Fells, borough of Roseland, borough of Verona, and the town of Montclair shall constitute and be called the twelfth district;

Thirteenth. That portion of the county of Hudson embracing the city of Bayonne and the first, fourth, fifth, sixth, seventh, eighth and ninth wards of the city of Jersey City shall constitute and be called the thirteenth district;

Fourteenth. That portion of the county of Hudson embracing the second, third, tenth, eleventh and twelfth wards of the city of Jersey City, city of Hoboken, town of Secaucus, city of Union City, township of Weehawken and the town of West New York shall constitute and be called the fourteenth district.

Fifteenth. The county of Middlesex shall constitute and be called the fifteenth district.

In the interpretation of this section all reference to counties, cities, boroughs, townships, wards, and other municipal divisions shall be taken to refer to such municipal divisions as they existed on November 28, 1960.

2. This act shall take effect immediately.

Approved May 22, 1961.

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## CHAPTER 27

AN ACT to amend the title of "An act concerning the compensation of the mayor and the commissioners in cities of the fourth class, having a population of not less than 60,000, and which have the commission form of government under subtitle 4 of Title 40 of the Revised Statutes, and supplementing chapter 72 of Title 40 of the Revised Statutes," approved August 14, 1953 (P. L. 1953, c. 386), so that the same shall read "An act concerning the compensation of the mayor and the commissioners in cities of the fourth class, having a population of not less than 50,000, and which have the commission form of government under subtitle 4 of Title 40 of the Revised Statutes, and supplementing chapter 72 of Title 40 of the Revised Statutes," and to amend the body of said act.

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

1. The title of "An act concerning the compensation of the mayor and the commissioners in cities of the fourth class, having a population of not less than 60,000, and which have the commission form of government under subtitle 4 of Title 40 of the

Title  
amended.

New title. Revised Statutes, and supplementing chapter 72 of Title 40 of the Revised Statutes," approved August 14, 1953, is amended to read "An act concerning the compensation of the mayor and the commissioners in cities of the fourth class, having a population of not less than 50,000, and which have the commission form of government under subtitle 4 of Title 40 of the Revised Statutes, and supplementing chapter 72 of Title 40 of the Revised Statutes."

Section amended. 2. Section 1 of the act of which this act is amendatory is amended to read as follows:

C. 40:72-24.1A. 1. Notwithstanding any other provision of law, Salaries in cities of the fourth class now or hereafter having mayor and a population of not less than 50,000 and having the commissioners. commission form of government under subtitle 4 of Title 40 of the Revised Statutes, the mayor's annual salary shall be \$12,500.00 and that of each commissioner shall be \$10,000.00. The said salaries shall be payable in installments in the same manner as in the case of the other officials of the municipality.

3. This act shall take effect immediately.

Approved May 22, 1961.

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## CHAPTER 28

AN ACT to amend and supplement the "Cigarette Tax Act," approved April 29, 1948 (P. L. 1948, c. 65).

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

C. 54:40A-8.1. 1. In addition to any tax imposed by the act to Rate of which this act is a supplement, a tax is hereby imposed tax. on the sale, use or possession for sale or use



within this State of all cigarettes at the rate of \$0.005 for each 10 cigarettes or fraction thereof.

2. Section 401 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

401. Director to provide revenue stamps.

C. 54:40A-11.  
Director to  
provide  
revenue  
stamps.

The taxes imposed and levied by this act shall be paid through the use of stamps, except as provided in section 205 (Consumers) of this act. The director shall secure stamps of such designs and denominations as he shall prescribe, suitable to be affixed to packages, and provide for the sale thereof to licensed distributors. Only licensed distributors shall affix and cancel stamps. The director shall not authorize any person to sell revenue stamps except his duly constituted agents and assistants. On sales of revenue stamps the director shall allow, as compensation for the services and expenses of the distributor in affixing and handling of such stamps, a discount of  $3\frac{1}{4}\%$  of the face amount of any sale of \$100.00 or more; provided, that the distributor has complied with all of the provisions of this act. No discount shall be allowed on any sale of less than \$100.00 and stamps shall not be sold in blocks of less than 100 stamps. During such period of time as the total State tax on the sale, use or possession for sale or use within this State of all cigarettes is at the rate of \$0.035 for each 10 cigarettes or fraction thereof, however, said discount shall be 3%.

3. Section 402 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

402. Distributors shall not sell stamps; exceptions.

C. 54:40A-12.  
Distributors  
shall not  
sell stamps;  
exceptions.

Licensed distributors shall not sell, borrow, loan, buy or exchange unstamped cigarettes or stamps to, from or with other licensed distributors; except cigarettes bearing the cigarette revenue stamps of other States.

4. The sum of \$25,000.00 is hereby appropriated to the Division of Taxation for the administration of this act in the fiscal year ending June 30, 1962,

Appropriation.

in addition to such other sums as may be appropriated.

5. This act shall take effect immediately.

Approved May 22, 1961.

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## CHAPTER 29

AN ACT to amend "An act creating a Division of Railroad Transportation, and prescribing its functions, powers and duties," approved March 12, 1959 (P. L. 1959, c. 14).

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

Section  
amended.

1. Section 8 of the act of which this act is amendatory is amended to read as follows:

C. 27:24-8.  
Act  
inoperative.

8. This act shall take effect immediately and shall cease to be in effect on June 30, 1962.

2. This act shall take effect immediately.

Approved May 25, 1961.

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## CHAPTER 30

AN ACT to amend "An act concerning certain cities of the second class, and supplementing chapter 62 of Title 40 of the Revised Statutes," approved June 18, 1947 (P. L. 1947, c. 295).

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

Section  
amended.

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. Whenever any city of the second class having a population of not less than 110,000 inhabitants and solely owning or controlling water works or its own water supply, is supplying or shall supply water to the inhabitants of, or to other consumers of water within, any other municipality the rates now or to be charged therefor shall be subject to the jurisdiction, regulation and control of the Board of Public Utility Commissioners in the same manner and to the same extent as are the rates of public utilities and to that extent and for that purpose such supplying city shall be deemed to be a public utility.
2. This act shall take effect immediately.
- Approved May 25, 1961.

C. 40:62-85.1.  
Rates subject  
to jurisdiction  
of utility com-  
missioners.

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## CHAPTER 31

AN ACT concerning Rutgers, the State University,  
and supplementing chapter 37 of Title 2A of  
the New Jersey Statutes.

BE IT ENACTED *by the Senate and General Assem-  
bly of the State of New Jersey*:

1. From the fund established by section 2A:37-41 of the New Jersey Statutes, the State Treasurer is hereby authorized to lend to Rutgers, the State University, a sum not exceeding \$1,000,000.00 for the purpose of constructing student dormitories and related capital facilities. Any such loan shall be repaid in equal annual installments over a period of 20 years commencing July 1, 1962 at a rate of interest equal to 4% per annum computed over the life of the loan.
2. This act shall take effect immediately.
- Approved May 25, 1961.

2A:37-41.1.  
Loan  
authorized;  
repayment;  
interest.

**New Jersey State Library**

## CHAPTER 32

AN Act for the imposition of an emergency tax for a limited period for transportation purposes, measured by certain income and gains derived by residents of this State from sources within another State with respect to which there is a critical transportation problem interstate and by residents of such other State from sources within this State; providing for the allowance of credits on a reciprocal basis in respect to taxes imposed by such other State upon its own residents, limiting the application of revenues derived hereunder to objects for which compensation may reasonably be exacted, providing for suspension of such tax and for certain refunds in case of any application of such revenues to other purposes, providing for the administration of the provisions of this act, and supplementing Title 54 of the Revised Statutes.

Preamble. WHEREAS, Metropolitan areas in the United States, and particularly in this State and the States bordering it, have grown and become established without regard to the boundary lines of separate States; and

Preamble. WHEREAS, Such growth and establishment have brought about the creation of actual regions within which patterns of activity have developed which have given rise to and increased the degree of the practice of maintaining a place residence in 1 State and a place of employment in another, also without regard to the boundary lines of separate States; and

Preamble. WHEREAS, These conditions have given rise to extremely complex problems, culminating in a

severe transportation crisis, particularly in the providing of necessary and appropriate facilities and services for the transportation of persons living within 1 State and employed within another; and

WHEREAS, Extensive studies conducted over many years have demonstrated that efforts of great magnitude are required to meet the need for appropriate facilities and services for transportation within metropolitan regions, and that such efforts will require substantial funds for their financing; and Preamble.

WHEREAS, Due to the existence of great rivers at the State boundaries, which are obstacles to the movement of land vehicles, the cost of the interstate portions of transportation facilities and services for any kind of land vehicle is massively greater than the cost of connecting or feeder facilities within the boundaries of a single State; and Preamble.

WHEREAS, One or another of these facts, as well as other relevant facts touching upon the transportation problem have been the subject of formal and informal findings or other recognition by legislative and other public bodies at the Federal and State level; and Preamble.

WHEREAS, In the face of the great need for such facilities there have been advanced various proposals for the securing of the funds essential to the fulfillment of any realistic program, including proposals to create an interstate district empowered to raise funds by the imposition of taxes upon real estate within the district, and, alternatively, proposals to seek the release of certain funds or revenues of the New Jersey Turnpike Authority, among others, none of which proposals, regardless of what inherent merit and fairness they might have, and despite extensive Preamble.

and sincere efforts on the part of their proponents to convey a full understanding of the facts supporting them, have been capable of securing the essential approval of the people either directly or through the action of their legislative representatives, as the case may be; and

Preamble.

WHEREAS, The nature and intensity of the problem requires that some reasonable, practicable and acceptable method for raising the funds requisite to the achievement of projects and programs to solve the same,

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

C. 54:8A-1.  
Short  
Title.

1. This act shall be known and referred to by its short title, the "emergency transportation tax act."

C. 54:8A-2.  
Tax  
imposed.

2. A temporary emergency tax is hereby imposed, and shall be levied, collected and paid annually, at the rates specified in this act,

(a) upon every resident of this State, who is not a resident of another critical area State under and pursuant to its laws, upon and with respect to the entire net income and net capital gain as defined in this act and subject to taxation under this act, for the taxable year, derived from sources within a critical area State other than New Jersey; and

(b) upon and with respect to the entire net income and net capital gain as defined in this act and subject to taxation under this act, for the taxable year, derived from sources within this State by natural persons who are not residents of this State and who are residents of another critical area State under and pursuant to the law of such State.

C. 54:8A-3.  
"Resident"  
defined.

3. The word "resident" applies only to natural persons and includes any person domiciled in the State, except a person who, though domiciled in the State, maintains no permanent place of abode within the State, but does maintain a permanent place of abode without the State, and who spends in the aggregate not to exceed 30 days of the taxable year within the State. In addition, it includes

any person who maintains a permanent place of abode within the State and spends in the aggregate more than 183 days of the taxable year within the State, whether or not domiciled in the State during any portion of said period, and such a person shall be taxed the same as though he had been domiciled in the State during the entire taxable year. However, it does not include a person in the Armed Forces of the United States, whether in a land, sea or air service or any auxiliary corps or guard thereof, during any period when individuals are liable for induction for training and service under applicable law, if not domiciled in the State notwithstanding his maintenance of a permanent place of abode within the State and his spending an aggregate of more than 183 days in the State. A resident estate or trust includes an estate or trust created by or consisting of property of a person domiciled within the State or an estate of a deceased person who at the time of death was domiciled within the State.

4. "Derived from sources within" 1 State or another, as applied to entire net income and net capital gain, means such income and gain from all property owned and from all business, trade, profession or occupation carried on, in the particular State. No person who is not a dealer holding property primarily for sale to customers in the ordinary course of his trade or business, shall be deemed to carry on a business, trade, profession or occupation in a State solely by reason of the purchase and sale of property for his own account.

C. 54:8A-4.  
"Derived from  
sources within"  
defined.

5. (a) "Critical area State" means this State and such other State bordering thereon within which there exists part of an area, another part of which is in this State, and within which area there is, as of January 1 of any year, a critical transportation problem in respect to the transportation of persons and property interstate.

C. 54:8A-5.  
"Critical  
area State"  
defined.

(b) The Legislature finds and declares that a critical transportation problem exists in connection with transportation interstate between this

State and another State bordering thereon when there is such number of daily commuters between said States as to create a severe peak-load demand requiring facilities and services, by any means or mode of transportation far in excess of those needed for normal travel outside of usual commuter hours, caused by the carrying on of activities in 1 of the States by persons residing in another, from which activities such persons derive income or gain from sources within the State other than that in which they reside. The Legislature further finds and declares that whenever the aggregate number of persons, residing in each of such States who are employed, or carry on a trade, business, occupation or profession in the other, exceeds 100,000, that fact reasonably indicates that a critical transportation problem exists.

(c) Within 40 days after the taking effect of this act, and within 40 days after the first day of each year hereafter so long as this act shall remain in effect, the State Highway Commissioner shall certify to the State Treasurer his findings with respect to the existence of the conditions herein set forth and the identity of any States which he determines to come within the definition in this section. Upon receipt of such certification, the State Treasurer shall cause public notice thereof to be given, by publication in such newspaper or newspapers, and in such form, as he shall find will fairly apprise all persons subject to taxation under this act, of the making of said certification and of the significance thereof to such persons. Any certification so made shall be effective for the entire calendar year as of the first day of which it ascertains the facts.

C. 54:8A-6.  
Computation  
of tax on  
net income.

6. The tax imposed by this act upon entire net income shall be computed at the following rates:

On such of the amount	But does not	At the
as exceeds	exceed	rate of
\$0 00	\$1,000 00	2%
1,000 00	3,000 00	3%
3,000 00	5,000 00	4%
5,000 00	7,000 00	5%



On such of the amount as exceeds	But does not exceed	At the rate of
7,000 00	9,000 00	6%
9,000 00	11,000 00	7%
11,000 00	13,000 00	8%
13,000 00	15,000 00	9%
15,000 00	.....	10%

7. The tax imposed by this act upon income from net capital gains shall be computed separately at the following rates: C. 54:8A-7.  
Computation  
of tax on  
capital gains.

On such of the amount as exceeds	But does not exceed	At the rate of
\$0 00	\$1,000 00	1%
1,000 00	3,000 00	1.5%
3,000 00	5,000 00	2%
5,000 00	7,000 00	2.5%
7,000 00	9,000 00	3%
9,000 00	11,000 00	3.5%
11,000 00	13,000 00	4%
13,000 00	15,000 00	4.5%
15,000 00	.....	5%

8. "Taxpayer" means any person, trust or estate subject to a tax imposed by this act, or whose income is in whole or in part subject to a tax imposed by this act, and does not include corporations. C. 54:8A-8.  
"Taxpayer"  
defined.

9. Any taxpayer other than a trust or estate may elect to deduct 10% of his gross income, or \$1,000.00, whichever is less, in lieu of all deductions otherwise permitted under this act. The deduction provided for by this section shall become known as the "standard deduction." C. 54:8A-9.  
Standard  
deduction.

A husband and wife living together shall not be entitled to a standard deduction in an amount greater than one computed on their aggregate gross income, whether they file separate or joint returns. If they file separate returns, neither may elect the standard deduction unless the other also so elect. If both so elect, either may take such deduction, or they may divide it.

Such election may be changed for a taxable year after the filing of the return, subject to regulations issued under this act. If a taxpayer wishing to

make such change has a spouse who filed a separate return, the change shall not be allowed unless (1) such spouse also makes a change consistent with the change desired by the taxpayer and (2) both consent in writing to the assessment of any additional tax resulting from such change without regard to time limits otherwise preventing such assessment.

If a return is for a period of less than 12 months, for any reason, the standard deduction shall be apportioned according to the number of months, subject to regulations under this act. Fractions less than half a month shall be disregarded and those more than a half month shall be considered a whole month, for apportionment purposes.

C. 54:8A-10.  
Exemption.

10. Each taxpayer is allowed the following exemptions with respect to net income; if they exceed net income the excess is allowed with respect to net capital gain:

for each taxpayer, \$600.00; for the taxpayer's spouse, if taxpayer does not file a joint return and if such spouse has no gross income for the eligibility year and is not a dependent of another taxpayer, an additional \$600.00; for each taxpayer who is at least 65 years of age or over at the close of his taxable year, an additional \$600.00, and for taxpayer's spouse under the same conditions and if the initial \$600.00 exemption is allowable, an additional \$600.00; for each taxpayer who is blind at the close of his taxable year, an additional \$600.00, and for taxpayer's spouse under the same conditions and if the initial \$600.00 exemption is allowable, an additional \$600.00. Blindness shall be deemed to exist when central visual acuity in at least one eye does not exceed 20/200 with correcting lenses, or if it exceeds said limit, exists only in a visual field which subtends an angle of not more than 20 degrees in any plane;

for each dependent whose gross income for the eligibility year is less than \$600.00, or who is taxpayer's child or stepchild and has not attained age 19 at the close of the eligibility year or is a student:

\$600.00, but this exemption shall not be allowed on a joint return made by a dependent with taxpayer, for such dependent.

11. "Dependent" means any individual related to taxpayer, over half of whose support (exclusive of any amount received by a child or stepchild as a scholarship for study at an educational institution) for the eligibility year was received from the taxpayer, in fact or constructively.

C. 54:8A-11.  
"Dependent"  
defined.

12. "Related to taxpayer" means related by blood, to the extent of any lineal descendant or ancestor of taxpayer, other children or grandchildren of a parent of taxpayer, and children of a grandparent of taxpayer; or related by marriage, to the extent of a stepchild, stepparent, stepbrother or stepsister of taxpayer, or a spouse, parent or sibling of such spouse married to a child of taxpayer; or related by household, to the extent of a person having taxpayer's home as his principal place of abode and being a member of taxpayer's household for the taxable year. Brothers and sisters of the half blood shall be regarded as though of the whole blood.

C. 54:8A-12.  
"Related  
to taxpayer"  
defined.

13. An individual receiving over half of his support for the eligibility year from persons who would be entitled to claim him as a dependent except that no one of them contributed over half of such support, may be claimed as a dependent by any one of such persons who contributed over 10% of such support, provided that all other such persons execute written declaration, to be filed with the return of the person making the claim, not to claim the same dependent for the eligibility year of each of them.

C. 54:8A-13.  
Claiming  
dependent,  
procedure.

14. "Eligibility year" means the calendar year in which the taxable year of the taxpayer begins.

C. 54:8A-14.  
"Eligibility  
year" defined.

15. The following maximum credits are allowed against the tax imposed by this act for any year:

C. 54:8A-15.  
Maximum  
credits.

(a) \$10.00, for a single taxpayer, or a married taxpayer not living with his spouse;

(b) \$25.00, for a head of a household;

(c) \$25.00, for a married taxpayer living with his spouse, but if they file separate returns, the maximum credit allowable to each is \$12.50;

(d) \$25.00, for a decedent who is married and living with his spouse at the date of death, if his surviving spouse has no gross income for the eligibility year and is not the dependent of another taxpayer;

(e) if a return is for a period of less than 12 months, for any reason, the credit allowed by this section shall be apportioned in the same manner and under the same principles as govern apportionment of the standard deduction;

(f) the credits allowed by this section shall be subtracted from the tax as computed without regard to such credit, and the amount of the credit shall in no case exceed the amount of the tax from which it is subtracted.

C. 54:8A-16.  
Tax  
credit  
allowed;  
condition.

16. Whenever a taxpayer other than a resident of this State has become liable to income tax to the State where he resides upon his net income and net taxable gain for the taxable year, derived from sources within this State and subject to taxation under this act, he shall receive a credit against the amount of income tax payable by him under this act for such proportion of the tax payable by him to the State where he resides as his income subject to taxation under this act bears to his entire income upon which the tax so payable to such other State was imposed, provided that such credit shall be allowed only if the laws of said State grant a substantially similar credit to residents of this State subject to income tax under such laws, and provided further that no credit shall be allowed against the amount of tax on any income taxable under this act which is exempt from taxation under the laws of such other State.

C. 54:8A-17.  
Employer  
to withhold  
tax.

17. From and after the first day of the first month following at least a full calendar month after the enactment of this act, every employer in this State of a taxpayer subject to tax in respect of wages, salaries or commissions derived from

sources within this State shall deduct and withhold upon the same for each payroll period an amount computed in such manner as to result, as far as practicable, with due regard to the personal exemptions and standard deduction allowable under this act, in withholding during each calendar year a sum substantially equivalent to the amount of tax reasonably estimated to be due under this article. Methods for determining the amount to be withheld shall be prescribed by regulation, as shall procedures and requirements for the furnishing of written exemption certificates to the employer, the amending or substitution of the same, the furnishing by the employer of written statements showing the total compensation, the amount withheld and other specified information.

18. Taxpayers on a calendar year basis shall file their returns on or before April 1 of each year, for the preceding calendar year. Other taxpayers shall file their returns for each fiscal year on or before the 1st day of the 4th month following the end of the fiscal year. Each return shall carry a certificate signed by taxpayer to the effect that all statements contained therein are true, under the same penalties as for perjury committed within the county in this State where the return is filed. Blank forms of return shall be furnished on application, but failure to secure the form shall not relieve any taxpayer of the obligation of making any return herein required. Subject to regulations under this act and in such form as may be indicated thereby, taxpayers whose net income and net capital gain taxable under this act is or may be subject to tax under a similar law of another jurisdiction may be permitted to file a simple, short form return attached to a copy of his return as filed or about to be filed by him in such other jurisdiction.

Subject to regulations under this act, reasonable extensions of time for good cause shown, may be granted for not more than 6 months unless exceptional circumstances justify a longer period, within which returns may be filed.

C. 54:8A-18.  
Time of  
filing  
return;  
extensions.

In addition, persons in active service with the Armed Forces of the United States, who may be prevented by distance or by injury or hospitalization arising out of such service, may be allowed such extension of time for the filing of returns, without interest or penalty, as may be fixed by regulations under this act.

C. 54:8A-19.  
Taxpayer's  
agreement;  
to constitute  
an assign-  
ment to  
the State;  
refund to  
taxpayer;  
cooperation  
with division;  
application  
of provisions.

19. Every taxpayer who is subject to tax in some other jurisdiction for income and gains derived from sources within such other jurisdiction and subject to tax under this act and who has made payment on the estimated amount of such tax, or who has, in such jurisdiction, been subject to deduction and withholding of money, otherwise payable to him, for the purpose of crediting the same to the payment of such tax, shall be entitled to satisfy his obligation to pay the tax due under this act by entering into an agreement with the division, in such form and containing such provisions as may be fixed by regulation, which shall constitute an assignment and transfer to the State of New Jersey of the chose in action consisting of his claim for refund of moneys so paid or deducted and withheld, as well as an agreement to pay to the division so much of any refund as may be received by him as equals the tax under this act, within such period, to be not longer than 1 month after receipt by him of any such refund, as may be fixed by regulation; and for said purposes shall execute, deliver and file such document or documents, in such forms, in such place or places and at such times as may be provided by regulation; and upon the making of any such assignment the State of New Jersey shall thereupon become the owner and holder of all such claims and shall be entitled to assert the same in its own right and as its own property, whether it asserts the same in its own name or in the name of the assigning taxpayers or otherwise.

In the event that the amount so paid or deducted and withheld, and received by State of New Jersey pursuant to such agreement, shall exceed the

amount necessary to satisfy the obligation of taxpayer under this act, the excess shall be repaid to taxpayer upon application therefor in accordance with procedures and forms fixed by regulation.

Every taxpayer exercising any option under this section shall be obliged to co-operate fully in any proceedings which may be taken for recovery of the claim for refund, and for that purpose shall execute and deliver such papers, affidavits, forms or other documents, shall appear and be available to give testimony at such place or places and at such time or times, shall furnish such information, shall permit the institution of such proceeding or proceedings in his name or otherwise, but at the sole cost and expense of the State, and do all other things, as the division shall deem appropriate or desirable for the effective recovery of any sum due and payable on such claim.

The provisions of this section shall not apply to any tax, or to any payment or deduction and withholding for the satisfaction of the same, imposed by any Federal law.

20. All moneys which shall be received by way of tax or by way of moneys deducted and withheld under this act, shall be kept in a special fund, to be known as the Transportation Fund, separate and apart from all other funds, and the moneys in such fund at any time shall be used only for 1 or more of the following purposes, within the limits of available appropriations made by law from time to time:

(a) to meet the expenses of administering the provisions of this act and of the regulations made hereunder and the expenses of any proceedings or actions involving the same;

(b) to defray the cost of, or to provide financing by way of advances, loans or otherwise for, projects and programs to meet transportation problems, whether such transportation be by motor vehicle, by rail or rapid transit, or by any other mode or vehicle of transportation whatever, when such project or program includes the transporta-

C. 54:8A-20.  
Transporta-  
tion fund;  
use of fund.

tion of persons or property interstate, between the State of New Jersey and the source State, from which States taxpayers derive income or gain subject to tax under this act, and for the furnishing of such other facilities, services or other benefits for which the class of taxpayers covered by this act will be the major eligible recipient and for which the tax imposed by this act may reasonably be exacted, as may be authorized by law from time to time;

(c) to make payment of refunds to taxpayers entitled to receive the same;

(d) to make payment to another State of moneys deducted and withheld from its residents subject to tax hereunder in lieu of and in satisfaction of credits to which such residents may be entitled under the reciprocity clause contained in this act, whenever such State so provides by or pursuant to its law.

C. 54:8A-21.  
Balances  
accumulated  
as an en-  
dowment  
fund; use.

21. So much of the moneys as may be in the Transportation Fund at any time and as may be in excess of the amounts needed to meet anticipated uses thereof pursuant to this act during any fiscal year, shall be held and accumulated as an endowment fund, and may be invested and reinvested from time to time, in the same manner as any State funds may be invested, and the income thereof, as well as so much of the principal as may be necessary from time to time, shall be applied to the purposes authorized for the said Transportation Fund, within the limits of available appropriations.

C. 54:8A-22.  
Refund to  
taxpayer  
upon un-  
authorized  
use of  
fund;  
formula for  
computing  
amount.

22. In the event that any part of the moneys in the Transportation Fund shall, at any time, be applied to a purpose or purposes other than one set forth in this act, every taxpayer who shall have been subject to the tax imposed by this act and who shall have paid the same, shall thereupon be entitled to a refund, or to a credit against taxes subsequently accruing, equal to his pro rata share of the amount so applied, disregarding any amounts less than \$1.00. Upon application made within 1 year after it shall be determined that any



such moneys have been so applied, in such form and by such procedure as may be provided by regulation, the division shall determine the pro rata share of each taxpayer according to the following formula: (a) multiply the total amount of taxes paid by the taxpayer for all taxable years from the enactment hereof to July 1 of the year in which the right to refund arises under this section, by the dollar amount of the moneys determined to have been applied to a purpose other than one set forth in this act; then (b) divide the product by the total amount paid by all taxpayers during the same period; then (c) from the quotient strike off any amount less than \$1.00 to obtain the sum to be refunded or credited. If the amount so applied to another purpose shall have been determined by a court of competent jurisdiction, the amount so determined shall be used in the computation, otherwise, the division shall make determination of the amount.

23. "Source State" means, in the case of residents of this State, a critical area State other than the State of New Jersey; and in the case of non-residents of this State who are residents of another critical area State, the term means the State of New Jersey.

C. 54:8A-23.  
"Source  
State"  
defined.

24. The tax imposed by this act shall apply to estates and trusts created by or consisting of property of a person domiciled in a critical area State other than the source State, estates of deceased persons who at the time of death were domiciled in a critical area State other than the source State and trusts resulting from the dissolution of a corporation organized under the law of a critical area State other than the source State, which tax shall be levied, collected and paid annually upon and with respect to the income of estates or of any kind of property held in trust, but only to the extent that the same is derived from sources within the source State, including:

C. 54:8A-24.  
Tax to apply  
to estates  
and trusts.

a. income received during administration or settlement of deceased's estate, income accumulated

in trust for the benefit of unborn or unascertained persons, income held for future distribution, income which is or may be, under the will or trust, applied to the payment of premiums on life insurance or annuity contracts (except where the proceeds are irrevocably payable to recipients, payments to whom are allowable as charitable deductions), and income received during the winding up of a corporation in dissolution; and

b. income to be distributed to beneficiaries periodically (whether or not at regular intervals), income collected by a guardian of an infant to be held or distributed as the court may direct, and income received during administration or settlement of an estate which is permitted to be deducted from the net income upon which the tax is to be paid by the fiduciary.

C. 54:8A-25.  
“Fiduciary”  
defined.

25. “Fiduciary” means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust or estate.

C. 54:8A-26.  
Fiduciary  
responsible  
for payment  
of tax.

26. The fiduciary shall be responsible for making the return of income for the estate or trust, whether such income be taxable to the estate or trust or to the beneficiaries. The net income and net capital gain of an estate or trust shall be computed in the same manner, on the same basis and only to the extent that individuals are liable to tax under this act, except that there shall be allowed as a deduction any income or gain which under the will or instrument creating the trust is paid to or held for the United States, any State, territory, or any political subdivision thereof, or the District of Columbia, or any corporation or association organized and operated exclusively for religious, charitable, scientific or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual; and except also that in computing gain or loss on the sale, exchange or other disposition of the assets

of a dissolved corporation, the basis shall be the same as though the corporation were the taxpayer; and in cases under paragraph b of section 24 of this act, the fiduciary shall include in the return a statement of each beneficiary's distributive share of such net income, whether or not distributed before the close of the taxable year covered by the return.

27. In cases under paragraph a of section 24 of this act, the tax shall be imposed upon the estate or trust with respect to the net income of the estate or trust and shall be paid by the fiduciary, except that in determining the net income of the estate of any deceased person during the period of administration or settlement there may be deducted the amount of any income properly paid or credited to any legatee, heir or other beneficiary. In such cases, the estate or trust shall be allowed an exemption of \$600.00.

C. 54:8A-27.  
Exemption  
allowed  
estate or  
trust;  
application  
of provision;  
deduction  
included in  
beneficiary's  
income.

The provisions of this section shall also apply to cases under paragraph b of section 24 of this act, except that in computing the net income of the estate or trust there shall be deducted the distributive share of each beneficiary, whether distributed or not, of the net income of the estate or trust for the taxable year.

Any amount deducted under this section in computing net income of the estate or trust for the taxable year shall be included in computing the net income of the beneficiary for the same taxable year, or, where his taxable year is different, then for the taxable year of the beneficiary in which ends the taxable year of the estate or trust.

28. A trust forming part of a stock bonus, pension or profit-sharing plan of an employer for the exclusive benefit of some or all of his employees and which cannot, by its terms, be used for or diverted to purposes other than that of distributing the earnings and principal in the fund to such employees in accordance with the plan, shall not be taxable as a trust under this act. Amounts actually distributed or made available to any

C. 54:8A-28.  
Pensions and  
profit-sharing  
plan not  
taxable;  
tax on  
distributee's  
share.

distributee subject to tax under this act shall be taxable to him in the year in which so distributed or made available, to the extent that the same exceed amounts contributed or paid in by the employee. If, due to the termination of employment or the death of the employee (whether before or after such termination), the total remaining distributions payable on account of any employee are paid to the distributee during a single taxable year, the amount thereof which exceeds the contributions of the employee not theretofore recovered by him, shall be considered as a capital gain. The amount actually distributed or made available, whether in installments or in a lump sum, shall not include the net unrealized appreciation in securities of a corporate employer (or of any parent or subsidiary corporation in an unbroken chain of which the corporate employer is a part and in which each parent owns stock entitled to 50% or more of the total combined voting power of all classes of stock of its immediate subsidiary) attributable to the amounts to the plan by the employee.

C. 54:8A-29.  
Premiums  
of insurance  
included in  
computation  
of settlor's  
income;  
capital  
gains  
taxed.

29. (a) Taxable trust income which is or may be, under the will or trust, applied to the payment of premiums on life insurance policies on the life of the settlor or on annuity contracts payable to the settlor shall, to that extent, be included in the computation of the net income of the settlor and the amount thereof shall be disclosed on the fiduciary's return.

(b) The tax required by this act to be levied, collected and paid with respect to net capital gains realized by an estate or trust shall be imposed upon and paid by the estate or trust whether or not paid, credited or distributable to any legatee, heir or beneficiary; but income of an estate or trust with respect to which a tax is imposed upon the estate or trust shall not be included in the gross income of a beneficiary when so distributed.

C. 54:8A-30.  
"Partnership"  
defined.

30. "Partnership" includes all forms of unincorporated organization other than an estate or

trust or a corporation, through or by means of which any business, financial operation or venture is carried on or liquidated.

31. Individuals carrying on business in partnerships shall be liable for tax under this act only in their individual capacity. Each partner, in computing his net income and net capital gain, shall include his distributive share, whether distributed or not, of the partnership's net income, net capital gain, net loss and net capital loss for the taxable year, or, where his taxable year is different, then for the taxable year of the partner in which ends the taxable year of the partnership. If a partner's entire interest is sold, exchanged or liquidated, his distributive share of such income, gain or loss shall be included in his taxable year in which ends the partnership period ending with such transaction. Under this section, a partner's death does not constitute such liquidation. Taxpayers who are partners may be required by regulation to file returns for the partnership, in which income, gain or loss shall be computed on the same basis and in the same manner as for individuals except that charitable contributions and personal exemptions shall not be allowed on the partnership return.

C. 54:8A-31.  
Individuals  
of partner-  
ship taxed.

Payments made in liquidation of the interest of a partner who retires or dies shall be taxed as a sale or exchange of such partner's interest in partnership assets, to the extent that they represent such interest, and the balance shall be taxed as the partner's distributive share of partnership income. Under this section, amounts paid for unrealized receivables or good will of the partnership shall not be included in payments representing a partner's interest in partnership assets except to the extent that the partnership agreement provides for payment with respect to good will.

32. Except as otherwise provided in this act or by regulations pursuant to this act, the term "gross income" includes gains, profits and income derived from salaries, wages or compensation for

C. 54:8A-32.  
"Gross  
income"  
defined.

personal services, of whatever kind and in whatever form paid, or from professions, vocations, trades, businesses, commerce, or sales, or dealings in property of whatever nature, growing out of the ownership or use of or interest in such property; also from interest, rent, dividends, securities, or the transaction of any business carried on for gain or profits and income derived from any source whatever within the source State, including prizes and awards (other than those primarily in recognition of some achievement in the arts, sciences or public interest without active entry by the recipient and without requirement that he render substantial future services as a condition), or gains or profits or income derived through estates or trusts by the beneficiaries thereof, whether as distributed or distributive shares. In addition to the provisions of regulations pursuant to this act, items exempt or excluded from gross income under the United States internal revenue code, or under a similar law of the source State, shall be prima facie excluded from gross income under this act, and if there be any substantial difference in the treatment of any such items which cannot be resolved feasibly and practicably by regulation hereunder, the treatment accorded the same pursuant to such law of the source State shall be prima facie correct. In any case, the term "gross income" does not include capital gains, which shall be computed separately from other income to ascertain the amount to be taxed at the rates specified for net capital gains.

C. 54:8A-33.  
Annuities,  
interest, etc.,  
excluded  
from gross  
income.

33. Income arising from annuities, interest on bank deposits, interest on bonds, notes or other interest-bearing obligations or dividends from corporations are excluded from gross income of a taxpayer under this act except to the extent to which the same are part of the income from any business, trade, profession or occupation carried on by the taxpayer within a source State and taxable under this act.

C. 54:8A-34.  
"Net income"  
defined.

34. The term "net income" means the gross income of a taxpayer less the deductions allowed by this act.

35. In the computation of net income, the taxpayer may deduct from gross income the ordinary and necessary expenditures directly connected with or pertaining to the taxpayer's trade or business; the ordinary and necessary nonbusiness or non-trade expenditures paid or incurred for the production or collection of income which, if and when realized, will be required to be included in income for the purpose of taxation under this act, or for the management, conservation or maintenance of property held for the production of such income; the amount of periodic payments in the nature of, or in lieu of, alimony or an allowance for support actually paid by the taxpayer during his taxable year and subject to taxation as income of the payee wife or former wife, as the case may be, under this act; contributions or gifts within the taxable year to an aggregate amount not in excess of 15% of taxpayer's net income as computed without the benefit of this deduction, if made to or for the use of taxpayer's source State or any political subdivision thereof for exclusively public purposes, or to corporations or associations organized or operated under the laws of taxpayer's source State exclusively for religious, charitable, scientific or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual and no substantial part of the activities of which is carrying on propaganda or otherwise attempting to influence legislation, or to the special vocational rehabilitation fund authorized by the Act of Congress known as the World War Veterans' Act of 1924, or to posts or organizations of war veterans or auxiliary units or societies of the same, if organized in taxpayer's source State, and if no part of their net earnings inures to the benefit of any private shareholder or individual, or to a fraternal society, order, or association operating under the lodge system if organized in taxpayer's source State, but only if such contributions or gifts are to be used

C. 54:8A-35.  
Computing  
net income.

exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, or to a nonprofit cemetery corporation or association for the improvement or upkeep of a cemetery owned or controlled by it, organized or operated under the laws of the source State. A gift to a common agency for several such corporations or associations is to be treated like a gift directly to them to the extent of the amount of the gift which is allocable to corporations or associations organized or operated under the laws of the source State.

C. 54:8A-36.  
Allowable  
deductions  
from gross  
income.

36. Except as otherwise provided in this act or by regulation hereunder, deductions from gross income are allowable only if, and to the extent that, they are connected with income arising from sources within taxpayer's source State and taxable under this act.

C. 54:8A-37.  
Alimony  
payments  
deductible  
from gross  
income.

37. Any taxpayer other than an estate or trust may also deduct from gross income the amount of periodic payments (whether or not made at regular intervals) made during his taxable year to or for the benefit of a spouse or former spouse provided such payments are made subsequent to a judgment of divorce or a judgment or order for separate maintenance and pursuant to the terms of any such judgment or order or of any written agreement incident to such judgment or order, but only to the extent that the same represent a discharge of a legal obligation to support such spouse or former spouse and not a minor child or children of taxpayer. Specific rules for the computation and treatment of payments where lump sum amounts are to be paid in installments, or where property is to be transferred, or for any other arrangements of a different form than simple periodic payments, shall be set forth in regulations under this act.

C. 54:8A-38.  
Procedure  
when  
inventories  
necessary to  
compute tax.

38. Whenever the use of inventories is necessary in order clearly to determine the income of any taxpayer, inventories shall be taken by such taxpayer upon such basis as the regulations hereunder may prescribe, conforming as nearly as may be to



the best accounting practice in the trade or business and most clearly reflecting the income.

39. In computing net capital gain there shall be allowed as deductions all capital losses sustained during the taxable year and capital deductions and, if a taxpayer has a net capital loss in any taxable year, the amount thereof may be deducted as a capital loss in each of the 5 succeeding taxable years to the extent that such amount exceeds the total of any net capital gains of any taxable years intervening between the taxable year in which the net capital loss arose and such succeeding taxable year. Net capital gain shall be computed, for purposes of carrying over net capital losses, without regard to such net capital loss or any net capital losses arising in any such intervening years. Where there are net capital losses in more than 1 year, such losses shall be carried over, as hereinbefore provided, in the order in which such losses arose. The abovementioned deductions shall be allowed only as to such transactions involving capital assets having an actual situs within the source State.

C. 54:8A-39.  
Computing  
net capital  
gain.

40. In computing net income and net capital gain no deduction shall in any case be allowed in respect of:

C. 54:8A-40.  
Certain  
deductions  
not  
allowed.

- a. Personal, living, or family expenses.
- b. Any amount paid out for new buildings or for permanent improvements or betterments made to increase the value of any property or estate.
- c. Any amount expended in restoring property or in making good the exhaustion thereof for which an allowance is or has been made; or
- d. Premiums paid on any life insurance policy, covering the life of any officer or employee, or of any person financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy.
- e. Any amount otherwise allowable as a deduction which is allocable to income not required to be included in gross income for the purposes of this act, unless allowed by regulation, which shall also

provide for the apportionment or allocation of such deductions as between income which would be required to be included in gross income under this act and income which would not be required to be so included.

C. 54:8A-41.  
"Capital  
assets"  
defined.

41. The words "capital assets" mean property held by the taxpayer (whether or not connected with his trade or business), but do not include stock in trade of the taxpayer or other property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year, or property held by the taxpayer primarily for sale to customers in the ordinary course of his trade or business, or land used in the trade or business, or property used in the trade or business of a character which is subject to an allowance for depreciation.

C. 54:8A-42.  
Procedure  
for ascertain-  
ing gain or loss  
on sale of  
property.

42. For the purpose of ascertaining gain or loss from the sale or other disposition of property, the regulations authorized by this act shall particularize the methods and computation to be employed in order fairly to reflect the same, taking into account the method of acquisition, period for which held, the purpose for which held, the relationship of taxpayer to his transferor, the nature of the disposition, and other factors commonly recognized and taken into account for such purpose.

C. 54:8A-43.  
Taxpayer to  
use annual  
accounting  
period in  
computing  
tax; comput-  
ing tax on  
death of  
taxpayer.

43. The net income and net capital gain shall be computed upon the basis of the taxpayer's annual accounting period (fiscal year or calendar year as the case may be); but if the taxpayer's annual accounting period is other than a fiscal year, or if the taxpayer has no annual accounting period or does not keep books, the net income and net capital gain shall be computed on the basis of the calendar year. Such net income and net capital gain shall be computed in accordance with the method of accounting regularly employed in keeping the books of such taxpayer; but if no such method of accounting has been so employed, or if the method employed does not clearly reflect the income, the computation shall be made upon such

basis and in such manner as does clearly reflect the income. The regulations authorized by this act shall particularize the methods of computation to be employed in the case of the death of a taxpayer, including the treatment of amounts accrued up to the date of death and the allowance of deductions, as well as options to exclude such accrued amounts under agreements to include the same in computing net income and net capital gain of an estate or trust for taxable periods in which such amounts are received or the right to receive the same is transferred, with such bond or other security as may be appropriate to insure payment of the tax thereon; and also the computations to be made when a taxpayer's accounting period or accounting method is changed and when a taxpayer returns his income to reflect business conducted on the installment plan.

44. a. Every taxpayer having for the taxable year a combined net income and net capital gain of \$600.00 or more or a combined gross income and net capital gain of \$5,000.00 or more shall make a return on forms to be prescribed by regulation stating his name, his residence address, the items of his gross income and capital gain and the deductions and credits allowed by this act (except that an individual who has attained the age of 65 before the close of his taxable year shall be required to make a return only if he has for the taxable year a combined net income and net capital gain of \$1,200.00 or more or a combined gross income and net capital gain of \$5,000.00 or more). In the case of a husband and wife living together the income of each (even though one has no gross income or capital gain) may be included in a single return made by them jointly, in which case the tax shall be computed on the aggregate income, and the liability with respect to the tax shall be joint and several. No joint return may be made if they have different taxable years. If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by the guardian or

C. 54:8A-44.  
Persons  
required  
to make  
returns;  
filing  
amended  
return.

other person charged with the care of the person or property of such taxpayer. The fact that an individual's name is signed to a filed return shall be prima facie evidence for all purposes that the return was actually signed by him.

b. If the amount of net income for any year of any taxpayer as returned to the United States treasury department or to an appropriate State officer is changed or corrected by the commissioner of internal revenue or other officer of the United States or other competent authority, or where a renegotiation of a contract or subcontract with the United States results in a change in net income, such taxpayer shall report such change or corrected net income, or the results of such renegotiation, within 90 days after the final determination of such change or correction or renegotiation, or as required by regulation, and shall concede the accuracy of such determination or state wherein it is erroneous. Any taxpayer filing an amended return with such department or officer shall also file within 90 days thereafter an amended return in this State which shall contain such information as the regulations shall require.

C. 54:8A-45.  
Filing  
return upon  
change of  
residence.

45. If a taxpayer during the taxable year changes his status from that of a resident to that of nonresident, or from that of nonresident to that of resident, he shall file 2 returns, 1 as a resident covering the fraction of the year during which he was a resident, and 1 as a person other than a resident covering the fraction of the year during which he was a nonresident. There shall be included in the return for the period prior to the change of residence amounts accrued up to the date of such change, if not otherwise properly includible in respect of such period or prior period, and any amounts not includible in respect of such period or a prior period by reason of an election to report on an installment basis, provided, however, that the taxpayer may at his option exclude such amounts in computing net income and net capital gain for such period if he files a bond in such

amount and with such sureties as it may be required by regulation, conditioned upon the return as income of such amounts, in the same manner as such amounts would be returnable as income by the taxpayer if he had not changed his residence. The exemptions provided in this act shall be divided ratably between the 2 returns so filed, according to time. In case 2 returns for 1 taxable year are filed as aforesaid the taxes due thereon shall not be less than would be payable if the total net income and net capital gain shown by the 2 returns were included in a single return. If the aggregate of the taxpayer's net income and net capital gain from sources within the critical area State during the fraction of the year in which he was a resident, and his net income and net capital gain from sources within this State during the fraction of the year in which he was a nonresident, shall be less than \$600.00 in the case of a taxpayer who is single, or married and not living with husband or wife, or under \$1,200.00 in the case of a taxpayer who is married and living with husband or wife, no return shall be required under this section, unless the aggregate of the taxpayer's gross income and capital gain from sources within the critical area State during the fraction of the year in which he was a resident plus the aggregate of his gross income and capital gain from sources within this State during the fraction of the year in which he was a nonresident is \$5,000.00 or over, in which event returns shall be required.

46. Every partnership shall make a return for each taxable year, stating specifically the items of its gross income, capital gains, capital losses and the deductions allowed by this act, and shall include in the return the names and addresses of the individuals who would be entitled to share in the net income and net capital gain if distributed and the amount of the distributive share of each individual. The return shall be executed by any one of the partners.

C. 54:8A-46.  
Partnership  
returns;  
contents.

C. 54:8A-47.  
Fiduciary  
returns;  
contents.

47. Every fiduciary (except receivers appointed by authority of law in possession of part only of the property of a taxpayer) shall make a return for the individual or estate or trust for whom he acts, as follows:

a. If he acts for an individual whose entire income from whatever source derived is in his charge and the combined net income and net capital gain of such individual is \$600.00 or over or \$1,200.00 or over if age 65 or more at the end of the taxable year, or whose combined gross income and net capital gain for the taxable year is \$5,000.00 or over.

b. If he acts for an estate of a deceased person during the period of administration or settlement, whether or not the income of such estate during such period of administration or settlement is properly paid or credited to any legatee, heir or other beneficiary; or for an estate or trust the income of which is accumulated in trust for the benefit of unborn or unascertained persons, or persons with contingent interest; or for an estate or trust the income of which is held for future distribution or is distributable in the discretion of the fiduciary under the terms of the will or trust; and the combined net income and net capital gain of such estate or trust is \$600.00 or over or the combined gross income and net capital gain for the taxable year is \$5,000.00 or over.

c. If he acts for an estate or trust the income of which is to be distributed to the beneficiaries periodically; or as the guardian of an infant whose income is to be held or distributed as the court may direct; and any beneficiary of such estate or trust or such infant receives or is entitled to a distributive share of the income of \$600.00 or more. The return made by a fiduciary shall state specifically the items of the gross income, capital gains, capital losses, and the deductions, exemptions and credits allowed by this act. A return made by 1 of 2 or more joint fiduciaries shall be sufficient compliance with the above requirement. The

fiduciary shall certify that he has sufficient knowledge of the affairs of the individual, estate or trust for whom or which he acts to enable him to make the return and that the same is, to the best of his knowledge and belief true and correct. Fiduciaries required to make returns under this act shall be subject to all the provisions of this act which apply to taxpayers.

48. Procedures, forms and requirements for the filing of returns and computation of tax in cases where taxpayer's accounting period is changed, with such individual approval, if any, as may be indicated, shall be prescribed by regulation under this act.

C. 54:8A-48.  
Change of accounting period; regulations to prescribe forms.

49. Every employer required to deduct and withhold any tax under this act shall, on or before the last day of the month following the close of each calendar quarter, file a withholding return with and pay over to the division the taxes required to be deducted and withheld under this act. The form of the withholding return, as well as the records to be kept and maintained, shall be provided for by regulation. Provision may also be made by regulation to require the making of such payment to the division or to 1 or more depositories designated by it, on a monthly, rather than quarterly, basis where the amounts to be deducted and withheld by an employer aggregate \$100.00 or more in a calendar month, and to permit the making of a semiannual or annual return and payment when such amounts aggregate less than \$50.00 (for semiannual returns) or \$25.00 (for annual returns) in a calendar quarter and can be reasonably expected to be less than \$200.00 per year (for semiannual returns) or \$100.00 per year (for annual returns). The regulations may also provide for the making of such return and payment at other times or from time to time, and according to specified methods, under such circumstances as are determined by the division to be appropriate and reasonable in order to insure performance of the

C. 54:8A-49.  
Quarterly return by employer; forms furnished; payment.

requirements of this section and of the regulations adopted to implement them.

C. 54:8A-50.  
Amounts  
deducted  
held as a  
special  
fund;  
liability.

50. All amounts actually deducted and withheld as required by this act shall be held as a special fund in trust for payment to the division. Every person required to deduct and withhold any tax under this act is hereby made liable for such tax as though jointly and severally liable with the taxpayer in all respects including the assessment and collection of interest and penalties.

C. 54:8A-51.  
Bars taxpayers  
right of  
action.

51. No person whose wages, salaries or commissions are made subject to deduction and withholding shall have any right of action against the person required to withhold the same with respect to any moneys so deducted and withheld and actually paid over to or for the use of the division for the purpose of complying with this act.

C. 54:8A-52.  
Credit on a  
reciprocal  
basis for  
payment of  
taxes imposed  
by other  
States.

52. If it shall appear to the satisfaction of the division, based upon an opinion of the Attorney General of this State, that any person whose wages, salaries or commissions are subject to deduction and withholding are liable for tax upon the same income and net capital gains under the law of the State of which he is a resident, under circumstances such as will entitle him to a reciprocity credit under this act sufficient to offset all taxes imposed hereunder, and that such State makes payment to the division of amounts deducted and withheld on account of earnings and gains derived by residents of this State from sources within such State and subject to tax under this act, the division may, by regulation, relieve residents of such State from being required to make any return under this act, and, upon the filing of such proofs as the regulations may require, relieve the employer of such taxpayers from the requirement to deduct and withhold any amount otherwise required by this act, for such period as the conditions herein stated continue to be satisfied; but the division may, notwithstanding the existence of such conditions, continue to require the making of such returns and the deduction and withholding of such amounts when-



ever it determines such action is appropriate or reasonably required to insure compliance with this act or whenever an appropriate official of such other State certifies that such State desires that such deduction and withholding be continued.

53. For failure to comply with any applicable provision of this act, there shall be assessed a penalty in an amount estimated to equal the cost incurred by the State in securing compliance therewith. The division may adopt regulations reflecting the average cost of securing compliance in the case of various categories of violations, according to its best estimate, and the amounts so estimated shall be prima facie the amount of the penalty. The penalty provided herein shall be in addition to any other penalty provided by law.

C. 54:8A-53.  
Penalty upon  
failure to  
comply  
with act.

54. The taxes imposed by this act shall be governed in all respects by the provisions of the State tax uniform procedure law (subtitle 9 of Title 54 of the Revised Statutes) except only to the extent that a specific provision of this act may be in conflict therewith.

C. 54:8A-54.  
Controlling  
statute;  
exception.

55. (a) The Division of Taxation in the Department of the Treasury shall administer the provisions of this act, adopt regulations necessary or desirable to effectuate its purposes or to make explicit the treatment of various items, authorize appropriate systems of accounting and computation, provide for the allocation of income, itemized deductions, gains and losses in cases where the source or connection thereof may be partly within and partly without the source State of the taxpayer, and prepare instructions for the guidance and information of taxpayers. Wherever possible, consistent with reasonable application of the provisions of this act, the division shall so prepare its regulations, forms, instructions and other acts to reduce the burden of making computations and returns under this act differently from similar computations and returns required of the same taxpayer with respect to the same income and gain to some other jurisdiction. The division shall also

C. 54:8A-55.  
Administra-  
tion of act.

make procedural regulations for its review and correction of returns of taxpayers, the making of refunds or additional assessments of tax on such review or correction, and the assessment of the tax where no return is filed, as well as the method and time of giving due notice thereof and providing suitable methods for appropriate protest or hearing.

In addition to objects mentioned elsewhere in this act, such regulations may describe the treatment to be accorded to items of exchange of property and the recognition or non-recognition thereof, the deferment of gains from the sale of a personal residence, war losses, employee stock options, inclusions, exclusions and exemptions from gross income, pensions, common trust funds, and may provide for the determination and assessment of interest or penalties, extensions of time for performing any act or making any payment, suspension of penalty or interest or both for limited periods, waiver or reduction of additional taxes, gathering of information and filing of reports for information, and all other matters reasonably required for the fair, impartial and practical administration of this act.

(b) Except as otherwise provided, the amount of tax due on any return shall be determined by the division within  $3\frac{1}{2}$  years after the return was made. When the return omits an amount greater than 25% of the gross income or capital gain reported, and which should have been included, such determination shall be made within  $6\frac{1}{2}$  years after the return was made. When no return is made, or when a return is made willfully false or fraudulent with intent to evade the tax, or if taxpayer fails to report a change or correction made by another taxing jurisdiction or fails to file an amended return when required to by this act, the amount of the tax may be determined at any time. Where, for 1 taxable year, a deduction disallowed appears to have been allowable in some other taxable year not more than 5 years prior thereto, the return for

such earlier year may be revised and the tax for said year resettled, and if the same shall result in a lower tax for said earlier year, the overpayment may be allowed as a credit against, but not in excess of, any assessment resulting from the disallowance for the later year.

56. Where the amount of any tax under this act, or the obligation of any taxpayer, may be in dispute, the division may enter into an agreement to settle, adjust or compromise the same, provided that the terms of such agreement shall be first approved by the Attorney General, who shall find that the outcome of the dispute is uncertain and that the best interests of the State will be best served by said agreement.

C. 54:8A-56.  
Compromise  
and adjust-  
ment of  
tax in  
dispute.

57. This act shall take effect immediately, but the tax imposed hereby, and the obligation to pay the same as well as the obligation to deduct and withhold shall be suspended and inoperative in the event that any of the moneys in the Transportation Fund shall be applied to a purpose or purposes other than one set forth in this act, from the date when such application is made until the amounts to be refunded to taxpayers as a result thereof have been allowed and paid; and the tax hereby imposed shall cease to be imposed, assessed and collected after the assessment thereof for any taxable year ending December 31, 1970, and for any part of a taxable year beginning during the year 1970 and ending December 31, 1970.

C. 54:8A-57.  
Act  
operative.

Approved May 29, 1961.

## CHAPTER 33

AN ACT requiring the registration of crew leaders of day-haul farm or food processing laborers, and providing penalties for its violation and supplementing Title 34 of the Revised Statutes.

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

C. 34:8A-1.  
Terms  
defined.

1. As used in this act:

(a) "Crew leader" means any person who, for a fee, recruits, supplies or hires farm or food processing laborers, on a day-haul basis but shall not include any owner or lessee of a farm or food processing plant who recruits or hires laborers for work on his farm or in his plant, or any employment agency licensed in New Jersey.

(b) "Day-haul basis" means on a daily basis without provision for living quarters.

(c) "Fee" means any money or other valuable consideration, paid or promised to be paid either on a percentage or flat rate basis.

(d) "Commissioner" means the Commissioner of the Department of Labor and Industry or his authorized representative.

C. 34:8A-2.  
Certificate  
required;  
expiration;  
renewal;  
nontransfer-  
able.

2. No person shall act as a crew leader until he has applied for and received a crew leader certificate of registration from the Department of Labor and Industry. The application and certificate forms shall be prescribed by the commissioner.

A certificate of registration shall expire at midnight on December 31 of the year for which it is granted, unless sooner revoked or suspended by the commissioner. A certificate of registration may be renewed each year upon the filing of an application for renewal on a form prescribed by the commissioner. The certificate of registration, once issued, shall not be transferable, shall be kept by the registrant in his immediate personal posses-

sion and shall be displayed by the registrant upon request of the commissioner.

3. The commissioner shall establish by rules and regulation requirements that must be met by an applicant for a crew leader certificate of registration, which requirements shall include that the applicant be of good character and have a reasonable knowledge of labor laws applicable to crew leaders and day-haul farms and food processing laborers. The commissioner shall refuse to issue a certificate of registration to any applicant who does not meet such requirements.

C. 34:8A-3.  
Rules and  
regulations  
establishing  
requirements.

4. The commissioner may refuse to renew and may revoke or suspend any certificate of registration after a hearing upon reasonable notice if the applicant:

C. 34:8A-4.  
Grounds for  
refusal to  
renew or  
revoke  
certificate.

(a) misrepresents to any day-haul laborer facts relating to working conditions and hours or to the wages to be paid;

(b) charges day-haul laborers unreasonable or excessive prices for transportation to and from the place of work or for food and drink;

(c) misrepresents any material fact on the application for a crew leader certificate of registration;

(d) violates any State or Federal labor or criminal law; or

(e) acts contrary to the meaning and purpose of this act or the rules and regulations promulgated hereunder.

5. This act shall be enforced by the Department of Labor and Industry through the Bureau of Migrant Labor. The commissioner shall have authority to promulgate all rules and regulations which, in his discretion, are necessary to carry out the provision of this act.

C. 34:8A-5.  
Enforcement.

6. Any person who violates or whose authorized representative violates any of the provisions of this act or of the rules and regulations promulgated hereunder shall be a disorderly person and, upon conviction, for each violation, shall be punishable by a fine of not less than \$25.00 and

C. 34:8A-6.  
Penalty.

not more than \$200.00, or imprisonment for not more than 15 days, or both.

7. This act shall take effect immediately.

Approved May 31, 1961.

## CHAPTER 34

A SUPPLEMENT to "An act to provide for and regulate the granting of sick leave to certain persons in the public schools of this State, and supplementing Title 18 of the Revised Statutes, and to repeal 'An act to provide for and regulate the granting of sick leave to certain teachers, principals, assistant superintendents and superintendents in the public schools of this State, and supplementing chapter 13 of Title 18 of the Revised Statutes,' approved May 6, 1942 (P. L. 1942, c. 142), as the title of said act was amended by chapter 237 of the laws of 1952," approved July 22, 1954 (P. L. 1954, c. 188).

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

C. 18:13-23.18.  
Credited  
with unused  
sick leave.

1. Whenever a board of education employs any person who has an unused accumulation of sick leave days from another school district in the same county of New Jersey, the employing board may grant, not later than the end of the first year of employment, part or full credit therefor. The amount of any such credit shall be fixed by resolution of the board uniformly applicable to all employees and subject to the provisions of this act.

C. 18:13-23.19.  
Certificate  
issued  
showing  
unused  
sick leave.

2. Upon termination of employment of any employee from any school district, the board shall issue, at the request of the employee, a certificate stating such employee's unused accumulation of

sick leave days as of the date of such termination. Such certificate shall be filed with the new employer within 1 year of the date of such new employment.

3. The accumulation of sick leave days from another district, when granted in accordance with this act, shall be credited upon receipt of the certificate of the prior employer. The days of sick leave so credited may be used immediately or if not so used shall be accumulative for additional leave thereafter as may be needed. The number of such days when granted shall be irrevocable by the board of education of the school district.

C. 18:13-23.20.  
Accumulation  
of sick leave  
credited;  
use; accu-  
mulation;  
leave  
irrevocable.

4. This act shall take effect immediately.

Approved May 31, 1961.

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## CHAPTER 35

AN ACT supplementing the "Teachers' Pension and Annuity Fund-Social Security Integration Act," approved June 1, 1955 (P. L. 1955, c. 37).

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

1. A person who has been a member of the Public Employees' Retirement System and who has taken or shall take office, position or employment in any position covered by the Teachers' Pension and Annuity Fund and is a member of said fund shall be entitled, upon application, to prior service credit for the length of his membership in such system in the Teachers' Pension and Annuity Fund or who shall become a member of the Public Employees' Retirement System, and who has taken or shall take office, position or employment in any position covered by the Teachers' Pension and Annuity Fund, shall be entitled upon

C. 18:13-112.95  
Prior service  
credits given  
in TPAF  
for member-  
ship in PERS;  
rules and  
regulations.

application therefor, to membership in the fund, upon transferring his interests from the Public Employees' Retirement System or the State Employees' Retirement System to the fund. If he has withdrawn his interests from the Public Employees' Retirement System or the State Employees' Retirement System, he shall be entitled to membership in the fund upon paying into the latter fund such sum as shall be required by the trustees therefor for that purpose. For the purpose of carrying out the provisions of this section, the board of trustees may make all necessary rules and regulations.

2. This act shall take effect immediately.

Approved May 31, 1961.

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## CHAPTER 36

AN ACT to confirm certain appointments heretofore made in municipal police and fire departments.

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

Validates  
appointments.

1. All appointments to municipal police and fire departments in any municipality in this State are hereby confirmed and made valid and legal and effectual, notwithstanding irregularities in the procedure prescribed for appointment or failure to execute the oath of office as prescribed in R. S. 40:46-19, provided that the persons so appointed comply with the qualifications and requirements necessary to be eligible for such appointment.

2. That this act shall take effect immediately.

Approved May 31, 1961.



## CHAPTER 37

AN ACT relating to the taxation of motor fuels, and amending section 54:39-27 of the Revised Statutes.

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

1. Section 54:39-27 of the Revised Statutes is amended to read as follows:

Section amended.

54:39-27. Every distributor shall, on or before the next to the last business day of each month, render a report to the commissioner, on forms prescribed, prepared and furnished by the commissioner, stating the number of gallons of fuel sold or used in this State by him during the preceding calendar month. A tax of \$0.06 per gallon on each gallon so reported shall be paid by each distributor, such payment to accompany the filing of the report. Such report shall contain such further information as the commissioner may require. Under such regulations as the commissioner may prescribe, sales of fuel may be made by 1 licensed distributor to another licensed distributor free of such tax. If any distributor shall fail, neglect or refuse to file the report within the time prescribed by this section, the commissioner shall note such failure, neglect or refusal upon his records, and shall estimate the sales, distribution and use of said distributor, assessing the tax thereon, adding to said tax a penalty of 20% thereof for failure, neglect or refusal to report, and such estimate shall be prima facie evidence of the true amount of tax due to the commissioner from such distributor; provided, that if a good and sufficient cause or reason is shown for such delinquency, the commissioner may remit or waive the payment of the whole or any part of the penalty. Reports required by this section, exclusive of schedules,

Monthly report of fuel sold or used; tax levied; penalty.

itemized statements and other supporting evidence annexed thereto, shall at all reasonable times be open to the public, anything contained in section 54:50-8 to the contrary notwithstanding.

2. This act shall take effect immediately.

Approved June 1, 1961.

## CHAPTER 38

AN ACT making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1962, and regulating the disbursement thereof.

### ANTICIPATED RESOURCES FOR THE FISCAL YEAR 1961-62

#### *Major Taxes and Fee Revenues*

Transfer inheritance taxes .....	\$21,000,000 00
Main stem and franchise-excise taxes .....	2,700,000 00
Miscellaneous corporation taxes, domestic and foreign .....	60,400,000 00
Domestic life insurance corporation taxes .....	600,000 00
Foreign insurance corporation taxes .....	17,000,000 00
Beverage taxes .....	24,000,000 00
Taxes on cigarettes .....	61,000,000 00
Revenue from pari-mutuel racing..	25,200,000 00
Tax on motor fuels .....	123,000,000 00
Motor vehicle fees, fines, et cetera..	77,500,000 00
Motor vehicle fees—(Administering Security-Responsibility Law) ...	727,020 00
Commuters Benefits Tax .....	12,000,000 00

*Other Taxes, Licenses, Fees and Departmental  
Revenue*

Department of Law and Public

Safety:

Special investigation refunds . . .	25,000 00
Beverage licenses . . . . .	890,000 00
Amusement Games Control Fees	60,000 00
Professional Examining Boards Fees . . . . .	527,374 00
Beauty Culture Control Licenses	202,000 00
 Tenement House Supervision . . .	50,000 00
Hotel Fire Safety Inspection Fees	30,000 00
Division of Weights and Measures	42,000 00
Bus Excise taxes . . . . .	125,000 00

Department of the Treasury:

Investment earnings . . . . .	1,200,000 00
Interest on deposits . . . . .	200,000 00
Escheats . . . . .	310,000 00
Outdoor advertising permits . . .	135,000 00
Dividends . . . . .	18,870 00
Division of Local Government . .	125,000 00
Public Utility Tax (Administra- tion) . . . . .	40,460 00
State cafeterias receipts . . . . .	140,620 00
Receipts for pension and Social Security Administration . . . . .	375,000 00
Pension contributions from spe- cial funds . . . . .	975,000 00
Social Security contributions from special funds . . . . .	325,000 00
Federal Aid: Unemployment Benefits Section — Treasury Department . . . . .	66,708 00

Department of State:

General revenue, fees . . . . .	860,000 00
Commissions . . . . .	88,000 00
Athletic commissioner . . . . .	46,000 00

Department of Banking and Insurance:	
Examining and other fees .....	2,275,000 00
Real Estate Commission .....	530,000 00
Department of Agriculture:	
General fees .....	80,000 00
Milk control licenses and fees ...	220,000 00
Department of Defense:	
Armory rentals .....	90,000 00
Federal Aid .....	180,000 00
Department of Public Utilities:	
Fees .....	395,000 00
Department of Health:	
General fees .....	100,000 00
Rabies control licenses .....	94,657 00
Board of Barber Examiners, licenses and fees .....	95,000 00
Department of Labor and Industry:	
Permits, fees and other revenue ..	260,000 00
1% workmen's compensation insurance tax .....	444,091 00
1% workmen's compensation administration fund .....	50,000 00
Federal Aid, Vocational Rehabilitation .....	1,064,071 00
Department of Conservation and Economic Development:	
Hunters' and anglers' licenses ..	1,411,629 00
Federal Aid, Public Hunting and Fishing Grounds .....	132,000 00
Division of Planning and Development, general revenue, licenses, fees, et cetera .....	525,000 00
Federal Aid, Forest Nursery and Farm Forestry .....	25,800 00

Receipts, Commissioners of Pilot-	
age .....	20,360 00
Excess water diversion fees .....	200,000 00
Well drillers' licenses and per-	
mits .....	15,000 00
Delaware and Raritan canal	
rentals and sales .....	245,000 00
Division of Shell Fisheries, li-	
censes and fees .....	80,000 00
Receipts, Morris canal fund .....	51,421 00
Emergency housing rentals .....	20,000 00
Sales—Emergency housing units	2,000,000 00
Department of Education:	
Academic certificate fees .....	36,000 00
State Board of Examiners, fees..	57,000 00
State Museum, service charges ..	10,000 00
Federal Aid, Smith - Hughes,	
George-Barden Funds .....	137,880 00
State Colleges—	
Glassboro:	
Tuition—Regular .....	197,000 00
Demonstration school .....	75,000 00
Miscellaneous .....	8,000 00
Cafeteria and boarding halls	
fees .....	340,000 00
Summer, extension, field,	
graduate fees .....	193,000 00
Jersey City:	
Tuition—Regular .....	190,000 00
Miscellaneous .....	4,000 00
Cafeteria and boarding halls	
fees .....	44,000 00
Summer, extension, field,	
graduate fees .....	100,460 00
Newark:	
Tuition—Regular .....	175,000 00
Miscellaneous .....	7,500 00

Cafeteria and boarding halls fees .....	48,000 00
Summer, extension, field, graduate fees .....	340,000 00
Paterson:	
Tuition—Regular .....	220,000 00
Miscellaneous .....	5,000 00
Summer, extension, field, graduate fees .....	178,000 00
Montclair:	
Tuition—Regular .....	246,375 00
Miscellaneous .....	8,000 00
Cafeteria and boarding halls fees .....	241,185 00
Summer, extension, field, graduate fees .....	195,500 00
Trenton:	
Tuition—Regular .....	200,000 00
Miscellaneous .....	4,000 00
Cafeteria and boarding halls fees .....	535,000 00
Summer, extension, field, graduate fees .....	246,460 00
School for the Deaf, board and fees .....	14,600 00
School of Conservation, tuition and fees .....	118,895 00
Agricultural Experiment Station, fees .....	80,000 00
Fertilizer inspection fees, Agri- cultural Experiment Station ..	125,000 00
State Highway Department:	
Miscellaneous receipts .....	100,000 00
Department of Institutions and Agencies:	
Board of patients and other in- come .....	20,000,000 00

Adoption law fees .....	70,000 00
Federal aid, soldiers' homes ....	158,705 00
Federal aid, administration of bureau of assistance and cen- tral office .....	175,000 00
Federal aid, administration of blind .....	260,000 00
Delaware River Joint Toll Bridge Commission:	
Pennsylvania share .....	142,104 00
Rentals and miscellaneous income	1,351 00
Judiciary:	
Court fees .....	1,600,000 00
Unclassified:	
Miscellaneous revenues .....	200,000 00
Total Revenues .....	<u>\$469,676,096 00</u>

*Interfund Transfers*

School Fund Income .....	\$640,000 00
Veterans' Guaranteed Loan Fund ..	750,000 00
1837 Surplus Revenue Fund Income	21,000 00
State Higher Education Fund ....	1,875,000 00
Unsatisfied Claim and Judgment Fund .....	137,262 00
State Water Development Fund ...	325,000 00
State Disability Benefits Fund ....	1,523,275 00
Total Interfund Transfers ..	<u>\$5,271,537 00</u>
Total Resources Available for Appropriations .....	<u><u>\$474,947,633 00</u></u>

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

1. The appropriations herein made or so much thereof as may be necessary are hereby appropriated for the respective public officers and for the several purposes herein specified for the fiscal year ending on June 30, 1962. The appropriations herein made shall be available for expenditure during said fiscal year and for a period of 2 months thereafter to pay obligations incurred during said fiscal year. At the expiration of said 2 months' period all unexpended balances except those specifically held by contracts on file with the Director, Division of Budget and Accounting shall lapse into the State treasury or, in cases of appropriations from special funds, shall lapse to the credit of such special funds. Nothing in this section or in this act contained shall be construed to prohibit the payment due upon any contract made under any appropriation contained in any appropriation bill of the previous year or years.

#### GENERAL STATE PURPOSES

#### 001-100 and 002-100. LEGISLATURE

#### 001-100. *Senate*

##### Salaries:

Senators (21) . . . . .	\$106,667 00	
Members' Secretaries . . . . .	10,500 00	
Other employees . . . . .	78,875 00	
Special services . . . . .	7,070 00	
	<hr/>	\$203,112 00

##### Materials and Supplies:

Office . . . . .	\$12,900 00	
Printing . . . . .	94,000 00	
Office . . . . .	1,620 00	
	<hr/>	108,520 00



## Services Other Than Personal:

Travel .....	\$600 00	
Telephone .....	4,200 00	
Household .....	100 00	
Subscriptions and memberships .....	21,400 00	
Postage .....	3,200 00	
All other .....	7,200 00	
	<hr/>	36,700 00

## Maintenance of Property:

Office equipment .....	175 00
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## Extraordinary:

Inaugural expenses .....	5,000 00
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## Additions and Improvements:

Office equipment .....	500 00
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Sub-total Appropriation .... 

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\$354,007 00

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002-100. *General Assembly*

## Salaries:

Assemblymen (60) ...	\$301,667 00	
Members' Secretaries.	22,600 00	
Other employees .....	48,200 00	
Special services .....	31,400 00	
	<hr/>	\$403,867 00

## Materials and Supplies:

Office .....	\$8,500 00	
Printing .....	125,000 00	
Library .....	5,400 00	
	<hr/>	138,900 00

## Services Other Than Personal:

Travel .....	\$700 00
Telephone .....	10,900 00
Household .....	100 00
Subscriptions and memberships .....	81,700 00

Postage .....	9,200 00	
All other .....	9,000 00	
	<hr/>	111,600 00
Maintenance of Property:		
Office equipment .....		3,000 00
Extraordinary:		
Inaugural expenses .....		5,000 00
Additions and Improvements:		
Office equipment .....		600 00
	<hr/>	
Sub-total Appropriation ....		\$662,967 00
	<hr/>	
Total Appropriation, Legis-		
lature .....		<u>\$1,016,974 00</u>

003-100. LAW REVISION AND LEGISLATIVE SERVICES  
COMMISSION

Salaries:

Executive director and chief counsel .....	\$17,500 00	
Other employees .....	107,398 00	
Special services .....	6,500 00	
	<hr/>	\$131,398 00

Materials and Supplies:

Office .....	\$2,400 00	
Printing .....	325 00	
Education and reha- bilitation .....	1,200 00	
	<hr/>	3,925 00

Services Other Than Personal:

Travel .....	\$5,800 00
Telephone .....	2,000 00
Household .....	75 00
Postage .....	350 00

Rent: Office equipment		
(All other) .....	1,320 00	
All other .....	200 00	
	<hr/>	9,745 00
Maintenance of Property:		
Office equipment .....	\$200 00	
Office equipment—Special .....	200 00	
	<hr/>	400 00
Additions and Improvements:		
Office equipment .....	500 00	
	<hr/>	\$145,968 00
	<hr/>	

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

#### 004-100. LEGISLATIVE BUDGET AND FINANCE DIRECTOR

##### Salaries:

    Other employees ..... \$61,197 00

##### Materials and Supplies:

Vehicular .....	\$700 00	
Office .....	500 00	
	<hr/>	1,200 00

##### Services Other Than Personal:

Travel .....	\$800 00	
Telephone .....	1,075 00	
Insurance: Other than fire .....	37 00	
Household .....	25 00	
Postage .....	125 00	
Rent: Office equipment		
(All other) .....	25 00	
All other .....	600 00	
	<hr/>	2,687 00

## Maintenance of Property:

Office equipment . . . . .	\$50 00	
Vehicular equipment . . . . .	200 00	
	<hr/>	250 00

## Additions and Improvements:

Office equipment . . . . .	250 00	
	<hr/>	\$65,584 00
	<hr/>	

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

## 005-100. STATE AUDITOR'S DEPARTMENT

## Salaries:

State Auditor . . . . .	\$12,000 00	
Other employees . . . . .	356,760 00	
	<hr/>	\$368,760 00

## Materials and Supplies:

Vehicular . . . . .	\$300 00	
Office . . . . .	1,500 00	
Printing . . . . .	50 00	
	<hr/>	1,850 00

## Services Other Than Personal:

Travel . . . . .	\$21,000 00	
Telephone . . . . .	750 00	
Insurance: Other than fire . . . . .	29 00	
Household . . . . .	25 00	
Subscriptions and memberships . . . . .	90 00	
Postage . . . . .	375 00	
	<hr/>	22,269 00

## Maintenance of Property:

Office equipment .....	800 00
	<hr/>
	\$393,679 00
	<hr/> <hr/>

## 010-100. COMMISSION ON INTERSTATE CO-OPERATION

## Salaries:

Special services .....	\$600 00
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## Materials and Supplies:

Office .....	\$40 00	
Printing .....	200 00	
	<hr/>	240 00

## Services Other Than Personal:

Travel .....	\$3,900 00	
Telephone .....	50 00	
Postage .....	50 00	
All other .....	150 00	
	<hr/>	4,150 00

## Extraordinary:

## Commitments to Interstate Agencies:

## Interstate Commission on Delaware

River Basin ..... \$14,400 00

The Council of State Governments .... 19,250 00

Atlantic States Marine Fisheries Commission ..... 2,500 00

National Conference of Commissioners on Uniform State Laws ..... 1,000 00

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37,150 00

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\$42,140 00

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## 011-100. COMMISSION ON STATE TAX POLICY

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

013-100. LEGISLATIVE COMMISSION ON STATUTE  
REVISION

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

014-100. COUNTY AND MUNICIPAL LAW REVISION  
COMMISSION

## Extraordinary:

Expenses of the Commission . . . . .	\$40,000 00
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The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

## 019-100. COMMISSION ON NARCOTIC CONTROL

## Salaries:

Special services . . . . .	\$2,300 00
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## Services Other Than Personal:

All other . . . . .	1,200 00
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	\$3,500 00
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020-100. UNIFORM COMMERCIAL CODE STUDY  
COMMISSION

## Extraordinary:

Expenses of the Commission ..... \$10,000 00

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

## 023-100. CORPORATION LAW REVISION COMMISSION

## Extraordinary:

Expenses of the Commission ..... \$5,000 00

## 024-100. INSURANCE LAW REVISION COMMISSION

## Extraordinary:

Expenses of the Commission ..... \$25,000 00

## 080-100. CHIEF EXECUTIVE'S OFFICE

## Salaries:

Governor .....	\$32,279 00	
Secretary to the Governor .....	15,000 00	
Other employees .....	110,773 00	
	<hr/>	\$158,052 00

## Materials and Supplies:

Vehicular .....	\$3,500 00	
Office .....	3,500 00	
Printing .....	1,500 00	
	<hr/>	8,500 00

## Services Other Than Personal:

Travel .....	\$1,000 00	
Telephone .....	12,500 00	
Subscriptions and memberships .....	1,200 00	
Postage .....	2,400 00	
All other .....	500 00	
	<hr/>	17,600 00

## Maintenance of Property:

Office equipment .....	\$750 00	
Office equipment—Spe- cial .....	500 00	
	<hr/>	1,250 00

## Extraordinary:

For expenditure by the Governor of funds not otherwise appropriated, including entertainment on behalf of the State, incidental expenses, operation of an official residence, and expenses of commissioners appointed by the Governor under statute .....	20,000 00	
	<hr/>	\$205,402 00
	<hr/>	

The unexpended balance in this account as of June 30, 1961 is hereby appropriated for additional operating expenses including the expenses of the incoming Governor, the inauguration expenses of the incoming Governor and the cost of painting the portrait of the outgoing Governor.



## DEPARTMENT OF LAW AND PUBLIC SAFETY

100-100. *Office of the Attorney General*

## Salaries:

Attorney General . . . .	\$22,000 00	
Other employees . . . .	67,819 00	
	<hr/>	\$89,819 00

## Materials and Supplies:

Vehicular . . . . .	\$250 00	
Office . . . . .	750 00	
Printing . . . . .	150 00	
	<hr/>	1,150 00

## Services Other Than Personal:

Travel . . . . .	\$700 00	
Telephone . . . . .	3,300 00	
Insurance: Other than fire . . . . .	64 00	
Subscriptions and memberships . . . . .	200 00	
Postage . . . . .	300 00	
All other . . . . .	50 00	
	<hr/>	4,614 00

## Maintenance of Property:

Office equipment . . . .	\$125 00	
Vehicular equipment .	150 00	
	<hr/>	275 00
		<hr/>
		\$95,858 00
		<hr/>

There are hereby appropriated out of the Veterans' Guaranteed Loan Fund such sums as may be necessary to pay for the administration thereof.

110-100. *Division of Law*

## Salaries:

Other employees .....	\$659,165 00	
New positions .....	50,042 00	
Position transferred from another divi- sion .....	6,678 00	
Special services .....	6,000 00	
	<hr/>	\$721,885 00

## Materials and Supplies:

Vehicular .....	\$4,200 00	
Office .....	5,000 00	
Printing .....	11,000 00	
Library .....	3,000 00	
	<hr/>	23,200 00

## Services Other Than Personal:

Travel .....	\$13,500 00	
Telephone .....	11,000 00	
Insurance: Other than fire .....	535 00	
Household .....	225 00	
Advertising .....	200 00	
Subscriptions and memberships .....	1,800 00	
Legal and investiga- tive .....	1,800 00	
Postage .....	3,700 00	
All other .....	250 00	
	<hr/>	33,010 00

## Maintenance of Property:

Office equipment .....	\$700 00	
Vehicular equipment..	800 00	
Office equipment—Spe- cial .....	810 00	
	<hr/>	2,310 00

## Additions and Improvements:

Office equipment .....	598 00
	<hr/>
	\$781,003 00
	<hr/>

Expenditures for the cost of securing evidence of violations under Title 19 and assisting in the prosecution of such violations shall be paid from the appropriation hereinabove set forth, provided that such expenditures shall be subject to the approval of the Governor.

The balance as at June 30, 1961, in the revolving fund established to provide for expenses in operating chapter 357, P. L. 1951, together with all receipts, is hereby appropriated for use during 1961-62; provided, however, that any sums in excess of \$50,000.00 as at the close of the fiscal year shall lapse into the general treasury.

120-100. *Division of State Police (General)*

## Salaries:

Colonel and superintendent .....	\$16,000 00
Deputy superintendent .....	12,839 00
Executive officer .....	12,345 00
Other employees .....	4,875,000 00
New positions .....	98,011 00
Positions transferred from another division .....	32,832 00
Cash in lieu of maintenance .....	853,120 00
Special services .....	33,000 00
	<hr/>
	\$5,933,147 00

## Materials and Supplies:

Food .....	\$12,500 00	
Clothing .....	92,000 00	
Fuel and utilities ....	65,000 00	
Household .....	33,000 00	
Medical .....	8,500 00	
Vehicular .....	220,000 00	
Office .....	35,000 00	
Printing .....	7,000 00	
Education and reha- bilitation .....	1,200 00	
Scientific .....	10,000 00	
All other .....	5,500 00	
		<hr/>
		489,700 00

## Services Other Than Personal:

Travel .....	\$6,000 00	
Insurance: Fire .....	4,653 00	
Insurance: Other than fire .....	15,327 00	
Household .....	2,500 00	
Subscriptions and memberships .....	1,000 00	
Legal and investiga- tive .....	15,000 00	
Postage .....	7,800 00	
Rent: Office equip- ment (data proc- essing) .....	12,060 00	
Rent: Communica- tions system .....	278,500 00	
Staff training .....	3,000 00	
All other .....	2,200 00	
		<hr/>
		348,040 00

## Maintenance of Property:

Buildings and grounds	\$27,500 00
Office equipment .....	2,000 00
Vehicular equipment .	74,000 00
Household equipment	1,000 00

Education and rehabilitation equipment	250 00	
All other equipment ..	3,250 00	
Buildings and grounds		
—Special .....	4,500 00	
Office equipment—Special .....	9,000 00	
Vehicular equipment—Special .....	270,000 00	
Household and security equipment—Special .....	6,000 00	
All other equipment—Special .....	2,500 00	
	<hr/>	400,000 00
Extraordinary:		
Compensation awards .....		9,900 00
Additions and Improvements:		
Office equipment .....	\$13,000 00	
Vehicular equipment .	20,000 00	
Household equipment	4,500 00	
Scientific equipment..	10,000 00	
Education and rehabilitation equipment	700 00	
	<hr/>	48,200 00
Sub-total Appropriation ....		<hr/> \$7,228,987 00

In addition to the amounts hereinabove specifically appropriated to the Division of State Police, there are appropriated such sums as may be received from the New Jersey Highway Authority and the New Jersey Turnpike Authority for the cost of training State Policemen and for the cost of State Police services furnished to such authorities; provided, however, that sums received from the aforementioned authorities covering the cost of pensions to

be paid State Policemen shall be paid into the State Police Retirement and Benevolent Fund.

There are hereby appropriated from the State Police Retirement and Benevolent Fund, such sums as may be necessary to administer the fund pursuant to the provisions of R. S. 53:5.

121-100. *Bureau of Tenement House Supervision*

Salaries:

Other employees ..... \$157,336 00

Materials and Supplies:

Clothing .....	\$1,000 00	
Vehicular .....	1,275 00	
Office .....	750 00	
Printing .....	600 00	
	<hr/>	3,625 00

Services Other Than Personal:

Travel .....	\$8,400 00	
Telephone .....	1,400 00	
Insurance: Other than		
fire .....	92 00	
Household .....	172 00	
Subscriptions and		
memberships .....	150 00	
Postage .....	1,000 00	
Rent: Garage .....	576 00	
	<hr/>	11,790 00

Maintenance of Property:

Office equipment .....	\$150 00
Vehicular equipment .	250 00
Office equipment—Spe-	
cial .....	388 00

Vehicular equipment		
—Special .....	1,400 00	
	<hr/>	2,188 00
Additions and Improvements:		
Office equipment .....	281 00	
	<hr/>	
Sub-total Appropriation ....	\$175,220 00	
	<hr/>	
Total Appropriation, Division of State Police .....	\$7,404,207 00	
	<hr/>	

130-100. *Division of Alcoholic Beverage Control*

## Salaries:

Director .....	\$18,000 00	
Other employees .....	842,425 00	
Court reporting services .....	4,000 00	
	<hr/>	\$864,425 00

## Materials and Supplies:

Food .....	\$675 00	
Fuel and utilities ....	100 00	
Household .....	425 00	
Medical .....	400 00	
Vehicular .....	400 00	
Office .....	6,000 00	
Printing .....	8,000 00	
Microfilming .....	400 00	
All other .....	400 00	
	<hr/>	16,800 00

## Services Other Than Personal:

Travel .....	\$73,000 00
Telephone .....	6,700 00
Insurance: Fire .....	222 00
Insurance: Other than fire .....	910 00
Advertising .....	1,500 00

Subscriptions and memberships .....	2,800 00	
Legal and investigative .....	1,000 00	
Postage .....	7,800 00	
Rent: Office equipment (All other) .....	170 00	
All other .....	2,500 00	
		96,602 00
Maintenance of Property:		
Office equipment .....	\$3,000 00	
Vehicular equipment .	200 00	
Office equipment—Special .....	6,192 00	
All other equipment—Special .....	532 00	
		9,924 00
Extraordinary:		
Compensation awards .....	1,176 00	
Sub-total Appropriation ....		\$988,927 00

131-100. *Office of Amusement Games Control  
Commissioner*

Salaries:		
Other employees .....	\$15,200 00	
Court reporting services .....	200 00	
		\$15,400 00
Materials and Supplies:		
Office .....	\$400 00	
Printing .....	500 00	
All other .....	50 00	
		950 00
Services Other Than Personal:		
Travel .....	\$3,000 00	
Legal and investigative .....	50 00	
Postage .....	500 00	
		3,550 00



## Maintenance of Property:

Office equipment .....	100 00
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Sub-total Appropriation ....	<u>\$20,000 00</u>
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Total Appropriation, Division of Alcoholic Beverage Control .....	<u>\$1,008,927 00</u>
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140-100. *Division of Motor Vehicles*

## Salaries:

Director .....	\$16,000 00
Deputy Director .....	14,000 00
Other employees .....	6,547,260 00
New positions .....	139,216 00
	<u>\$6,716,476 00</u>

## Materials and Supplies:

Clothing .....	\$60,450 00
Fuel and utilities .....	64,800 00
Household .....	9,000 00
Vehicular .....	54,775 00
Office .....	130,000 00
Printing .....	177,000 00
License plates .....	180,000 00
	<u>676,025 00</u>

## Services Other Than Personal:

Travel .....	\$9,500 00
Telephone .....	68,000 00
Insurance: Fire .....	6,681 00
Insurance: Other than fire .....	9,915 00
Household .....	2,400 00
Subscriptions and memberships .....	3,000 00
Legal and investigative .....	1,000 00
Postage .....	420,000 00

Rent: Garage .....	3,500 00	
Rent: Office equip- ment (data proc- essing) .....	175,426 00	
Rent: Communica- tions system .....	11,637 00	
Rent: All other .....	52,500 00	
Education and reha- bilitation .....	40,000 00	
Staff training .....	1,000 00	
All other .....	14,000 00	
	<hr/>	818,559 00
Maintenance of Property:		
Buildings and grounds	\$31,000 00	
Office equipment .....	15,000 00	
Vehicular equipment..	22,950 00	
Scientific equipment ..	11,000 00	
Office equipment—Spe- cial .....	12,131 00	
Vehicular equipment— Special .....	75,600 00	
Scientific equipment— Special .....	25,000 00	
	<hr/>	192,681 00
Extraordinary:		
Compensation awards .....	1,300 00	
Additions and Improvements:		
Buildings and grounds	\$8,800 00	
Office equipment .....	16,109 00	
	<hr/>	24,909 00
		<hr/>
		\$8,429,950 00
		<hr/>

So much as may be necessary of the revenues derived from fees charged by the Division of Motor Vehicles for furnishing driver record abstracts under the Safe Driver Insurance Plan filed with the Commissioner of Banking and Insurance

under the provisions of P. L. 1944, c. 27, Sec. 14, together with the unexpended balance of such revenues as of June 30, 1961, are hereby appropriated, subject to allotment by the Director of the Division of Budget and Accounting and approval by the Legislative Budget and Finance Director.

In addition to the amounts hereinabove specifically set forth, there are appropriated such sums as may be necessary to defray the cost of registering motor vehicles and licensing drivers pursuant to the provisions of R. S. 39:3-3 and 39:10-25.

141-100. *Security-Responsibility Bureau*

Salaries:

Other employees . . . . .	\$564,270 00	
New positions . . . . .	32,342 00	
	<hr/>	\$596,612 00

Materials and Supplies:

Office . . . . .	\$6,000 00	
Printing . . . . .	18,000 00	
	<hr/>	24,000 00

Services Other Than Personal:

Travel . . . . .	\$150 00	
Telephone . . . . .	6,000 00	
Postage . . . . .	20,000 00	
Rent: Office and building . . . . .	75,865 00	
All other . . . . .	100 00	
	<hr/>	102,115 00

Maintenance of Property:

Office equipment . . . . .	\$1,000 00	
Office equipment—Special . . . . .	4,618 00	
	<hr/>	5,618 00

Additions and Improvements:	
Office equipment .....	675 00
	<hr/>
	\$729,020 00
	<hr/>

142-100. *Unsatisfied Claim and Judgment Fund*  
*Bureau*

(*Payable Out of Unsatisfied Claim and Judgment Fund*)

Salaries:	
Other employees .....	\$112,902 00
Special services .....	1,000 00
	<hr/>
	\$113,902 00

Materials and Supplies:	
Office .....	\$650 00
Printing .....	5,000 00
	<hr/>
	5,650 00

Services Other Than Personal:	
Travel .....	\$650 00
Telephone .....	1,250 00
Postage .....	1,600 00
Rent: Office and building .....	11,910 00
Rent: Office equipment (data processing) .....	720 00
All other .....	1,000 00
	<hr/>
	17,130 00

Maintenance of Property:	
Office equipment .....	200 00

Additions and Improvements:	
Office equipment .....	1,380 00
	<hr/>
	\$138,262 00
	<hr/>

The amounts hereinabove appropriated to the Unsatisfied Claim and Judgment Fund Bureau shall be payable out of the Unsatisfied Claim and Judgment Fund.

Revenues in excess of the appropriations hereinabove specifically set forth are hereby appropriated for the payment of claims; provided, however, that such excess revenues may be allotted for expenditure, subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

150-100. *Division of Weights and Measures*

Salaries:

State superintendent.	\$11,000 00	
Other employees .....	231,102 00	
	<hr/>	\$242,102 00

Materials and Supplies:

Fuel and utilities ....	\$2,600 00	
Household .....	600 00	
Vehicular .....	4,000 00	
Office .....	1,000 00	
Printing .....	2,000 00	
License plates .....	2,700 00	
All other .....	200 00	
	<hr/>	13,100 00

Services Other Than Personal:

Travel .....	\$14,000 00
Telephone .....	3,000 00
Insurance: Fire .....	602 00
Insurance: Other than fire .....	407 00
Subscriptions and memberships .....	200 00

Legal and investiga-		
tive .....	750 00	
Postage .....	1,000 00	
Rent: Garage .....	300 00	
All other .....	250 00	
	<hr/>	20,509 00
Maintenance of Property:		
Buildings and grounds	\$2,500 00	
Office equipment .....	100 00	
Vehicular equipment..	2,500 00	
Scientific equipment..	1,500 00	
Vehicular equipment—		
Special .....	1,500 00	
Scientific equipment—		
Special .....	1,500 00	
	<hr/>	9,600 00
Additions and Improvements:		
Scientific equipment .....	425 00	
	<hr/>	\$285,736 00
		<hr/>

*Division of Professional Boards*160-100. *Administrative Bureau*

Salaries:		
Other employees .....	\$129,600 00	
New positions .....	4,309 00	
	<hr/>	\$133,909 00
Materials and Supplies:		
Vehicular .....	\$3,000 00	
Office .....	300 00	
Printing .....	290 00	
	<hr/>	3,590 00
Services Other Than Personal:		
Travel .....	\$3,000 00	
Telephone .....	1,000 00	

Household .....	50 00	
Legal and investiga-		
tive .....	1,500 00	
Postage .....	250 00	
Rent: Office and build-		
ing .....	781 00	
Rent: All other .....	240 00	
All other .....	50 00	
	<hr/>	6,871 00
Maintenance of Property:		
Office equipment .....	\$250 00	
Vehicular equipment..	1,000 00	
Vehicular equipment—		
Special .....	4,890 00	
	<hr/>	6,140 00
		<hr/>
		\$150,510 00
		<hr/>

161-100. *State Board of Public Accountants*

## Salaries:

Other employees .....	\$11,163 00	
Special services .....	9,000 00	
	<hr/>	\$20,163 00

## Materials and Supplies:

Office .....	\$70 00	
Printing .....	250 00	
	<hr/>	320 00

## Services Other Than Personal:

Telephone .....	\$250 00	
Insurance: Other than		
fire .....	288 00	
Advertising .....	60 00	
Subscriptions and		
memberships .....	600 00	
Postage .....	350 00	
Rent: Office and build-		
ing .....	1,200 00	

Rent: All other .....	1,000 00	
All other .....	400 00	
	<hr/>	4,148 00
Maintenance of Property:		
Office equipment .....		90 00
		<hr/>
		\$24,721 00
		<hr/>

162-100. *State Board of Architects*

Salaries:		
Other employees .....		\$26,586 00
Materials and Supplies:		
Office .....	\$400 00	
Printing .....	1,000 00	
All other .....	1,000 00	
	<hr/>	2,400 00
Services Other Than Personal:		
Travel .....	\$1,500 00	
Telephone .....	600 00	
Insurance: Other than		
fire .....	90 00	
Household .....	100 00	
Advertising .....	50 00	
Subscriptions and		
memberships .....	300 00	
Postage .....	800 00	
Rent: Office and build-		
ing .....	5,446 00	
Education and reha-		
bilitation .....	1,500 00	
All other .....	100 00	
	<hr/>	10,486 00
Maintenance of Property:		
Office equipment .....		150 00
		<hr/>
		\$39,622 00
		<hr/>



163-100. *State Board of Dentistry*

## Salaries:

Other employees .....	\$19,346 00	
Special services .....	50 00	
	<hr/>	\$19,396 00

## Materials and Supplies:

Office .....	\$600 00	
Printing .....	1,000 00	
Education and reha- bilitation .....	50 00	
	<hr/>	1,650 00

## Services Other Than Personal:

Travel .....	\$6,000 00	
Telephone .....	450 00	
Insurance: Other than fire .....	140 00	
Advertising .....	75 00	
Subscriptions and memberships .....	250 00	
Postage .....	750 00	
Rent: Office and build- ing .....	1,989 00	
Education and reha- bilitation .....	2,000 00	
All other .....	100 00	
	<hr/>	11,754 00

## Maintenance of Property:

Office equipment .....	150 00	
	<hr/>	\$32,950 00
		<hr/>

164-100. *State Board of Mortuary Science*

## Salaries:

Other employees .....	\$20,816 00
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Materials and Supplies:		
Office .....	\$225 00	
Printing .....	200 00	
Education and reha- bilitation .....	25 00	
		450 00
Services Other Than Personal:		
Travel .....	\$775 00	
Telephone .....	1,000 00	
Insurance: Other than fire .....	146 00	
Household .....	200 00	
Subscriptions and memberships .....	268 00	
Postage .....	500 00	
Rent: Office and build- ing .....	4,260 00	
Education and reha- bilitation .....	225 00	
		7,374 00
Maintenance of Property:		
Office equipment .....		200 00
		\$28,840 00

165-100. *State Board of Professional Engineers  
and Land Surveyors*

Salaries:		
Other employees .....		\$23,498 00
Materials and Supplies:		
Office .....	\$1,000 00	
Printing .....	4,500 00	
		5,500 00
Services Other Than Personal:		
Travel .....	\$1,200 00	
Telephone .....	750 00	

Insurance: Other than fire .....	50 00	
Household .....	50 00	
Subscriptions and memberships .....	650 00	
Postage .....	1,600 00	
Automation services..	2,000 00	
Rent: Office and build- ing .....	6,395 00	
Education and reha- bilitation .....	7,000 00	
All other .....	400 00	
	<hr/>	20,095 00
Maintenance of Property:		
Office equipment .....		100 00
Additions and Improvements:		
Office equipment .....		200 00
		<hr/>
		\$49,393 00
		<hr/>

166-100. *State Board of Medical Examiners*

Salaries:		
Other employees .....	\$40,032 00	
Special services .....	3,000 00	
	<hr/>	\$43,032 00
Materials and Supplies:		
Office .....	\$1,000 00	
Printing .....	1,200 00	
	<hr/>	2,200 00
Services Other Than Personal:		
Travel .....	\$4,000 00	
Telephone .....	950 00	
Insurance: Other than fire .....	270 00	
Household .....	75 00	
Subscriptions and memberships .....	600 00	

Legal and investiga-		
tive .....	250 00	
Postage .....	3,000 00	
Rent: Office and build-		
ing .....	5,070 00	
Rent: All other .....	500 00	
Education and reha-		
bilitation .....	500 00	
	<hr/>	15,215 00
Maintenance of Property:		
Office equipment .....		100 00
Additions and Improvements:		
Office equipment .....		425 00
		<hr/>
		\$60,972 00
		<hr/>

167-100. *State Board of Nursing*

Salaries:		
Other employees .....		\$80,136 00
Materials and Supplies:		
Household .....	\$100 00	
Office .....	3,000 00	
Printing .....	2,000 00	
Education and reha-		
bilitation .....	100 00	
	<hr/>	5,200 00
Services Other Than Personal:		
Travel .....	\$2,200 00	
Telephone .....	1,400 00	
Insurance: Other than		
fire .....	325 00	
Subscriptions and		
memberships .....	150 00	
Postage .....	4,500 00	
Microfilming services	200 00	
Rent: Office and build-		
ing .....	10,581 00	

Rent: Office equip- ment (data proc- essing) .....	3,660 00	
Rent: Office equip- ment (All other) .....	144 00	
Rent: All other .....	1,500 00	
Education and reha- bilitation .....	6,000 00	
	<hr/>	30,660 00
Maintenance of Property:		
Office equipment .....		350 00
		<hr/>
		\$116,346 00
		<hr/>

168-100. *State Board of Optometrists*

Salaries:		
Other employees .....		\$11,407 00
Materials and Supplies:		
Office .....	\$150 00	
Printing .....	150 00	
	<hr/>	300 00
Services Other Than Personal:		
Travel .....	\$1,000 00	
Telephone .....	400 00	
Insurance: Fire .....	1 00	
Insurance: Other than fire .....	75 00	
Subscriptions and memberships .....	300 00	
Postage .....	300 00	
Rent: Office and build- ing .....	900 00	
	<hr/>	2,976 00
Maintenance of Property:		
Office equipment .....		75 00
		<hr/>
		\$14,758 00
		<hr/>

169-100. *State Board of Pharmacy*

## Salaries:

Other employees .....	\$34,058 00
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## Materials and Supplies:

Medical .....	\$500 00	
Office .....	1,000 00	
Printing .....	800 00	
Education and reha- bilitation .....	100 00	
		<hr/> 2,400 00

## Services Other Than Personal:

Travel .....	\$3,000 00	
Telephone .....	625 00	
Insurance: Other than fire .....	276 00	
Household .....	60 00	
Subscriptions and memberships .....	180 00	
Legal and investiga- tive .....	500 00	
Postage .....	1,800 00	
Rent: Office and build- ing .....	3,782 00	
Rent: All other .....	300 00	
		<hr/> 10,523 00

## Maintenance of Property:

Office equipment .....	100 00	
		<hr/> \$47,081 00

170-100. *State Board of Veterinary Medical  
Examiners*

## Salaries:

Other employees .....	\$2,340 00
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## Materials and Supplies:

Office .....	\$50 00	
Printing .....	100 00	
		<hr/> 150 00

## Services Other Than Personal:

Travel .....	\$600 00	
Telephone .....	75 00	
Insurance: Other than fire .....	12 00	
Subscriptions and memberships .....	75 00	
Postage .....	100 00	
All other .....	100 00	
		<hr/> 962 00
		<hr/> \$3,452 00

171-100. *State Board of Shorthand Reporting*

## Salaries:

Other employees .....	\$250 00
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## Services Other Than Personal:

Insurance: Other than fire .....	\$12 00	
All other .....	100 00	
		<hr/> 112 00
		<hr/> \$362 00

172-100. *State Board of Examiners of Ophthalmic  
Dispensers and Ophthalmic Technicians*

## Salaries:

Other employees .....	\$6,175 00
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## Materials and Supplies:

Office .....	\$100 00	
Printing .....	100 00	
		<hr/> 200 00

## Services Other Than Personal:

Travel .....	\$600 00
Telephone .....	200 00
Insurance: Fire .....	86 00

Insurance: Other than fire .....	40 00	
Subscriptions and memberships .....	54 00	
Postage .....	240 00	
Rent: Office and build- ing .....	480 00	
Rent: All other .....	50 00	
Education and reha- bilitation .....	150 00	
		1,900 00
Maintenance of Property:		
Office equipment .....		30 00
		<u>\$8,305 00</u>

173-100. <i>State Board of Beauty Culture Control</i>		
Salaries:		
Chairman .....	\$3,500 00	
Board members .....	12,500 00	
Other employees .....	34,634 00	
New positions .....	2,520 00	
		\$53,154 00
Materials and Supplies:		
Office .....	\$700 00	
Printing .....	3,000 00	
Education and reha- bilitation .....	200 00	
		3,900 00
Services Other Than Personal:		
Travel .....	\$2,500 00	
Telephone .....	1,000 00	
Insurance: Other than fire .....	177 00	
Subscriptions and memberships .....	25 00	
Postage .....	2,800 00	
Rent: Office equip- ment (All other)	160 00	
All other .....	30 00	
		<u>6,692 00</u>



Maintenance of Property:	
Office equipment .....	75 00
Additions and Improvements:	
Office equipment .....	1,276 00
	<hr/>
	\$65,097 00
	<hr/>
Total Appropriation, Division of Professional Boards	\$642,409 00
	<hr/>

The amounts hereinabove appropriated to each of the several professional boards shall be payable out of the receipts of such boards and any receipts in excess of the amounts specifically appropriated to each of said boards are hereby appropriated, the allotment of which shall be subject to the approval of the Director, Division of Budget and Accounting and the Legislative Budget and Finance Director; provided, however, that the appropriation of excess receipts shall not apply to the Board of Beauty Culture Control.

Total Appropriation, Department of Law and Public Safety .....	\$19,515,372 00
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## DEPARTMENT OF THE TREASURY

210-100. *Administrative Division*

## Salaries:

State Treasurer .....	\$20,000 00	
Other employees .....	117,940 00	
Position transferred from another division .....	3,264 00	
	<hr/>	\$141,204 00

Materials and Supplies:		
Vehicular .....	\$400 00	
Office .....	1,100 00	
Printing .....	100 00	
All other .....	1,500 00	
		<hr/> 3,100 00
Services Other Than Personal:		
Travel .....	\$1,300 00	
Telephone .....	2,900 00	
Insurance: Other than fire .....	1,038 00	
Household .....	125 00	
Subscriptions and memberships .....	400 00	
Postage .....	350 00	
		<hr/> 6,113 00
Maintenance of Property:		
Office equipment .....	\$1,000 00	
Vehicular equipment..	75 00	
		<hr/> 1,075 00
Additions and Improvements:		
Office equipment .....	201 00	
		<hr/> \$151,693 00
		<hr/>

220-100. *Division of Budget and Accounting*

Salaries:		
Director .....	\$19,000 00	
Other employees .....	818,156 00	
Position transferred from another divi- sion .....	6,154 00	
		<hr/> \$843,310 00
Materials and Supplies:		
Vehicular .....	\$275 00	
Office .....	25,920 00	
Printing .....	23,600 00	
		<hr/> 49,795 00

## Services Other Than Personal:

Travel .....	\$9,893 00	
Telephone .....	9,175 00	
Insurance: Other than fire .....	415 00	
Household .....	425 00	
Subscriptions and memberships .....	435 00	
Postage .....	15,600 00	
Microfilming services	1,000 00	
Rent: Office equip- ment (data proc- essing) .....	152,916 00	
All other .....	300 00	
		190,159 00

## Maintenance of Property:

Office equipment .....	\$5,700 00	
Vehicular equipment..	50 00	
Office equipment—Spe- cial .....	1,460 00	
		7,210 00

## Additions and Improvements:

Office equipment .....	2,500 00	
		\$1,092,974 00

There is hereby appropriated, out of revenues derived from escheated property under the various escheat acts, such sums as may be necessary to administer such acts and such sums as may be required for refunds.

230-100. *Division of Purchase and Property*

## Salaries:

Director .....	\$16,000 00	
Other employees .....	1,405,092 00	
New positions .....	6,310 00	
Special services .....	1,500 00	
		\$1,428,902 00

## Materials and Supplies:

Fuel and utilities . . . .	\$139,000 00	
Household . . . . .	20,700 00	
Vehicular . . . . .	4,000 00	
Office . . . . .	8,400 00	
Printing . . . . .	4,200 00	
Scientific . . . . .	75 00	
All other . . . . .	500 00	
	<hr/>	176,875 00

## Services Other Than Personal:

Travel . . . . .	\$2,950 00	
Telephone . . . . .	16,400 00	
Insurance: Fire . . . .	10,453 00	
Insurance: Other than fire . . . . .	3,693 00	
Household . . . . .	5,765 00	
Advertising . . . . .	7,500 00	
Subscriptions and memberships . . . . .	1,550 00	
Postage . . . . .	7,200 00	
All other . . . . .	300 00	
	<hr/>	55,811 00

## Maintenance of Property:

Buildings and grounds	\$86,320 00	
Office equipment . . . .	1,050 00	
Vehicular . . . . .	2,100 00	
Office equipment—Spe- cial . . . . .	648 00	
Vehicular equipment— Special . . . . .	5,562 00	
	<hr/>	95,680 00

## Additions and Improvements:

Buildings and grounds	\$21,000 00	
Household equipment	2,000 00	
All other equipment..	1,500 00	
	<hr/>	24,500 00

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\$1,781,768 00

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**State Purchase Fund:**

The unexpended balance in the State purchase fund as at June 30, 1961, together with the reimbursements made to said fund during 1961-62, are hereby appropriated so that a "purchase revolving fund" not exceeding \$550,000.00 will be maintained for the purpose of making payments for purchases pursuant to the purchase act (chapter 25 of Title 52 of the Revised Statutes), and for the expenses of handling, storing and transporting purchases so made; provided, the allotment of funds for such expenses shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director. Any sum as at June 30, 1962, in excess of \$550,000.00 appropriated herein, shall be transferred by the State Treasurer to the General State Fund.

**231-100. Bureau of Construction****Salaries:**

Other employees .....	\$268,853 00
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**Materials and Supplies:**

Vehicular .....	\$1,200 00	
Office .....	2,500 00	
Printing .....	4,500 00	
Scientific .....	2,000 00	
	<hr/>	10,200 00

**Services Other Than Personal:**

Travel .....	\$3,000 00
Telephone .....	5,000 00

Insurance: Other than		
fire .....	226 00	
Household .....	125 00	
Advertising .....	10,000 00	
Subscriptions and		
memberships .....	200 00	
Postage .....	2,350 00	
	<hr/>	20,901 00
Maintenance of Property:		
Office equipment .....	\$275 00	
Vehicular equipment..	300 00	
Vehicular equipment—		
Special .....	1,455 00	
	<hr/>	2,030 00
		<hr/>
		\$301,984 00

The earnings from investments and interest on deposits heretofore and hereafter received in the State Institution Construction Fund, as provided under section 12 of chapter 3, of the laws of 1949, and the State 1952 Institution Construction Fund as provided under section 12 of chapter 3 of the laws of 1952, or so much thereof as may be necessary, are hereby appropriated in connection with the State Institutional Construction Program, such funds to be allotted by the Director of the Division of Budget and Accounting and approved by the Governor.

232-100. *Agricultural Commodity Distribution*

Salaries:		
Other employees .....	\$48,109 00	
Positions transferred		
from purchase bu-		
reau .....	7,294 00	
	<hr/>	\$55,403 00

## Materials and Supplies:

Fuel and utilities . . . .	\$1,000 00	
Household . . . . .	150 00	
Vehicular . . . . .	750 00	
Office . . . . .	300 00	
Printing . . . . .	500 00	
	<hr/>	2,700 00

## Services Other Than Personal:

Travel . . . . .	\$1,300 00	
Telephone . . . . .	1,000 00	
Insurance: Other than fire . . . . .	89 00	
Household . . . . .	200 00	
Postage . . . . .	520 00	
All other . . . . .	5,000 00	
	<hr/>	8,109 00

## Maintenance of Property:

Buildings and grounds	\$1,000 00	
Office equipment . . . .	55 00	
Vehicular equipment..	200 00	
Vehicular equipment— Special . . . . .	2,900 00	
	<hr/>	4,155 00
		<hr/>
		\$70,367 00
		<hr/>

## 233-400. Cafeteria—State House

*(Payable out of Cafeteria Receipts)*

## Salaries:

Other employees . . . . .	\$40,867 00
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## Materials and Supplies:

Food . . . . .	\$44,000 00
Household . . . . .	3,000 00

Office .....	50 00	
Printing .....	50 00	
		<hr/>
		47,100 00
Services Other Than Personal:		
Household .....		2,350 00
Maintenance of Property:		
Household equipment .....	500 00	
		<hr/>
		\$90,817 00
		<hr/>

234-400. *Cafeteria—State Highway Department  
at Fernwood*

*(Payable out of Cafeteria Receipts)*

Salaries:		
Other employees .....		\$25,623 00
Materials and Supplies:		
Food .....	\$21,500 00	
Household .....	1,000 00	
Office .....	50 00	
Printing .....	50 00	
		<hr/>
		22,600 00
Services Other Than Personal:		
Travel .....	\$80 00	
Household .....	1,200 00	
		<hr/>
		1,280 00
Maintenance of Property:		
Household equipment .....	300 00	
		<hr/>
		\$49,803 00
		<hr/>

Unexpended balances in the accounts  
of the cafeterias on June 30, 1961,  
together with receipts in excess of



those anticipated, are hereby appropriated.

240-100. *Division of Taxation*

Salaries:

Director .....	\$16,000 00	
Other employees .....	3,441,528 00	
Special services .....	35,100 00	
	<hr/>	\$3,492,628 00

Materials and Supplies:

Household .....	\$175 00	
Vehicular .....	31,750 00	
Office .....	27,550 00	
Printing .....	30,400 00	
Education and rehabilitation .....	600 00	
Scientific .....	450 00	
All other .....	2,300 00	
	<hr/>	93,225 00

Services Other Than Personal:

Travel .....	\$30,925 00	
Telephone .....	29,265 00	
Insurance: Other than fire .....	4,260 00	
Household .....	660 00	
Advertising .....	100 00	
Subscriptions and memberships .....	9,070 00	
Legal and investigative .....	4,000 00	
Postage .....	35,660 00	
Automation services .....	14,000 00	
Rent: Garage .....	2,874 00	
Rent: Office equipment (data processing) .....	28,340 00	
Rent: All other .....	540 00	
Staff training .....	700 00	
All other .....	3,800 00	
	<hr/>	164,194 00

## Maintenance of Property:

Office equipment . . . . .	\$5,346 00	
Vehicular equipment . .	7,200 00	
Vehicular equipment—		
Special . . . . .	38,510 00	
	<hr/>	51,056 00

## Extraordinary:

To study the assessment of personal property used in business in conjunction with chapter 51, P. L. 1960 . . . . .	75,000 00	
	<hr/>	\$3,876,103 00

## General Tax Refunds:

Upon certification of the Director of the Division of Taxation, the State Treasurer shall pay, upon warrants of the Director of the Division of Budget and Accounting, such claims for refund as may be necessary under the provisions of Title 54 of the Revised Statutes as amended or supplemented.

There are hereby appropriated such sums as may be required to carry out the provisions of R. S. 54:17-4.

There are hereby appropriated, such sums as may be required under the provisions of R. S. 54:29A-24, to pay over to the local taxing districts, the tax receipts derived from the assessment of Class II Railroad Property.

There are hereby appropriated, such sums as may be required under the provisions of R. S. 54:10B-24, to pay over to the various taxing dis-

tricts and counties, the tax receipts derived from the imposition of the Financial Business Tax.

250-100. *Division of Local Government*

Salaries:

Director .....	\$16,000 00	
Board members .....	15,000 00	
Other employees .....	191,367 00	
	<hr/>	\$222,367 00

Materials and Supplies:

Vehicular .....	\$1,250 00	
Office .....	4,000 00	
Printing .....	9,200 00	
	<hr/>	14,450 00

Services Other Than Personal:

Travel .....	\$21,000 00	
Telephone .....	1,900 00	
Insurance: Other than		
fire .....	206 00	
Household .....	75 00	
Subscriptions and		
memberships .....	450 00	
Postage .....	14,000 00	
Rent: Garage .....	108 00	
	<hr/>	37,739 00

Maintenance of Property:

Office equipment .....	\$1,000 00	
Vehicular equipment..	300 00	
Vehicular equipment—		
Special .....	1,670 00	
	<hr/>	2,970 00

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\$277,526 00

Out of the sum hereinabove appropriated for Salaries: Board members,

there shall be paid a salary of \$5,000.00 per annum to each member of the Local Government Board, notwithstanding any other provision of law.

260-100. *Division of Tax Appeals*

Salaries:

President .....	\$11,500 00	
Board members .....	63,000 00	
Other employees .....	72,695 00	
Special services .....	19,000 00	
	<hr/>	\$166,195 00

Materials and Supplies:

Household .....	\$50 00	
Vehicular .....	400 00	
Office .....	1,500 00	
Printing .....	300 00	
	<hr/>	2,250 00

Services Other Than Personal:

Travel .....	\$2,700 00	
Telephone .....	1,100 00	
Insurance: Other than fire .....	33 00	
Subscriptions and memberships .....	325 00	
Postage .....	700 00	
	<hr/>	4,858 00

Maintenance of Property:

Office equipment .....	\$125 00	
Vehicular equipment..	75 00	
	<hr/>	200 00
		<hr/>
		\$173,503 00
		<hr/>

270-100. *Division of the New Jersey Racing  
Commission*

## Salaries:

Other employees .....	\$137,086 00	
Special services .....	53,620 00	
	<hr/>	\$190,706 00

## Materials and Supplies:

Vehicular .....	\$600 00	
Office .....	2,200 00	
Printing .....	200 00	
Scientific .....	1,350 00	
	<hr/>	4,350 00

## Services Other Than Personal:

Travel .....	\$15,000 00	
Telephone .....	3,500 00	
Insurance: Other than fire .....	568 00	
Subscriptions and memberships .....	1,000 00	
Legal and investiga- tive .....	3,000 00	
Postage .....	600 00	
Rent: Garage .....	240 00	
Rent: Office equip- ment (All other) .....	300 00	
	<hr/>	24,208 00

## Maintenance of Property:

Office equipment .....	\$100 00	
Vehicular equipment..	200 00	
Office equipment—Spe- cial .....	330 00	
	<hr/>	630 00
		<hr/>
		\$219,894 00
		<hr/>

290-100. *Division of Investment*

## Salaries:

Director .....	\$19,000 00
Other employees .....	92,665 00

Position transferred from another divi- sion .....	6,525 00	
Special services .....	10,500 00	
	<hr/>	\$128,690 00
Materials and Supplies:		
Household .....	\$60 00	
Office .....	1,400 00	
Printing .....	500 00	
	<hr/>	1,960 00
Services Other Than Personal:		
Travel .....	\$1,500 00	
Telephone .....	2,200 00	
Insurance: Other than fire .....	250 00	
Household .....	60 00	
Advertising .....	500 00	
Subscriptions and memberships .....	3,000 00	
Postage .....	525 00	
Microfilming services	200 00	
Rent: Office equipment (All other) .....	40 00	
	<hr/>	8,275 00
Maintenance of Property:		
Office equipment .....		200 00
		<hr/>
		\$139,125 00

There is hereby appropriated, out of receipts derived from the investment of State funds, such sums as may be necessary for custodial costs and advertising bank balances as required by chapter 174, laws of 1956; provided, however, that the allotment of such sums shall be subject to the approval of the Director of the Division of Budget and Ac-

counting and the Legislative Budget and Finance Director.

295-100. *Division of Pensions*

Salaries:

Director .....	\$14,000 00	
Other employees .....	872,248 00	
Special services .....	71,700 00	
	<hr/>	\$957,948 00

Materials and Supplies:

Household .....	\$50 00	
Vehicular .....	1,100 00	
Office .....	25,450 00	
Printing .....	2,500 00	
	<hr/>	29,100 00

Services Other Than Personal:

Travel .....	\$12,000 00	
Telephone .....	20,000 00	
Insurance: Other than fire .....	94 00	
Advertising .....	995 00	
Subscriptions and memberships .....	735 00	
Postage .....	25,000 00	
Microfilming services	2,500 00	
Rent: Office equipment (data processing) .....	85,500 00	
All other .....	200 00	
	<hr/>	147,024 00

Maintenance of Property:

Office equipment .....	\$3,500 00	
Vehicular equipment..	300 00	
	<hr/>	3,800 00
		<hr/>
		\$1,137,872 00
		<hr/>

Total Appropriation, Department of the Treasury ....\$9,363,429 00

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## DEPARTMENT OF STATE

300-100. *Office of Secretary*

## Salaries:

Secretary of State . . .	\$17,000 00	
Other employees . . . . .	139,009 00	
New positions . . . . .	2,520 00	
	<hr/>	\$158,529 00

## Materials and Supplies:

Office . . . . .	\$2,000 00	
Printing . . . . .	11,500 00	
	<hr/>	13,500 00

## Services Other Than Personal:

Travel . . . . .	\$500 00	
Telephone . . . . .	2,500 00	
Insurance: Other than fire . . . . .	15 00	
Subscriptions and memberships . . . . .	500 00	
Postage . . . . .	6,500 00	
Microfilming services	4,000 00	
All other . . . . .	22,100 00	
	<hr/>	36,115 00

## Maintenance of Property:

Office equipment . . . . .	\$400 00	
Office equipment—Spe- cial . . . . .	424 00	
	<hr/>	824 00

## Additions and Improvements:

Office equipment . . . . .	599 00	
	<hr/>	\$209,567 00
		<hr/>



302-100. *Office of the Athletic Commissioner*

## Salaries:

Commissioner .....	\$6,000 00	
Other employees .....	25,544 00	
Special services .....	2,800 00	
	<hr/>	\$34,344 00

## Materials and Supplies:

Office .....	\$100 00	
Printing .....	150 00	
	<hr/>	250 00

## Services Other Than Personal:

Travel .....	\$1,650 00	
Telephone .....	1,250 00	
Household .....	25 00	
Subscriptions and memberships .....	200 00	
Postage .....	225 00	
	<hr/>	3,350 00

## Maintenance of Property:

Office equipment .....		50 00
	<hr/>	\$37,994 00
		<hr/>

304-100. *Legalized Games of Chance Control  
Commission*

## Salaries:

Other employees .....	\$113,456 00	
Special services .....	2,000 00	
	<hr/>	\$115,456 00

## Materials and Supplies:

Vehicular .....	\$3,200 00	
Office .....	3,000 00	

Printing .....	1,500 00	
Education and reha- bilitation .....	50 00	
	<hr/>	7,750 00
Services Other Than Personal:		
Travel .....	\$8,000 00	
Telephone .....	2,300 00	
Insurance: Other than fire .....	180 00	
Household .....	200 00	
Postage .....	2,100 00	
Rent: Office equip- ment (data proc- essing) .....	6,940 00	
Rent: All other .....	600 00	
	<hr/>	20,320 00
Maintenance of Property:		
Office equipment .....	\$600 00	
Vehicular equipment..	600 00	
Vehicular equipment— Special .....	5,820 00	
	<hr/>	7,020 00
Additions and Improvements:		
Office equipment .....	400 00	
	<hr/>	\$150,946 00
	<hr/>	

306-100. *Division of Aging*

Salaries:		
Director .....	\$13,000 00	
Other employees .....	50,714 00	
Special services .....	1,000 00	
	<hr/>	\$64,714 00
Materials and Supplies:		
Vehicular .....	\$600 00	
Office .....	1,250 00	

Printing .....	8,000 00	
Education and reha- bilitation .....	500 00	
	<hr/>	10,350 00
Services Other Than Personal:		
Travel .....	\$4,000 00	
Telephone .....	1,600 00	
Insurance: Other than fire .....	103 00	
Subscriptions and memberships .....	250 00	
Postage .....	4,000 00	
	<hr/>	9,953 00
Maintenance of Property:		
Office equipment .....	\$50 00	
Vehicular equipment..	150 00	
	<hr/>	200 00
Extraordinary:		
Research on aging ...	\$40,000 00	
Conference on aging..	1,600 00	
	<hr/>	41,600 00
		<hr/>
		\$126,817 00
		<hr/>

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

Total Appropriation, Department of State ..... \$525,324 00

### 310-100. DEPARTMENT OF CIVIL SERVICE

#### Salaries:

President .....	\$20,000 00
Commissioners .....	34,000 00
Other employees .....	1,004,634 00
New positions .....	26,446 00
Chief examiner and secretary .....	17,000 00

Special services .....	48,000 00	
Suggestion awards ...	1,000 00	
	<hr/>	\$1,151,080 00
Materials and Supplies:		
Vehicular .....	\$2,500 00	
Office .....	22,500 00	
Printing .....	10,000 00	
	<hr/>	35,000 00
Services Other Than Personal:		
Travel .....	\$10,500 00	
Telephone .....	12,500 00	
Insurance: Other than		
fire .....	1,262 00	
Household .....	350 00	
Advertising .....	30,000 00	
Subscriptions and		
memberships .....	1,250 00	
Postage .....	12,500 00	
Rent: Garage .....	1,080 00	
Rent: Office equip-		
ment (data proc-		
essing) .....	17,100 00	
Rent: Office equip-		
ment (All other)	1,253 00	
Rent: All other .....	6,000 00	
Education and reha-		
bilitation .....	9,000 00	
Staff training .....	1,000 00	
	<hr/>	103,795 00
Maintenance of Property:		
Office equipment .....	\$2,000 00	
Vehicular equipment..	600 00	
Buildings and grounds		
—Special .....	500 00	
Office equipment—Spe-		
cial .....	2,823 00	
Vehicular equipment—		
Special .....	3,280 00	
	<hr/>	9,203 00

## Additions and Improvements:

Office equipment .....	4,783 00
	<u>\$1,303,861 00</u>

## DEPARTMENT OF BANKING AND INSURANCE

320-100. *General*

## Salaries:

Commissioner .....	\$20,000 00
Other employees .....	1,581,200 00
New positions .....	105,263 00
Chief actuary .....	17,500 00
Court reporting services .....	1,000 00
	<u>\$1,724,963 00</u>

## Materials and Supplies:

Vehicular .....	\$250 00
Office .....	10,500 00
Printing .....	25,000 00
	<u>35,750 00</u>

## Services Other Than Personal:

Travel .....	\$182,000 00
Telephone .....	12,500 00
Insurance: Other than fire .....	176 00
Household .....	200 00
Advertising .....	100 00
Subscriptions and memberships .....	3,000 00
Postage .....	15,000 00
Automation services .....	3,200 00
Rent: Office equipment (data processing) .....	28,720 00
	<u>244,896 00</u>

## Maintenance of Property:

Office equipment .....	\$2,386 00
Vehicular equipment..	50 00

Office equipment—Special .....	5,102 00	
	<hr/>	7,538 00

## Additions and Improvements:

Office equipment .....	4,570 00
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Sub-total Appropriation ....	<hr/> \$2,017,717 00 <hr/>
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There are hereby appropriated the trust funds of the National Association of Insurance Commissioners.

322-100. *Division of New Jersey Real Estate Commission*

## Salaries:

Commissioners .....	\$20,000 00	
Other employees .....	113,293 00	
Special services .....	1,000 00	
	<hr/>	\$134,293 00

## Materials and Supplies:

Vehicular .....	\$1,400 00	
Office .....	1,500 00	
Printing .....	10,000 00	
	<hr/>	12,900 00

## Services Other Than Personal:

Travel .....	\$3,600 00
Telephone .....	2,500 00
Insurance: Other than fire .....	226 00
Household .....	200 00
Subscriptions and memberships .....	440 00
Legal and investigative .....	3,800 00
Postage .....	6,000 00

Rent: Garage .....	480 00	
Rent: All other .....	2,000 00	
All other .....	3,500 00	
	<hr/>	22,746 00
Maintenance of Property:		
Office equipment .....	\$225 00	
Vehicular equipment ..	250 00	
Office equipment—Spe-		
cial .....	718 00	
Vehicular equipment—		
Special .....	3,305 00	
	<hr/>	4,498 00
Additions and Improvements:		
Office equipment .....	450 00	
	<hr/>	
Sub-total Appropriation ....	\$174,887 00	
	<hr/>	
Total Appropriation, Depart-		
ment of Banking and In-		
surance .....	\$2,192,604 00	
	<hr/>	
	<hr/>	

## DEPARTMENT OF AGRICULTURE

330-100. *General*

Salaries:		
Secretary .....	\$20,000 00	
Other employees .....	814,761 00	
Special services .....	100,000 00	
	<hr/>	\$934,761 00
Materials and Supplies:		
Fuel and utilities ....	\$1,500 00	
Medical .....	14,000 00	
Vehicular .....	21,000 00	
Office .....	10,000 00	
Printing .....	11,500 00	

Education and reha-		
bilitation .....	500 00	
All other .....	3,000 00	
	<hr/>	61,500 00

## Services Other Than Personal:

Travel .....	\$30,000 00	
Telephone .....	11,000 00	
Insurance: Other than		
fire .....	2,719 00	
Household .....	1,000 00	
Subscriptions and		
memberships .....	1,200 00	
Postage .....	10,000 00	
Rent: Garage .....	1,500 00	
Rent: Office equip-		
ment (data proc-		
essing) .....	7,500 00	
Rent: All other .....	350 00	
Fair and exhibits ....	50,000 00	
Livestock shows ....	3,000 00	
New Jersey Farm		
Show .....	10,000 00	
All other .....	500 00	
	<hr/>	128,769 00

## Maintenance of Property:

Buildings and grounds	\$500 00	
Office equipment .....	500 00	
Vehicular equipment..	4,000 00	
All other equipment ..	425 00	
Vehicular equipment—		
Special .....	32,000 00	
	<hr/>	37,425 00

## Extraordinary:

Rural advisory council	\$35,000 00	
Soil Conservation		
Committee .....	28,000 00	
	<hr/>	63,000 00



## Additions and Improvements:

Scientific equipment .....	5,000 00
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Sub-total Appropriation ....	<u>\$1,230,455 00</u>
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The unexpended balance on June 30, 1961 in the account "Indemnities—Pursuant to R. S. 4:5" is hereby appropriated for such indemnities.

The unexpended balance as of June 30, 1961 of the appropriation made pursuant to section 17 of chapter 18, P. L. 1959 is hereby appropriated for the purposes thereof.

The unexpended balances as of June 30, 1961 of receipts derived pursuant to the provisions of chapter 47, P. L. 1957 (Poultry Products Promotion Tax Account), chapter 169, P. L. 1957 (Seed Potato Tax Account), chapter 18, P. L. 1959 (Asparagus Tax Account) and chapter 80, P. L. 1959 (Apple Tax Account), together with such receipts received during the fiscal year 1961-62, are hereby appropriated; provided, however, that all receipts derived pursuant to the provisions of chapter 47, P. L. 1957 during the fiscal year 1961-62 in excess of \$100,000.00 shall be reimbursed to the General State Fund on account of the appropriation made pursuant to section 17 of said act, to the extent that reimbursement has not been made heretofore.

339-100. *Office of Milk Industry*

## Salaries:

Director .....	\$12,000 00	
Other employees .....	177,619 00	
Special services .....	2,000 00	
	<hr/>	\$191,619 00

## Materials and Supplies:

Medical .....	150 00	
Vehicular .....	3,500 00	
Office .....	\$2,500 00	
Printing .....	2,000 00	
	<hr/>	8,150 00

## Services Other Than Personal:

Travel .....	\$2,500 00	
Telephone .....	3,800 00	
Insurance: Other than fire .....	370 00	
Household .....	100 00	
Advertising .....	250 00	
Subscriptions and memberships .....	150 00	
Postage .....	5,000 00	
Rent: Garage .....	700 00	
Rent: All other .....	500 00	
All other .....	200 00	
	<hr/>	13,570 00

## Maintenance of Property:

Office equipment .....	\$600 00	
Vehicular equipment ..	600 00	
Office equipment—Spe- cial .....	500 00	
Vehicular equipment— Special .....	2,910 00	
	<hr/>	4,610 00

Sub-total Appropriation ....	<hr/>	\$217,949 00
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Total Appropriation, Depart- ment of Agriculture .....	<hr/> <hr/>	\$1,448,404 00
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## DEPARTMENT OF DEFENSE

340-100. *Administration Division*

## Salaries:

Chief of staff .....	\$18,000 00	
Other employees .....	319,538 00	
	<hr/>	\$337,538 00

## Materials and Supplies:

Office .....	\$7,250 00	
Printing .....	2,250 00	
Scientific .....	350 00	
	<hr/>	9,850 00

## Services Other Than Personal:

Telephone .....	\$13,000 00	
Household .....	275 00	
Subscriptions and memberships .....	600 00	
Postage .....	1,350 00	
	<hr/>	15,225 00

## Maintenance of Property:

Office equipment .....	\$1,100 00	
Office equipment—Spe- cial .....	2,207 00	
	<hr/>	3,307 00

## Additions and Improvements:

Office equipment .....	2,113 00	
	<hr/>	\$368,033 00
	<hr/>	

342-100. *National Guard and/or State Guard*

## Salaries:

Other employees .....	\$703,204 00	
Permanent duty mili- tary personnel .....	112,485 00	
Special services .....	4,000 00	
	<hr/>	\$819,689 00

## Materials and Supplies:

Fuel and utilities . . . .	\$314,000 00	
Household . . . . .	23,000 00	
Vehicular . . . . .	7,300 00	
All other . . . . .	3,000 00	
	<hr/>	347,300 00

## Services Other Than Personal:

Travel . . . . .	\$5,000 00	
Telephone . . . . .	54,000 00	
Insurance: Fire . . . .	69,924 00	
Insurance: Other than fire . . . . .	15,366 00	
Household . . . . .	10,000 00	
Advertising . . . . .	3,000 00	
Subscriptions and memberships . . . . .	1,700 00	
Postage . . . . .	300 00	
Staff training . . . . .	13,500 00	
All other . . . . .	8,000 00	
	<hr/>	180,790 00

## Maintenance of Property:

Buildings and grounds	\$180,000 00	
Office equipment . . . .	750 00	
Agricultural and for- estry equipment . . .	1,000 00	
Vehicular equipment..	2,500 00	
Household equipment	1,500 00	
All other equipment ..	2,000 00	
Buildings and grounds —Special . . . . .	18,000 00	
Office equipment—Spe- cial . . . . .	674 00	
Vehicular equipment— Special . . . . .	12,780 00	
Household equipment —Special . . . . .	1,840 00	
	<hr/>	221,044 00

## Extraordinary:

Compensation awards . . . . .	7,000 00	
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## Additions and Improvements:

Office equipment . . . . .	\$12,000 00	
Household equipment	14,186 00	
	<hr/>	26,186 00
		<hr/>
		\$1,602,009 00
		<hr/>

The unexpended balance as of June 30, 1961 in the account heretofore established for Replacement: Heating system—Newark Cavalry is hereby appropriated for the same purpose or for other repair or replacement projects, subject to allotment by the Director of the Division of Budget and Accounting and approval of the Legislative Budget and Finance Director.

344-100. *Naval Militia Reserve*

## Salaries:

Other employees . . . . .	\$8,994 00
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## Services Other Than Personal:

All other . . . . .	1,000 00
	<hr/>
	\$9,994 00
	<hr/>

346-100. *Division of Civil Defense*

## Salaries:

Other employees . . . . .	\$72,585 00	
Indirect personal services . . . . .	12,897 00	
	<hr/>	\$85,482 00

## Services Other Than Personal:

Travel . . . . .	\$4,500 00
Telephone . . . . .	5,000 00

## CHAPTER 38, LAWS OF 1961

Insurance: Other than		
fire .....	276 00	
Postage .....	4,500 00	
	<hr/>	14,276 00

Maintenance of Property:		
Office equipment .....	400 00	
	<hr/>	\$100,158 00

In addition to the amounts hereinabove specifically appropriated, there are appropriated the unexpended balances as of June 30, 1961 of all amounts appropriated for Civil Defense.

There are hereby appropriated such sums as may be necessary to carry out the provisions of chapter 12, laws of 1952, from the Special Fund for Civil Defense Volunteers.

There are also appropriated any receipts derived from charges heretofore made or to be made to local government jurisdictions for the handling of Federal surplus property distributed to such jurisdictions.

The Governor is hereby empowered to direct the State Treasurer to transfer from any State department to the Division of Civil Defense such sums as may be necessary for the cost of any emergency occasioned by aggression, sabotage or disaster.

Total Appropriation, Department of Defense .....	<hr/>	\$2,080,194 00
	<hr/>	

## 350-100. DEPARTMENT OF PUBLIC UTILITIES

## Salaries:

President .....	\$20,000 00	
Board members .....	34,000 00	
Other employees .....	630,576 00	
Court reporting services .....	16,500 00	
	<hr/>	\$701,076 00

## Materials and Supplies:

Vehicular .....	\$1,100 00	
Office .....	4,400 00	
Printing .....	5,500 00	
	<hr/>	11,000 00

## Services Other Than Personal:

Travel .....	\$7,500 00	
Telephone .....	12,000 00	
Insurance: Other than fire .....	145 00	
Household .....	750 00	
Subscriptions and memberships .....	4,000 00	
Postage .....	3,700 00	
Rent: Garage .....	1,000 00	
	<hr/>	29,095 00

## Maintenance of Property:

Office equipment .....	\$600 00	
Vehicular equipment..	650 00	
Office equipment—Special .....	1,000 00	
	<hr/>	2,250 00
		<hr/>
		\$743,421 00
		<hr/>

## DEPARTMENT OF HEALTH

360-100. *General*

## Salaries:

Commissioner .....	\$20,000 00	
Other employees .....	2,029,682 00	
New positions .....	38,427 00	
Special services .....	37,810 00	
	<hr/>	\$2,125,919 00

## Materials and Supplies:

Fuel and utilities ....	\$7,000 00	
Household .....	585 00	
Medical.. .....	172,000 00	
Vehicular .....	16,045 00	
Office .....	11,900 00	
Printing .....	30,000 00	
Education and reha- bilitation .....	6,795 00	
Scientific .....	100 00	
	<hr/>	244,425 00

## Services Other Than Personal:

Travel .....	\$53,800 00	
Telephone .....	41,200 00	
Insurance: Other than fire .....	3,425 00	
Household .....	4,375 00	
Advertising .....	1,350 00	
Subscriptions and memberships .....	1,493 00	
Postage .....	38,610 00	
Rent: Office and build- ing .....	300 00	
Rent: Garage .....	2,880 00	
Rent: Office equip- ment (data proc- essing) .....	24,498 00	



Rent: Office equipment (All other)	300 00	
Rent: All other	380 00	
Education and rehabilitation	3,300 00	
All other	3,770 00	
	<hr/>	179,681 00
Maintenance of Property:		
Office equipment	\$2,120 00	
Vehicular equipment	3,385 00	
Medical equipment	1,975 00	
Office equipment—Special	7,353 00	
Vehicular equipment—Special	21,532 00	
Medical equipment—Special	3,640 00	
	<hr/>	40,005 00
Extraordinary:		
Purchase of Public Health Facilities	275,000 00	
Additions and Improvements:		
Office equipment	\$1,461 00	
Medical equipment	15,264 00	
	<hr/>	16,725 00
		<hr/>
		\$2,881,755 00

Receipts from the sale of literature, codes and manuals, together with such receipts during the fiscal year ending June 30, 1961, are hereby appropriated as a revolving fund to be used for the purpose of printing and reprinting literature, codes and manuals for sale.

360-400. *Rabies Control Program**(Payable Out of Rabies Control Trust Fund)*

Salaries:		
Other employees .....	\$56,841 00	
Special services .....	200 00	
	<hr/>	\$57,041 00
Materials and Supplies:		
Medical .....	\$25,138 00	
Vehicular .....	1,600 00	
Office .....	250 00	
Printing .....	2,000 00	
Education and reha- bilitation .....	25 00	
	<hr/>	29,013 00
Services Other Than Personal:		
Travel .....	\$1,700 00	
Telephone .....	1,000 00	
Insurance: Other than fire .....	202 00	
Household .....	50 00	
Subscriptions and memberships .....	31 00	
Postage .....	500 00	
Rent: Office and build- ing .....	650 00	
	<hr/>	4,133 00
Maintenance of Property:		
Office equipment .....	\$70 00	
Vehicular equipment..	250 00	
Vehicular equipment— Special .....	2,000 00	
	<hr/>	2,320 00
Additions and Improvements:		
Vehicular equipment .....	2,150 00	
	<hr/>	\$94,657 00
		<hr/>

Funds in excess of the amounts hereinabove indicated, but limited to the amount of receipts in the Rabies Control Trust Fund for the fiscal year are hereby appropriated; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

374-100. *Board of Barber Examiners*

Salaries:

Secretary-Treasurer .	\$6,500 00	
Board members .....	18,000 00	
Other employees .....	34,933 00	
	<hr/>	\$59,433 00

Materials and Supplies:

Vehicular .....	\$1,000 00	
Office .....	450 00	
Printing .....	1,225 00	
	<hr/>	2,675 00

Services Other Than Personal:

Travel .....	\$4,500 00	
Telephone .....	500 00	
Insurance: Other than fire .....	130 00	
Subscriptions and memberships .....	25 00	
Postage .....	950 00	
All other .....	50 00	
	<hr/>	6,155 00

Maintenance of Property:

Office equipment .....	\$75 00
Vehicular equipment..	200 00

Office equipment—Special .....	322 00	
	<hr/>	597 00
		<hr/>
		\$68,860 00
		<hr/>

378-100. *Crippled Children's Commission*

## Salaries:

Other employees .....	\$15,502 00	
Special services .....	9,000 00	
	<hr/>	\$24,502 00

## Materials and Supplies:

Medical .....	\$250 00	
Vehicular .....	450 00	
Office .....	450 00	
	<hr/>	1,150 00

## Services Other Than Personal:

Travel .....	\$200 00	
Telephone .....	900 00	
Insurance: Other than fire .....	58 00	
Postage .....	350 00	
Rent: Garage .....	240 00	
	<hr/>	1,748 00

## Maintenance of Property:

Office equipment .....	\$75 00	
Vehicular equipment .	50 00	
	<hr/>	125 00
		<hr/>
		\$27,525 00
		<hr/>

Total Appropriation, Department of Health .....\$3,072,797 00

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## DEPARTMENT OF LABOR AND INDUSTRY

380-100. *Division of Labor*

## Salaries:

Commissioner .....	\$20,000 00	
Director .....	14,000 00	
Other employees .....	1,152,433 00	
New positions .....	21,167 00	
Special services .....	19,460 00	
Court reporting services .....	2,500 00	
	<hr/>	\$1,229,560 00

## Materials and Supplies:

Food .....	\$1,700 00	
Fuel and utilities ....	350 00	
Household .....	250 00	
Medical .....	675 00	
Vehicular .....	8,010 00	
Office .....	13,500 00	
Printing .....	15,500 00	
Education and rehabilitation .....	850 00	
Scientific .....	100 00	
All other .....	500 00	
	<hr/>	41,435 00

## Services Other Than Personal:

Travel .....	\$43,350 00	
Telephone .....	18,000 00	
Insurance: Other than fire .....	617 00	
Household .....	100 00	
Advertising .....	30 00	
Subscriptions and memberships .....	1,141 00	
Legal and investigative .....	2,000 00	
Postage .....	32,000 00	

Microfilming services	2,500 00	
Automation services	12,000 00	
Rent: Office and building .....	2,600 00	
Rent: Garage .....	526 00	
Rent: Office equipment (All other)	2,556 00	
Rent: Vehicular .....	4,800 00	
Staff training .....	1,000 00	
All other .....	260 00	
	<hr/>	123,480 00

## Maintenance of Property:

Buildings and grounds	\$200 00	
Office equipment .....	1,535 00	
Vehicular equipment..	1,725 00	
Scientific equipment ..	125 00	
Office equipment—Special .....	2,454 00	
Vehicular equipment—Special .....	9,000 00	
Scientific equipment—Special .....	1,000 00	
	<hr/>	16,039 00

## Additions and Improvements:

Office equipment .....	\$1,563 00	
Vehicular equipment..	1,575 00	
Scientific equipment ..	300 00	
	<hr/>	3,438 00
		<hr/>
		\$1,413,952 00
		<hr/>

There are hereby appropriated such sums as may be necessary for payments out of the Wage and Hour Trust Fund.

381-100. *Division of Workmen's Compensation*

## Salaries:

Director .....	\$16,000 00	
Judges of Compensation .....	227,260 00	
Other employees .....	507,835 00	
New positions .....	9,769 00	
Special services .....	25,000 00	
	<hr/>	\$785,864 00

## Materials and Supplies:

Medical .....	\$200 00	
Vehicular .....	300 00	
Office .....	7,000 00	
Printing .....	4,000 00	
Education and rehabilitation .....	750 00	
	<hr/>	12,250 00

## Services Other Than Personal:

Travel .....	\$11,500 00	
Telephone .....	13,000 00	
Household .....	500 00	
Subscriptions and memberships .....	2,500 00	
Postage .....	2,800 00	
Microfilming services .....	5,000 00	
Automation services .....	8,000 00	
All other .....	150 00	
	<hr/>	43,450 00

## Maintenance of Property:

Office equipment .....	\$800 00	
Vehicular equipment .....	50 00	
Scientific equipment .....	50 00	
Buildings and grounds		
—Special .....	2,000 00	
Office equipment—Special .....	1,060 00	
	<hr/>	3,960 00

**New Jersey State Library**

## Additions and Improvements:

Office equipment .....	\$5,133 00	
Medical equipment ...	290 00	
		<hr/> 5,423 00
		<hr/> \$850,947 00

*Division of Workmen's Compensation*

## 381-400. 1% Compensation Tax Fund

*(Payable Out of the 1% Compensation Tax Fund)*

## Salaries:

Other employees .....	\$14,456 00	
Special services .....	2,500 00	
		<hr/> \$16,956 00

## Materials and Supplies:

Office .....	100 00
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## Services Other Than Personal:

Travel .....	\$750 00	
Telephone .....	215 00	
Postage .....	300 00	
Rent: Office and building .....	720 00	
Rent: All other .....	50 00	
		<hr/> 2,035 00

## Extraordinary:

Beneficiary payments .....	425,000 00	
		<hr/> \$444,091 00

There are hereby appropriated, out of  
the 1% Compensation Tax Fund,  
such additional sums as may be



necessary to provide beneficiary payments in excess of the amount specifically set forth above.

The State Treasurer is hereby empowered and directed to transfer to the General State Fund, the sum of \$50,000.00 from the excess in the fund accumulated as of June 30, 1961, pursuant to section 34:15-94 of the Revised Statutes, over the sum of \$1,250,000.00.

#### DIVISION OF EMPLOYMENT SECURITY

##### 391-400. *Disability Insurance Service*

*(Payable Out of Temporary Disability Benefits  
Administration Fund)*

##### Salaries:

Other employees .....	\$723,294 00	
New positions .....	8,618 00	
Indirect personal services .....	403,000 00	
Special services .....	8,000 00	
	<hr/>	\$1,142,912 00

##### Materials and Supplies:

Vehicular .....	\$1,400 00	
Office .....	14,000 00	
Printing .....	2,000 00	
Education and rehabilitation .....	100 00	
	<hr/>	17,500 00

##### Services Other Than Personal:

Travel .....	\$9,000 00
Telephone .....	9,000 00

Insurance: Other than fire .....	196 00	
Subscriptions and memberships .....	650 00	
Postage .....	31,000 00	
Automation services	1,800 00	
Rent: Office and build- ing .....	137,967 00	
Rent: Office equip- ment (data proc- essing) .....	6,600 00	
Rent: Office equip- ment (All other)	288 00	
All other .....	500 00	
	<hr/>	197,001 00
Maintenance of Property:		
Office equipment .....	\$1,200 00	
Vehicular equipment .	200 00	
Office equipment—Spe- cial .....	2,610 00	
	<hr/>	4,010 00
Additions and Improvements:		
Office equipment .....	440 00	
	<hr/>	\$1,361,863 00
		<hr/>

There are hereby appropriated such sums as may be necessary to pay Unemployment Compensation and Temporary Disability Benefits.

394-100. *State Board of Mediation*

Salaries:		
Board members .....	\$6,000 00	
Other employees .....	76,274 00	
Special services .....	650 00	
Court reporting serv- ices .....	650 00	
	<hr/>	\$83,574 00

## Materials and Supplies:

Office .....	\$500 00	
Printing .....	50 00	
Education and reha- bilitation .....	50 00	
	<hr/>	600 00

## Services Other Than Personal:

Travel .....	\$3,200 00	
Telephone .....	3,000 00	
Household .....	30 00	
Subscriptions and memberships .....	1,070 00	
Postage .....	300 00	
All other .....	25 00	
	<hr/>	7,625 00

## Maintenance of Property:

Office equipment .....	100 00	
	<hr/>	\$91,899 00
		<hr/>

396-100. *Rehabilitation Commission*

## Salaries:

Other employees .....	\$461,671 00	
New positions .....	37,167 00	
Special services .....	11,000 00	
	<hr/>	\$509,838 00

## Materials and Supplies:

Fuel and utilities ....	\$600 00	
Household .....	300 00	
Vehicular .....	200 00	
Office .....	4,000 00	
Printing .....	5,500 00	
	<hr/>	10,600 00

## Services Other Than Personal:

Travel .....	\$18,000 00	
Telephone .....	18,500 00	
Insurance: Other than fire .....	31 00	
Household .....	800 00	
Advertising .....	200 00	
Subscriptions and memberships .....	250 00	
Postage .....	6,000 00	
Rent: Garage .....	1,500 00	
Rent: All other .....	200 00	
All other .....	400 00	
		<hr/> 45,881 00

## Maintenance of Property:

Buildings and grounds	\$1,000 00	
Office equipment .....	800 00	
Vehicular equipment..	100 00	
Office equipment—Spe- cial .....	1,000 00	
Vehicular equipment— Special .....	1,485 00	
		<hr/> 4,385 00

## Extraordinary:

Services to clients ...	\$1,283,500 00	
Extension and im- provement projects..	52,136 00	
Expansion of reha- bilitation services ..	8,100 00	
		<hr/> 1,343,736 00

## Additions and Improvements:

Office equipment .....	2,634 00	
		<hr/> \$1,917,074 00

In addition to the appropriation here-  
inabove made, recoveries of the  
State's share of expenditures made

in the year ending June 30, 1962,  
together with those made in prior  
fiscal years, are hereby appro-  
priated.

Total Appropriation, Department  
of Labor and Industry .....\$6,079,826 00

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DEPARTMENT OF CONSERVATION AND ECONOMIC  
DEVELOPMENT

410-100. *Office of the Commissioner*

Salaries:

Commissioner .....	\$20,000 00	
Other employees .....	202,564 00	
Positions transferred from other divisions	15,053 00	
	<hr/>	\$237,617 00

Materials and Supplies:

Fuel and utilities ....	\$100 00	
Medical .....	75 00	
Vehicular .....	1,500 00	
Office .....	700 00	
Printing .....	4,000 00	
Education and reha- bilitation .....	1,350 00	
	<hr/>	7,725 00

Services Other Than Personal:

Travel .....	\$2,500 00
Telephone .....	9,000 00
Insurance: Fire .....	64 00
Insurance: Other than fire .....	90 00
Household .....	650 00
Subscriptions and memberships .....	1,450 00

Postage .....	3,400 00	
Rent: All other .....	100 00	
All other .....	100 00	
	<hr/>	17,354 00
Maintenance of Property:		
Office equipment .....	\$2,000 00	
Vehicular equipment .	750 00	
Office equipment—Spe-		
cial .....	154 00	
Vehicular equipment—		
Special .....	2,530 00	
	<hr/>	5,434 00
Additions and Improvements:		
Office equipment .....	410 00	
	<hr/>	\$268,540 00
	<hr/>	

410-101. *Debt Service*

Interest requirements on		
Emergency Housing		
Bonds—Chapter 324,		
P. L. 1946 .....	\$15,875 00	
Principal requirements		
on Emergency Hous-		
ing Bonds—Chapter		
324, P. L. 1946 .....	1,850,000 00	
Interest requirements on		
Water Development		
Bonds—Chapter 35,		
P. L. 1958 .....	822,500 00	
	<hr/>	\$2,688,375 00
	<hr/>	

420-100. *Division of Planning and Development*

## Salaries:

Director .....	\$14,000 00	
Other employees .....	2,137,731 00	
New positions .....	23,166 00	
Positions transferred from other divisions	36,880 00	
Special services ....	12,500 00	
	<hr/>	\$2,224,277 00

## Materials and Supplies:

Food .....	\$3,000 00	
Clothing .....	2,500 00	
Fuel and utilities ....	49,250 00	
Agricultural and for- estry .....	7,700 00	
Household .....	5,200 00	
Medical .....	900 00	
Vehicular .....	40,350 00	
Office .....	7,425 00	
Printing .....	26,502 00	
Education and reha- bilitation .....	1,350 00	
Scientific .....	2,515 00	
License plates .....	4,000 00	
All other .....	2,800 00	
	<hr/>	153,492 00

## Services Other Than Personal:

Travel .....	\$17,650 00
Telephone .....	39,100 00
Insurance: Fire .....	26,428 00
Insurance: Other than fire .....	10,464 00
Household .....	2,582 00
Advertising .....	610 00
Subscriptions and memberships .....	2,799 00
Legal and investiga- tive .....	4,500 00

Postage .....	17,500 00	
Rent: Garage .....	3,666 00	
Rent: Vehicular .....	4,000 00	
Rent: All other .....	3,127 00	
All other .....	19,318 00	
		<hr/> 151,744 00

## Maintenance of Property:

Buildings and grounds	\$54,420 00	
Office equipment .....	1,675 00	
Vehicular equipment .	22,350 00	
Household equipment	600 00	
Education and reha-		
bilitation equipment	1,050 00	
All other equipment ..	17,900 00	
Buildings and grounds		
—Special .....	47,500 00	
Office equipment—Spe-		
cial .....	1,067 00	
Agricultural and for-		
estry equipment—		
Special .....	5,000 00	
Vehicular equipment—		
Special .....	58,790 00	
Household equipment		
—Special .....	1,100 00	
All other equipment—		
Special .....	36,325 00	
		<hr/> 247,777 00

## Extraordinary:

Compensation awards	\$2,640 00	
Fire fighting costs ...	25,000 00	
State share of main-		
tenance, Old Bar-		
racks, Trenton ....	8,500 00	
Expanded State and		
regional planning ..	100,000 00	
State promotion and		
advertising expenses	200,000 00	
		<hr/> 336,140 00



## Additions and Improvements:

Office equipment . . . . .	\$1,885 00	
Vehicular equipment . . . . .	7,400 00	
Household equipment . . . . .	410 00	
All other equipment . . . . .	11,200 00	
		<hr/>
		20,895 00
		<hr/>
		\$3,134,325 00
		<hr/>

There is hereby appropriated the unexpended balance of the Revolving Fund created pursuant to chapter 113, P. L. 1957, for the purpose of defraying the cost of appraisal fees and advertising incidental to the sale or disposal of Veterans' Emergency Housing and, in addition thereto, all reimbursements received on account thereof, in a total sum not exceeding \$20,000.00.

There are hereby appropriated the unexpended receipts in excess of those anticipated from "General Revenue, Licenses, Fees, etc." during the fiscal year ending June 30, 1961, together with receipts in excess of those anticipated from the same sources during the fiscal year ending June 30, 1962, for additional operation and maintenance costs of the Division of Planning and Development, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

There is hereby appropriated the unexpended balance of the Revolving Fund created pursuant to chapter

106, P. L. 1959 for the purpose of printing and reprinting of literature and maps for sale and, in addition thereto, receipts derived from such sale.

In addition to the amounts hereinabove specifically appropriated, there are appropriated the unexpended balances as of June 30, 1961 in the accounts for Fire Fighting Costs and Expanded State and Regional Planning for the same purposes.

420-402. *Morris Canal and Banking Company*

*(Payable from Morris Canal Fund)*

Salaries:

Other employees ..... \$43,156 00

Materials and Supplies:

Clothing .....	\$400 00	
Fuel and utilities ....	350 00	
Agricultural and forestry .....	350 00	
Household .....	150 00	
Medical .....	100 00	
Vehicular .....	200 00	
Office .....	50 00	
Printing .....	50 00	
Scientific .....	25 00	
All other .....	155 00	
		1,830 00

Services Other Than Personal:

Travel .....	\$25 00	
Telephone .....	185 00	
Household .....	50 00	
		260 00

## Maintenance of Property:

Buildings and grounds	\$2,000 00	
Office equipment . . . . .	30 00	
Vehicular equipment .	120 00	
Vehicular equipment—		
Special . . . . .	2,850 00	
All other equipment—		
Special . . . . .	1,125 00	
		<hr/> 6,125 00

## Additions and Improvements:

Office equipment . . . . .	50 00	
		<hr/> \$51,421 00

There shall be refunded to the General State Fund such amounts as have been advanced from said fund to the Morris Canal Fund whenever and to the extent that cash in the Morris Canal Fund exceeds the liabilities thereof.

420-409. *New Jersey Pilot Commissioners*

## Salaries:

Members . . . . .	\$19,980 00
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## Materials and Supplies:

Office . . . . .	60 00
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## Services Other Than Personal:

Travel . . . . .	320 00	
		<hr/> \$20,360 00

The amounts hereinabove appropriated to the New Jersey Pilot Commissioners shall be payable out of

the receipts of the New Jersey Pilot Commissioners, and any receipts in excess of the amounts specifically set forth above are hereby appropriated, the allotment of which shall be subject to the approval of the Director, Division of Budget and Accounting and the Legislative Budget and Finance Director.

430-100. *Division of Water Policy and Supply*

Salaries:

Director and chief engineer .....	\$15,000 00	
Other employees .....	260,636 00	
New positions .....	9,594 00	
Special services .....	10,120 00	
	<hr/>	\$295,350 00

Materials and Supplies:

Fuel and utilities .....	\$2,000 00	
Household .....	75 00	
Vehicular .....	2,750 00	
Office .....	1,000 00	
Printing .....	2,000 00	
Scientific .....	500 00	
	<hr/>	8,325 00

Services Other Than Personal:

Travel .....	\$5,500 00	
Telephone .....	2,000 00	
Insurance: Other than fire .....	411 00	
Household .....	20 00	
Advertising .....	100 00	
Subscriptions and memberships .....	175 00	
Legal and investigative .....	500 00	
Postage .....	850 00	
All other .....	50 00	
	<hr/>	9,606 00

## Maintenance of Property:

Buildings and grounds	\$6,500 00	
Office equipment .....	150 00	
Vehicular equipment .	1,200 00	
All other equipment ..	2,000 00	
Buildings and grounds —Special .....	2,500 00	
Office equipment—Spe- cial .....	134 00	
	<hr/>	12,484 00

## Extraordinary:

Compensation awards	\$1,610 00	
Share of operating costs — Office of River Master .....	12,450 00	
Ground water investi- gation — R e g u l a r program .....	30,154 00	
Stream gaging stations	45,000 00	
Flood plain zoning and warning service ...	8,000 00	
East Millstone Basin project .....	12,000 00	
	<hr/>	109,214 00

## Additions and Improvements:

Office equipment .....	\$572 00	
All other equipment ..	200 00	
	<hr/>	772 00
		<hr/>
		\$435,751 00
		<hr/>

440-100. *Division of Shell Fisheries*

## Salaries:

Director .....	\$9,000 00	
Other employees .....	167,894 00	
	<hr/>	\$176,894 00

## Materials and Supplies:

Clothing .....	\$1,000 00	
Fuel and utilities ....	850 00	
Household .....	200 00	
Medical .....	25 00	
Vehicular .....	7,100 00	
Office .....	150 00	
Printing .....	1,000 00	
Scientific .....	200 00	
License plates .....	1,000 00	
All other .....	1,000 00	
	<hr/>	12,525 00

## Services Other Than Personal:

Travel .....	\$2,500 00	
Telephone .....	1,100 00	
Insurance: Fire .....	2 00	
Insurance: Other than fire .....	6,103 00	
Advertising .....	25 00	
Subscriptions and memberships .....	50 00	
Postage .....	200 00	
Rent: All other .....	220 00	
All other .....	50 00	
	<hr/>	10,250 00

## Maintenance of Property:

Buildings and grounds	\$200 00	
Office equipment .....	75 00	
Vehicular equipment .	10,250 00	
Vehicular equipment— Special .....	3,540 00	
	<hr/>	14,065 00

## Extraordinary:

Oyster research .....	\$19,000 00	
Shelling and planting oyster beds .....	3,000 00	
Shelling beds, seeds, drills — Maurice river .....	12,000 00	
	<hr/>	34,000 00

## Additions and Improvements:

Vehicular equipment .....	1,000 00
	<hr/>
	\$248,734 00
	<hr/>

450-400. *Division of Fish and Game*  
*(Payable Out of Hunters' and Anglers'*  
*License Fund)*

## Salaries:

Director .....	\$14,000 00
Other employees .....	750,846 00
Special services .....	6,000 00
	<hr/>
	\$770,846 00

## Materials and Supplies:

Clothing .....	\$7,000 00
Fuel and utilities ....	17,770 00
Agricultural and for- estry .....	25,670 00
Household .....	2,000 00
Vehicular .....	44,035 00
Office .....	2,500 00
Printing .....	61,000 00
Education and reha- bilitation .....	1,760 00
Fish and game propa- gation .....	195,950 00
All other .....	6,000 00
	<hr/>
	363,685 00

## Services Other Than Personal:

Travel .....	\$21,000 00
Telephone .....	12,240 00
Insurance: Fire .....	1,935 00
Insurance: Other than fire .....	16,257 00
Subscriptions and memberships .....	170 00

Legal and investiga-		
tive .....	100 00	
Postage .....	9,500 00	
Rent: Office and build-		
ing .....	8,586 00	
Rent: All other .....	1,250 00	
All other .....	990 00	
	<hr/>	72,028 00
Maintenance of Property:		
Buildings and grounds	\$8,735 00	
Office equipment .....	175 00	
Vehicular equipment .	17,000 00	
All other equipment ..	5,500 00	
Buildings and grounds		
—Special .....	3,200 00	
Office equipment—Spe-		
cial .....	500 00	
Vehicular equipment—		
Special .....	46,000 00	
All other equipment—		
Special .....	13,560 00	
	<hr/>	94,670 00
Extraordinary:		
Compensation awards	\$5,165 00	
Deer management ...	12,000 00	
	<hr/>	17,165 00
Additions and Improvements:		
Buildings and grounds .....	17,100 00	
	<hr/>	\$1,335,494 00
	<hr/>	

There are hereby appropriated the funds in the Hunters' and Anglers' License Fund in excess of the amounts hereinabove specifically set forth, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.



*Division of Fish and Game**451-400. Public Shooting and Fishing Grounds**(Payable Out of Public Shooting and Fishing  
Grounds Fund)*

## Salaries:

Other employees ..... \$138,153 00

## Materials and Supplies:

Fuel and utilities .... \$3,500 00

Agricultural and for-  
estry ..... 25,000 00

Vehicular ..... 12,500 00

Office ..... 150 00

Printing ..... 1,000 00

---

42,150 00

## Services Other Than Personal:

Travel ..... \$2,000 00

Telephone ..... 2,000 00

Insurance: Other than  
fire ..... 1,302 00

Rent: All other ..... 1,000 00

All other ..... 200 00

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6,502 00

## Maintenance of Property:

Buildings and grounds \$3,700 00

Vehicular equipment . 4,200 00

All other equipment .. 3,000 00

Vehicular equipment—  
Special ..... 7,940 00All other equipment—  
Special ..... 1,890 00

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20,730 00

## Additions and Improvements:

Buildings and grounds ..... 600 00

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\$208,135 00

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There are hereby appropriated the funds in the Public Shooting and Fishing Grounds Fund in excess of the amounts hereinabove specifically set forth, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

460-100. *Division of Veterans' Services*

Salaries:

Director .....	\$10,000 00	
Other employees .....	187,382 00	
	<hr/>	\$197,382 00

Materials and Supplies:

Vehicular .....	\$350 00	
Office .....	1,200 00	
Printing .....	650 00	
Education and reha- bilitation .....	100 00	
	<hr/>	2,300 00

Services Other Than Personal:

Travel .....	\$3,300 00	
Telephone .....	6,500 00	
Insurance: Fire .....	25 00	
Insurance: Other than fire .....	330 00	
Household .....	450 00	
Subscriptions and memberships .....	160 00	
Postage .....	2,700 00	
Rent: Garage .....	180 00	
All other .....	100 00	
	<hr/>	13,745 00

## Maintenance of Property:

Office equipment .....	\$150 00	
Vehicular equipment .	100 00	
Office equipment—Special .....	510 00	
	<hr/>	760 00
		<hr/>
		\$214,187 00
		<hr/>

Total Appropriation, Department of Conservation and Economic Development .....\$8,605,322 00

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## DEPARTMENT OF EDUCATION

500-100. *Commissioner's Office*

## Salaries:

Commissioner .....	\$22,000 00	
Assistant commissioners .....	95,778 00	
Other employees .....	795,103 00	
New positions .....	36,429 00	
Special services .....	20,500 00	
	<hr/>	\$969,810 00

## Materials and Supplies:

Vehicular .....	\$3,950 00	
Office .....	13,000 00	
Printing .....	20,000 00	
Education and rehabilitation .....	1,000 00	
	<hr/>	37,950 00

## Services Other Than Personal:

Travel .....	\$27,000 00
Telephone .....	18,000 00
Insurance: Fire .....	263 00
Insurance: Other than fire .....	516 00

Subscriptions and memberships .....	2,500 00	
Legal and investigative .....	6,500 00	
Postage .....	17,500 00	
All other .....	500 00	
	<hr/>	72,779 00

Maintenance of Property:		
Office equipment .....	\$2,000 00	
Vehicular equipment .	850 00	
Office equipment—Special .....	684 00	
Vehicular equipment—Special .....	16,900 00	
	<hr/>	20,434 00

Additions and Improvements:		
Office equipment .....	\$8,633 00	
Vehicular equipment .	1,875 00	
	<hr/>	10,508 00
		<hr/>
		\$1,111,481 00

There are hereby appropriated the receipts derived from the High School Equivalency Testing Program as a continuing revolving fund.

#### 500-101. *Debt Service*

Interest requirements on  
State College Construction Bonds—Act  
of 1951 ..... \$126,313 00

Principal requirements  
on State College Construction Bonds—Act  
of 1951 ..... 1,075,000 00

Interest requirements on State Higher Educa- tion Bonds—Chapters 10 and 42, P. L. 1959 ..	2,314,250 00	
	<hr/>	\$3,515,563 00

500-115. *Administration of Industrial Education,  
Manual Training and Vocational Schools*

*Smith-Hughes Program*

Salaries:

Other employees .....	\$82,135 00	
Special services .....	3,000 00	
	<hr/>	\$85,135 00

Services Other Than Personal:

Travel .....	4,000 00	
	<hr/>	\$89,135 00

500-116. *Administration of Industrial Education,  
Manual Training and Vocational Schools*

*George-Barden Program*

Salaries:

Other employees .....	\$99,210 00	
New positions .....	16,275 00	
Special services .....	11,700 00	
	<hr/>	\$127,185 00

Materials and Supplies:

Office .....	\$8,000 00	
Printing .....	2,750 00	
Education and reha- bilitation .....	425 00	
All other .....	100 00	
	<hr/>	11,275 00

## Services Other Than Personal:

Travel .....	\$13,000 00	
Telephone .....	2,900 00	
Advertising .....	150 00	
Subscriptions and memberships .....	275 00	
Postage .....	1,600 00	
All other .....	300 00	
	<hr/>	18,225 00

## Maintenance of Property:

Office equipment .....	1,350 00
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## Extraordinary:

Home economics teacher training ..	34,000 00
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## Additions and Improvements:

Office equipment .....	2,370 00	
	<hr/>	\$194,405 00

500-125. *State Competitive Scholarships and  
Student Loans*

## Salaries:

Other employees .....	\$44,908 00	
Special Services .....	3,000 00	
	<hr/>	\$47,908 00

## Materials and Supplies:

Office .....	\$3,000 00	
Printing .....	4,000 00	
All other .....	200 00	
	<hr/>	7,200 00

## Services Other Than Personal:

Travel .....	\$2,000 00
Telephone .....	750 00
Subscriptions and memberships .....	100 00

Postage .....	3,500 00	
All other .....	500 00	
	<hr/>	6,850 00
Maintenance of Property:		
Office equipment .....		100 00
Extraordinary:		
Scholarship awards ..	\$1,850,000 00	
For student loans, pur-		
suant to chapter 121,		
P. L. 1959 .....	100,000 00	
	<hr/>	1,950,000 00
		<hr/>
		\$2,012,058 00
		<hr/>

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

520-100. *Division of the State Library, Archives and History*

Salaries:

Other employees .....	\$285,385 00	
New positions .....	4,750 00	
	<hr/>	\$290,135 00

Materials and Supplies:

Vehicular .....	\$1,100 00	
Office .....	5,500 00	
Printing .....	12,000 00	
Education and reha-		
bilitation .....	55,000 00	
	<hr/>	73,600 00

Services Other Than Personal:

Travel .....	\$2,500 00	
Telephone .....	3,200 00	
Insurance: Fire .....	86 00	

Insurance: Other than fire .....	341 00	
Subscriptions and memberships .....	7,000 00	
Postage .....	4,000 00	
Rent: Garage .....	300 00	
All other .....	100 00	
	<hr/>	17,527 00
Maintenance of Property:		
Office equipment .....	\$300 00	
Vehicular equipment .	300 00	
Vehicular equipment— Special .....	1,800 00	
	<hr/>	2,400 00
Additions and Improvements:		
Office equipment .....	\$355 00	
All other equipment ..	900 00	
	<hr/>	1,255 00
		<hr/>
		\$384,917 00

The unexpended balance in the micro-filming account as of June 30, 1961 is hereby appropriated.

530-100. *Division of State Museum*

Salaries:		
Other employees .....	\$91,667 00	
Special services.. .	2,500 00	
	<hr/>	\$94,167 00
Materials and Supplies:		
Clothing .....	\$300 00	
Office .....	1,300 00	
Printing .....	2,500 00	
Education and reha- bilitation .....	1,300 00	
All other .....	800 00	
	<hr/>	6,200 00



## Services Other Than Personal:

Travel .....	\$800 00	
Telephone .....	1,650 00	
Insurance: Fire .....	4 00	
Insurance: Other than fire .....	250 00	
Subscriptions and memberships .....	225 00	
Postage .....	3,600 00	
Rent: Office equip- ment (All other)	145 00	
	<hr/>	6,674 00

## Maintenance of Property:

Office equipment .....	\$150 00	
All other equipment ..	2,000 00	
Office equipment—Spe- cial .....	160 00	
All other equipment— Special .....	445 00	
	<hr/>	2,755 00

## Extraordinary:

Archeological research .....	2,000 00
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## Additions and Improvements:

Buildings and grounds	\$1,000 00	
Office equipment .....	421 00	
Education and reha- bilitation equipment	1,200 00	
New Jersey collections	2,000 00	
All other equipment ..	435 00	
	<hr/>	5,056 00

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\$116,852 00

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Not more than one-half of the receipts from charges made for mailing and handling of films are hereby appropriated as a revolving fund to be used to replace damaged or lost films.

Receipts from the sale of literature  
are hereby appropriated as a re-  
volving fund to be used for the pur-  
pose of printing and reprinting  
literature for sale.

540-100. *Division on Civil Rights*

Salaries:

Other employees ..... \$110,674 00

Materials and Supplies:

Vehicular .....	\$3,000 00	
Office .....	1,000 00	
Printing .....	3,500 00	
Education and reha- bilitation .....	600 00	
	<hr/>	8,100 00

Services Other Than Personal:

Travel .....	\$3,500 00	
Telephone .....	2,100 00	
Insurance: Fire .....	3 00	
Insurance: Other than fire .....	305 00	
Subscriptions and memberships .....	100 00	
Legal and investiga- tive .....	1,500 00	
Postage .....	900 00	
Rent: Garage .....	480 00	
Rent: All other .....	100 00	
All other .....	100 00	
	<hr/>	9,088 00

Maintenance of Property:

Office equipment .....	\$100 00	
Vehicular equipment..	500 00	
Vehicular equipment— Special .....	4,830 00	
	<hr/>	5,430 00

## Additions and Improvements:

Education and rehabilitation equipment .....	700 00
	<hr/>
	\$133,992 00
	<hr/>

550-100. *Glassboro State College*

## Salaries:

Other employees .....	\$342,065 00
New positions .....	45,804 00
Academic officers and employees .....	796,065 00
New positions .....	114,175 00
Food in lieu of cash ..	4,640 00
	<hr/>
	\$1,302,749 00

## Materials and Supplies:

Food .....	\$140,000 00
Fuel and utilities ....	61,000 00
Agricultural and forestry .....	2,000 00
Household .....	11,000 00
Medical .....	700 00
Vehicular .....	500 00
Office .....	2,000 00
Printing .....	3,500 00
Education and rehabilitation .....	13,500 00
Library .....	22,500 00
	<hr/>
	256,700 00

## Services Other Than Personal:

Travel .....	\$4,000 00
Telephone .....	8,000 00
Insurance: Fire .....	6,516 00
Insurance: Other than fire .....	818 00
Household .....	11,000 00

Subscriptions and memberships .....	750 00	
Postage .....	1,750 00	
Entertainment .....	500 00	
Automation services	2,600 00	
All other .....	100 00	
		<hr/>
		36,034 00
Maintenance of Property:		
Buildings and grounds	\$20,300 00	
Office equipment .....	500 00	
Vehicular equipment .	400 00	
Household equipment	1,000 00	
Education and rehabilitation equipment	400 00	
Buildings and grounds—Special .....	6,000 00	
Vehicular equipment—Special .....	2,000 00	
All other equipment—Special .....	2,000 00	
		<hr/>
		32,600 00
Extraordinary:		
Part-time, summer and graduate program .....		193,000 00
Additions and Improvements:		
Office equipment .....	\$3,020 00	
Education and rehabilitation equipment	10,000 00	
All other equipment ..	1,760 00	
		<hr/>
		14,780 00
		<hr/>
		\$1,835,863 00
		<hr/>

551-100. *Jersey City State College*

Salaries:	
Other employees .....	\$154,096 00
New positions .....	25,857 00

Academic officers and employees .....	779,409 00	
New positions .....	117,336 00	
Food in lieu of cash ..	540 00	
	<hr/>	\$1,077,238 00

## Materials and Supplies:

Food .....	\$27,500 00	
Fuel and utilities ....	21,000 00	
Agricultural and forestry .....	400 00	
Household .....	4,000 00	
Medical .....	300 00	
Vehicular .....	350 00	
Office .....	2,500 00	
Printing .....	3,500 00	
Education and rehabilitation .....	11,000 00	
Library .....	24,000 00	
	<hr/>	94,550 00

## Services Other Than Personal:

Travel .....	\$2,500 00	
Telephone .....	3,500 00	
Insurance: Fire .....	2,773 00	
Insurance: Other than fire .....	196 00	
Household .....	1,200 00	
Subscriptions and memberships .....	500 00	
Postage .....	2,500 00	
Entertainment .....	750 00	
Automation service ..	3,600 00	
	<hr/>	17,519 00

## Maintenance of Property:

Buildings and grounds	\$9,650 00	
Office equipment .....	500 00	
Vehicular equipment .	100 00	
Household equipment	500 00	
Education and rehabilitation equipment	600 00	

Office equipment—Special .....	1,065 00	
Vehicular equipment—Special .....	2,400 00	
Education and rehabilitation equipment—Special .....	2,124 00	
All other equipment—Special .....	7,000 00	
	<hr/>	23,939 00

## Extraordinary:

Part-time, summer and graduate program .....	\$100,460 00
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## Additions and Improvements:

Buildings and grounds	\$2,840 00	
Office equipment .....	6,755 00	
Education and rehabilitation equipment	4,000 00	
	<hr/>	13,595 00
		<hr/>
		\$1,327,301 00
		<hr/>

552-100. *Newark State College*

## Salaries:

Other employees .....	\$271,049 00	
New positions .....	44,697 00	
Academic officers and employees .....	735,190 00	
New positions .....	99,147 00	
Food in lieu of cash ..	972 00	
	<hr/>	\$1,151,055 00

## Materials and Supplies:

Food .....	\$24,000 00
Fuel and utilities ....	55,000 00
Agricultural and forestry .....	2,500 00

Household .....	5,000 00	
Medical .....	250 00	
Vehicular .....	750 00	
Office .....	2,500 00	
Printing .....	5,000 00	
Education and reha- bilitation .....	28,000 00	
Library .....	30,000 00	
	<hr/>	153,000 00
Services Other Than Personal:		
Travel .....	\$4,000 00	
Telephone .....	8,000 00	
Insurance: Fire .....	9,096 00	
Insurance: Other than fire .....	562 00	
Household .....	2,500 00	
Subscriptions and memberships .....	600 00	
Postage .....	3,500 00	
Entertainment .....	1,000 00	
Automation services .....	3,500 00	
	<hr/>	32,758 00
Maintenance of Property:		
Buildings and grounds	\$12,500 00	
Office equipment .....	500 00	
Vehicular equipment .	200 00	
Household equipment	500 00	
Scientific equipment..	400 00	
All other equipment..	50 00	
Buildings and grounds —Special .....	5,000 00	
All other equipment— Special .....	2,000 00	
	<hr/>	21,150 00
Extraordinary:		
Part-time, summer and graduate program .....		340,000 00

## Additions and Improvements:

Buildings and grounds	\$2,323 00	
Office equipment .....	5,900 00	
Education and rehabilitation equipment	15,000 00	
		<hr/> 23,223 00
		<hr/> \$1,721,186 00

553-100. *Paterson State College*

## Salaries:

Other employees .....	\$258,760 00	
New positions .....	36,492 00	
Academic officers and employees .....	848,821 00	
New positions .....	113,303 00	
		<hr/> \$1,257,376 00

## Materials and Supplies:

Fuel and utilities ....	\$50,000 00	
Agricultural and forestry .....	1,500 00	
Household .....	8,000 00	
Medical .....	300 00	
Vehicular .....	650 00	
Office .....	2,500 00	
Printing .....	4,000 00	
Education and rehabilitation .....	20,000 00	
Library .....	30,000 00	
		<hr/> 116,950 00

## Services Other Than Personal:

Travel .....	\$4,000 00	
Telephone .....	9,000 00	
Insurance: Fire .....	5,294 00	
Insurance: Other than fire .....	789 00	
Household .....	1,000 00	



Subscriptions and memberships .....	650 00	
Postage .....	3,000 00	
Entertainment .....	1,000 00	
Automation services .....	3,000 00	
	<hr/>	27,733 00
Maintenance of Property:		
Buildings and grounds	\$19,000 00	
Office equipment .....	250 00	
Vehicular equipment .	300 00	
Household equipment	300 00	
Education and rehabilitation equipment	500 00	
Office equipment—Special .....	1,800 00	
Vehicular equipment—Special .....	3,000 00	
Education and rehabilitation equipment—Special .....	1,500 00	
All other equipment—Special .....	1,260 00	
	<hr/>	27,910 00
Extraordinary:		
Part-time, summer and graduate program .....		198,500 00
Additions and Improvements:		
Office equipment .....	\$5,594 00	
Education and rehabilitation equipment	20,000 00	
	<hr/>	25,594 00
		<hr/>
		\$1,654,063 00
		<hr/>

554-100. *Montclair State College*

## Salaries:

Other employees .....	\$358,001 00	
New positions .....	38,961 00	
Academic officers and employees .....	1,200,815 00	
New positions .....	66,178 00	
Food in lieu of cash ..	2,304 00	
		<hr/> \$1,666,259 00

## Materials and Supplies:

Fuel and utilities ....	\$72,000 00	
Agricultural and for- estry .....	4,500 00	
Household .....	8,500 00	
Medical .....	500 00	
Vehicular .....	750 00	
Office .....	3,500 00	
Printing .....	5,000 00	
Education and reha- bilitation .....	20,000 00	
Library .....	30,000 00	
All other .....	500 00	
		<hr/> 145,250 00

## Services Other Than Personal:

Travel .....	\$6,000 00	
Telephone .....	12,000 00	
Insurance: Fire .....	7,073 00	
Insurance: Other than fire .....	819 00	
Household .....	10,000 00	
Subscriptions and memberships .....	650 00	
Postage .....	5,000 00	
Entertainment .....	500 00	
Automation services	4,000 00	
Food service by con- tract .....	171,312 00	
		<hr/> 217,354 00

Maintenance of Property:		
Buildings and grounds	\$50,000 00	
Office equipment . . . . .	850 00	
Vehicular equipment .	750 00	
Household equipment	1,000 00	
Scientific equipment..	600 00	
Buildings and grounds		
—Special . . . . .	8,000 00	
Office equipment—Spe-		
cial . . . . .	3,700 00	
Education and reha-		
bilitation equipment		
—Special . . . . .	9,530 00	
All other equipment—		
Special . . . . .	1,000 00	
	<hr/>	75,430 00
Extraordinary:		
Part-time, summer and graduate		
program . . . . .		195,500 00
Additions and Improvements:		
Office equipment . . . . .	\$4,500 00	
Vehicular equipment .	2,435 00	
Scientific equipment..	10,000 00	
Education and reha-		
bilitation equipment	5,000 00	
	<hr/>	21,935 00
		<hr/>
		\$2,321,728 00
		<hr/>

555-100. *Trenton State College*

Salaries:		
Other employees . . . . .	\$450,886 00	
New positions . . . . .	32,505 00	
Academic officers and		
employees . . . . .	951,675 00	
New positions . . . . .	72,756 00	
Food in lieu of cash ..	8,748 00	
	<hr/>	\$1,516,570 00

## Materials and Supplies:

Food .....	\$270,000 00	
Fuel and utilities ....	85,000 00	
Agricultural and forestry .....	1,200 00	
Household .....	11,500 00	
Medical .....	500 00	
Vehicular .....	700 00	
Office .....	2,500 00	
Printing .....	3,200 00	
Education and rehabilitation .....	18,000 00	
Library .....	28,000 00	
	<hr/>	420,600 00

## Services Other Than Personal:

Travel .....	\$4,000 00	
Telephone .....	14,000 00	
Insurance: Fire .....	9,043 00	
Insurance: Other than fire .....	777 00	
Household .....	15,000 00	
Subscriptions and memberships .....	700 00	
Postage .....	3,000 00	
Entertainment .....	400 00	
Automation services .....	3,500 00	
	<hr/>	50,420 00

## Maintenance of Property:

Buildings and grounds	\$28,000 00
Office equipment .....	300 00
Agricultural and forestry equipment ...	400 00
Vehicular equipment .	650 00
Household equipment	2,200 00
Scientific equipment..	2,000 00
Buildings and grounds—Special .....	9,000 00
Office equipment—Special .....	2,654 00

Vehicular equipment—		
Special .....	2,080 00	
Education and reha-		
bilitation equipment		
—Special .....	6,111 00	
All other equipment—		
Special .....	4,700 00	
	<hr/>	58,095 00
Extraordinary:		
Demonstration school		
services .....	\$130,000 00	
Part-time, summer and		
graduate program..	246,460 00	
	<hr/>	376,460 00
Additions and Improvements:		
Office equipment .....	\$3,812 00	
Agricultural and for-		
estry equipment ...	1,100 00	
Education and reha-		
bilitation equipment	21,000 00	
	<hr/>	25,912 00
		<hr/>
		\$2,448,057 00
		<hr/>

Receipts at all State colleges from fees for student service charges, supervision of student teaching, clinical service charges, School of Conservation charges, entrance application and registration fees, together with the unexpended balances from such sources as of June 30, 1961, are hereby appropriated.

Receipts at all State colleges in excess of those anticipated from the operation of part-time, summer, field extension and graduate courses, together with the unexpended bal-

ances from such sources as of June 30, 1961, are hereby appropriated.

Receipts at all State colleges in excess of those anticipated from regular tuition and the operation of cafeterias and boarding halls are hereby appropriated.

560-100. *State School for the Deaf*

Salaries:

Other employees .....	\$443,704 00	
New positions .....	7,176 00	
Academic officers and employees .....	473,482 00	
New positions .....	4,309 00	
Food in lieu of cash ..	12,435 00	
Special services .....	1,500 00	
		<hr/>
		\$942,606 00

Materials and Supplies:

Food .....	\$50,228 00	
Clothing .....	1,500 00	
Fuel and utilities ....	40,000 00	
Agriculture and forestry .....	1,600 00	
Household .....	11,500 00	
Medical .....	1,600 00	
Vehicular .....	1,100 00	
Office .....	500 00	
Education and rehabilitation .....	14,500 00	
All other .....	350 00	
		<hr/>
		122,878 00

Services Other Than Personal:

Travel .....	\$750 00
Telephone .....	4,150 00
Insurance: Fire .....	3,935 00

Insurance: Other than		
fire .....	583 00	
Postage .....	770 00	
Entertainment .....	750 00	
Rent: Vehicular .....	2,270 00	
	<hr/>	13,208 00
Maintenance of Property:		
Buildings and grounds	\$17,100 00	
Vehicular equipment .	650 00	
Buildings and grounds		
—Special .....	11,370 00	
Office equipment—Spe-		
cial .....	500 00	
Vehicular equipment—		
Special .....	1,900 00	
Household equipment		
—Special .....	3,000 00	
All other equipment—		
Special .....	9,800 00	
	<hr/>	44,320 00
Additions and Improvements:		
Scientific equipment .....	2,500 00	
	<hr/>	\$1,125,512 00
	<hr/>	

562-400. *State School of Conservation—Lake  
Wapalanne*

Salaries:		
Other employees .....	\$65,328 00	
New positions .....	4,309 00	
	<hr/>	\$69,637 00
Materials and Supplies:		
Food .....	\$28,000 00	
Fuel and utilities ....	7,000 00	
Agricultural and for-		
estry .....	200 00	
Household .....	3,000 00	

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Medical .....	200 00	
Vehicular .....	1,800 00	
Office .....	350 00	
Printing .....	600 00	
Education and reha- bilitation .....	1,000 00	
All other .....	100 00	
	<hr/>	42,250 00
Services Other Than Personal:		
Travel .....	\$750 00	
Telephone .....	1,000 00	
Insurance: Other than fire .....	30 00	
Household .....	400 00	
Subscriptions and memberships .....	150 00	
Postage .....	600 00	
All other .....	200 00	
	<hr/>	3,130 00
Maintenance of Property:		
Buildings and grounds	\$200 00	
Office equipment .....	125 00	
Vehicular equipment .	425 00	
Household equipment	100 00	
Vehicular equipment.— Special .....	1,600 00	
	<hr/>	2,450 00
Additions and Improvements:		
Household equipment	\$928 00	
Scientific equipment..	500 00	
	<hr/>	1,428 00
		<hr/>
		\$118,895 00
		<hr/>

The amounts hereinabove appropri-  
ated shall be payable out of receipts  
derived from the operation of this



school. There are hereby appropriated receipts in excess of the amounts hereinabove specifically set forth, together with the balance of such receipts as of June 30, 1961, the allotment of which shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

*Rutgers University, The State University of New Jersey*

570-100. *General University*

Salaries:

Other employees . . .	\$12,332,001 00	
New positions . . . . .	503,566 00	
	<hr/>	\$12,835,567 00

Materials and Supplies:

Food . . . . .	\$4,500 00	
Fuel and utilities . .	440,000 00	
Equipment . . . . .	235,000 00	
Equipment: College of Pharmacy . . . .	25,000 00	
Equipment: College of Engineering . .	60,000 00	
Office . . . . .	235,000 00	
Educational, recreational and library	465,000 00	
Supplies . . . . .	250,000 00	
Farm supplies . . . . .	2,000 00	
	<hr/>	1,716,500 00

Services Other Than Personal:

Travel . . . . .	\$158,000 00
Telephone . . . . .	125,000 00
Insurance (including group insurance).	125,164 00

Household (laundry)	16,000 00	
Subscriptions and memberships ....	10,000 00	
Freight, express and cartage .....	35,000 00	
Postage .....	73,100 00	
Sundry expense ...	15,000 00	
Rent: Buildings ...	120,000 00	
Rent: Equipment ..	35,000 00	
Commencement ...	15,000 00	
Investment custodian expenses....	9,500 00	
Auditing and legal services .....	25,000 00	
Taxes and municipal services .....	196,000 00	
Outside services ...	42,000 00	
	<hr/>	999,764 00
Maintenance of Property:		
Buildings and grounds .....	\$650,000 00	
Equipment .....	80,000 00	
	<hr/>	730,000 00
Extraordinary:		
Research grants ...	\$100,000 00	
Retirement allowances .....	238,372 00	
Expenses paid from dedicated endowment and special funds (including investment income added to principal)	579,400 00	
Contingent fund ...	50,000 00	
Interest .....	170,000 00	
Amortization of capital debt .....	235,000 00	
	<hr/>	1,372,772 00
		<hr/>
		\$17,654,603 00

## Less Income:

General University income deductions (including scholarships) ..	7,157,906 00
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Net amount State University appropriations to be used as follows:

Administration and instruction (exclusive of scholarships) .....	\$10,490,897 00
Land grant interest .....	5,800 00

Sub-total Appropriation...	\$10,496,697 00
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Of the amount set forth above, not less than \$220,000.00 shall be used for the Institute of Labor Management.

Of the amount set forth above, not less than \$68,500.00 shall be used to operate the South Jersey College of Law at Camden as a 3-year Law School.

571-100. *Douglass College*

## Salaries:

Other employees .....	\$1,732,041 00
New positions .....	158,359 00
	<u>\$1,890,400 00</u>

## Materials and Supplies:

Food .....	\$2,800 00
Fuel and utilities ....	50,000 00
Office .....	27,500 00
Education and rehabilitation .....	25,000 00
Supplies .....	35,000 00
Equipment .....	56,000 00
	<u>196,300 00</u>

## Services Other Than Personal:

Travel .....	\$7,500 00	
Telephone .....	14,500 00	
Insurance: Fire .....	19,000 00	
Household .....	1,200 00	
Postage .....	8,000 00	
Freight, express and cartage .....	6,000 00	
Entertainment .....	1,000 00	
Sundry expenses ....	2,500 00	
Auditing and legal expenses .....	1,700 00	
Taxes and municipal services .....	18,000 00	
Investment custodian expenses .....	5,000 00	
Outside services .....	5,000 00	
		<u>89,400 00</u>

## Maintenance of Property:

Plant repairs .....	\$210,000 00	
Equipment repairs ..	14,000 00	
		<u>224,000 00</u>

## Extraordinary:

Retirement allowance.	\$82,500 00	
Expenses paid from special funds .....	195,800 00	
Contingent .....	10,000 00	
Interest .....	11,000 00	
Debt service .....	47,200 00	
Intra-University serv- ices .....	58,042 00	
		<u>404,542 00</u>

\$2,804,642 00

Less income deductions (including  
scholarships) ..... 1,117,890 00

Sub-total Appropriation .... \$1,686,752 00

572-100. *Agricultural Experiment Station*

## Salaries:

Director .....	\$7,200 00	
Other employees .....	2,460,001 00	
	<hr/>	\$2,467,201 00

## Materials and Supplies:

Fuel and utilities ....	\$74,000 00	
Agricultural and for-		
estry .....	88,000 00	
Household .....	150 00	
Medical .....	40,000 00	
Vehicular .....	12,500 00	
Office .....	8,000 00	
Printing .....	17,000 00	
Replacement: Motor		
vehicles .....	15,000 00	
Replacement: Office		
equipment .....	1,500 00	
	<hr/>	256,150 00

## Services Other Than Personal:

Travel .....	\$15,000 00	
Telephone .....	25,000 00	
Insurance .....	8,000 00	
Freight, express and		
cartage .....	700 00	
Household .....	750 00	
Subscriptions and		
memberships .....	1,660 00	
Postage .....	7,500 00	
Development and op-		
eration of mosquito		
traps .....	500 00	
Registration of		
animals .....	400 00	
Veterinary and medi-		
cal treatment .....	1,000 00	
Rent: All other .....	10,000 00	
	<hr/>	70,510 00

## Maintenance of Property:

Buildings and grounds	\$55,000 00	
Vehicular equipment .	7,000 00	
Scientific equipment..	8,000 00	
	<hr/>	70,000 00

## Extraordinary:

Research — Domestic pest control .....	\$15,000 00	
Research—Horses ...	25,000 00	
Research—Fruit fly control .....	10,000 00	
Expanded research and education pro- gram — Mosquito control .....	50,000 00	
Research—Poultry dis- ease .....	20,000 00	
Research—Swine dis- ease .....	25,000 00	
	<hr/>	145,000 00

## Additions and Improvements:

Office equipment .....	\$2,000 00	
Laboratory equipment	24,000 00	
Farm equipment .....	7,000 00	
Reconstruction and repairs to Beemers- ville property .....	8,000 00	
	<hr/>	41,000 00

Sub-total Appropriation... \$3,049,861 00

The unexpended balances in the accounts of the Agricultural Experiment Station as of June 30, 1961, are hereby appropriated for research in 1961-62.

573-100. *Scholarships*

General University....	\$130,000 00
Douglass College .....	70,000 00
Sub-total Appropriation .....	_____ \$200,000 00
Total Appropriation, State University .....	_____ \$15,433,310 00

574-100. *Newark College of Engineering and Newark Technical School*

## Extraordinary:

For the purchase of higher education at the Newark College of Engineering and Newark Technical School, by contract, pursuant to chapter 51, P. L. 1945 ..	\$1,488,476 00
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575-100. *Trenton Junior College and School of Industrial Arts*

## Extraordinary:

For the purchase of higher education at the Trenton Junior College and School of Industrial Arts, by contract, pursuant to chapter 51, P. L. 1945 .....	\$100,000 00
Total Appropriation, Department of Education .....	_____ \$37,132,794 00

## STATE HIGHWAY DEPARTMENT

610-100. *General*

## Salaries:

Commissioner .....	\$22,000 00	
Other employees .....	6,557,042 00	
New positions .....	165,187 00	
State Highway Engineer .....	18,000 00	
Wages of labor .....	6,219,699 00	
Special services .....	42,000 00	
	<hr/>	\$13,023,928 00

## Materials and Supplies:

Clothing .....	\$1,950 00	
Fuel and utilities ....	900,000 00	
Household .....	1,000 00	
Medical .....	1,800 00	
Vehicular .....	1,000 00	
Tires and tubes .....	60,000 00	
Gas, oil and grease ..	280,000 00	
Parts .....	154,350 00	
Office .....	34,000 00	
Printing .....	11,950 00	
Scientific .....	6,500 00	
Road maintenance ...	2,584,100 00	
Tools .....	41,070 00	
	<hr/>	4,077,720 00

## Services Other Than Personal:

Travel .....	\$64,000 00	
Telephone .....	54,900 00	
Insurance: Fire .....	18,567 00	
Insurance: Other than fire .....	77,332 00	
Household .....	300 00	
Advertising .....	4,500 00	
Subscriptions and memberships .....	4,500 00	
Postage .....	26,900 00	
Microfilming services	1,000 00	



Rent: Garage .....	42,539 00	
Rent: Ground .....	7,500 00	
Rent: Office equip- ment (data proc- essing) .....	34,320 00	
Rent: Office equip- ment (All other) .....	1,800 00	
Rent: Construction equipment .....	200,000 00	
All other .....	140 00	
	<hr/>	538,298 00

## Maintenance of Property:

Buildings and grounds	\$5,000 00	
Office equipment .....	2,902 00	
All other equipment ..	15,000 00	
Buildings and grounds —Special .....	23,350 00	
Office equipment—Spe- cial .....	10,000 00	
Vehicular equipment— Special .....	500,000 00	
All other equipment— Special .....	1,100 00	
	<hr/>	557,352 00

## Extraordinary:

Maintenance by agree- ment and contract ..	\$1,775,000 00	
Compensation awards	55,000 00	
	<hr/>	1,830,000 00

## Additions and Improvements:

Buildings and grounds	\$52,000 00	
Office equipment .....	5,000 00	
Vehicular equipment ..	300,000 00	
Scientific equipment ..	5,000 00	
	<hr/>	362,000 00
		<hr/>
		\$20,389,298 00
		<hr/>

The unexpended balance in this account as of June 30, 1961 is hereby appropriated for operation and maintenance during 1961-62.

610-101. *Debt Service*

Interest requirement on Highway Improvement Bonds—Act of 1930 ..	\$717,180 00
Principal requirement on Highway Improvement Bonds—Act of 1930 ..	2,155,000 00
	<hr/> \$2,872,180 00

630-100. *Division of Railroad Transportation*

Extraordinary:

For expenses of the Division .....	\$100,000 00
To carry out the provi- sions of P. L. 1960, c. 66 .....	5,650,000 00
	<hr/> \$5,750,000 00

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

In addition hereto, there is hereby appropriated the unexpended balance as of June 30, 1961 of the sum made available to carry out the provisions of P. L. 1960, c. 66 from the appropriation for construction of the State highway system during the fiscal year ended June 30, 1961.

Total Appropriation, State Highway Department ...	<hr/> \$29,011,478 00 <hr/>
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## DEPARTMENT OF INSTITUTIONS AND AGENCIES

700-100. *Administration—General*

## Salaries:

Commissioner .....	\$20,000 00	
Other employees .....	667,696 00	
New positions .....	6,654 00	
	<hr/>	\$694,350 00

## Materials and Supplies:

Vehicular .....	\$6,500 00	
Office .....	5,000 00	
Printing .....	4,000 00	
Scientific .....	250 00	
	<hr/>	15,750 00

## Services Other Than Personal:

Travel .....	\$3,000 00	
Telephone .....	14,250 00	
Insurance: Fire .....	132 00	
Insurance: Other than fire .....	5,094 00	
Advertising .....	1,200 00	
Subscriptions and memberships .....	1,120 00	
Postage .....	5,000 00	
Rent: Garage .....	2,050 00	
Rent: Office equip- ment (data proc- essing) .....	19,284 00	
All other .....	3,000 00	
	<hr/>	54,130 00

## Maintenance of Property:

Office equipment .....	\$1,100 00	
Vehicular equipment .	2,000 00	
Office equipment—Spe- cial .....	1,622 00	
Vehicular equipment— Special .....	16,315 00	
	<hr/>	21,037 00

Additions and Improvements:	
Office equipment .....	272 00
	<hr/>
	\$785,539 00
	<hr/>

700-110. *Debt Service*

Interest requirement on Institution Construc- tion Bonds — Act of 1930 .....	\$115,000 00
Principal requirement on Institution Construc- tion Bonds — Act of 1930 .....	420,000 00
Interest requirement on Institution Construc- tion Bonds — Act of 1952 .....	237,595 00
Principal requirement on Institution Construc- tion Bonds — Act of 1952 .....	1,785,000 00
Interest requirement on Institution Construc- tion Bonds — Act of 1949 .....	96,510 00
Principal requirement on Institution Construc- tion Bonds — Act of 1949 .....	1,785,000 00
	<hr/>
	\$4,439,105 00
	<hr/>

710-100. *Home for Disabled Soldiers, Menlo Park*

For operation and maintenance on the  
basis of 80 residents.

## Salaries:

Other employees .....	\$137,957 00	
Food in lieu of cash ..	4,176 00	
Special services .....	1,000 00	
	<hr/>	\$143,133 00

## Materials and Supplies:

Food—Cash .....	\$22,484 00	
Clothing .....	400 00	
Fuel and utilities ....	9,700 00	
Agricultural and for- estry .....	400 00	
Household .....	2,300 00	
Medical .....	3,000 00	
Vehicular .....	425 00	
Office .....	275 00	
All other .....	100 00	
	<hr/>	39,084 00

## Services Other Than Personal:

Travel .....	\$400 00	
Telephone .....	775 00	
Insurance: Fire .....	1,219 00	
Insurance: Other than fire .....	295 00	
Household .....	1,334 00	
Advertising .....	75 00	
Subscriptions and memberships .....	50 00	
Postage .....	150 00	
Entertainment .....	150 00	
	<hr/>	4,448 00

## Maintenance of Property:

Buildings and grounds	\$1,700 00	
Office equipment .....	75 00	

Agricultural and forestry equipment ..	150 00	
Vehicular equipment .	150 00	
Household equipment	400 00	
Office equipment—Special .....	372 00	
Household equipment—Special .....	2,769 00	
Medical equipment—Special .....	471 00	
	<hr/>	6,087 00
Additions and Improvements:		
Buildings and grounds	\$650 00	
Office equipment .....	215 00	
Household equipment	900 00	
Medical equipment ...	590 00	
	<hr/>	2,355 00
		<hr/>
		\$195,107 00
		<hr/>

711-100. *Home for Disabled Soldiers, Vineland*

For operation and maintenance on the basis of 180 residents.

Salaries:

Other employees .....	\$219,368 00	
New positions .....	7,560 00	
Food in lieu of cash ..	2,736 00	
Special services .....	1,500 00	
Patient wages .....	2,000 00	
	<hr/>	\$233,164 00

Materials and Supplies:

Food—Cash .....	\$45,990 00	
Clothing .....	648 00	
Fuel and utilities ....	20,300 00	
Agricultural and forestry .....	600 00	
Household .....	5,400 00	
Medical .....	5,500 00	

Vehicular .....	500 00	
Office .....	500 00	
All other .....	175 00	
	<hr/>	79,613 00
Services Other Than Personal:		
Travel .....	\$1,500 00	
Telephone .....	1,200 00	
Insurance: Fire .....	1,372 00	
Insurance: Other than fire .....	700 00	
Household .....	1,400 00	
Subscriptions and memberships .....	50 00	
Postage .....	300 00	
Entertainment .....	500 00	
	<hr/>	7,022 00
Maintenance of Property:		
Buildings and grounds	\$5,400 00	
Office equipment .....	75 00	
Agricultural and for- estry equipment ...	100 00	
Vehicular equipment .	175 00	
Household equipment	500 00	
Buildings and grounds —Special .....	5,900 00	
Office equipment—Spe- cial .....	334 00	
Vehicular equipment— Special .....	2,700 00	
Household equipment —Special .....	3,400 00	
	<hr/>	18,584 00
Additions and Improvements:		
Buildings and grounds	\$550 00	
Office equipment .....	100 00	
Medical equipment ...	700 00	
	<hr/>	1,350 00
		<hr/>
		\$339,733 00
		<hr/>

715-100. *Division of Welfare—Bureau of  
Assistance*

## Salaries:

Other employees .....	\$483,432 00	
Special services .....	42,000 00	
	<hr/>	\$525,432 00

## Materials and Supplies:

Vehicular .....	\$2,400 00	
Office .....	8,500 00	
Printing .....	1,200 00	
Education and reha- bilitation .....	100 00	
	<hr/>	12,200 00

## Services Other Than Personal:

Travel .....	\$5,000 00	
Telephone .....	10,000 00	
Insurance: Fire .....	25 00	
Insurance: Other than fire .....	374 00	
Subscriptions and memberships .....	375 00	
Postage .....	7,000 00	
Rent: Garage .....	1,440 00	
Rent: Office equip- ment (data proc- essing) .....	9,216 00	
Staff training .....	5,000 00	
All other .....	100 00	
	<hr/>	38,530 00

## Maintenance of Property:

Office equipment .....	\$550 00	
Vehicular equipment..	650 00	
Office equipment—Spe- cial .....	3,325 00	
Vehicular equipment— Special .....	5,850 00	
	<hr/>	10,375 00



## Additions and Improvements:

Office equipment .....	4,621 00
	<hr/>
	\$591,158 00
	<hr/>

716-100. *Commission for the Blind*

## Salaries:

Other employees .....	\$555,710 00
New positions .....	9,726 00
Special services .....	25,000 00
	<hr/>
	\$590,436 00

## Materials and Supplies:

Fuel and utilities ....	\$4,735 00
Medical .....	300 00
Vehicular .....	2,900 00
Office .....	3,300 00
Education and reha- bilitation .....	23,800 00
	<hr/>
	35,035 00

## Services Other Than Personal:

Travel .....	\$34,300 00
Telephone .....	9,700 00
Insurance: Fire .....	3,562 00
Insurance: Other than fire .....	415 00
Household .....	235 00
Subscriptions and memberships .....	575 00
Funeral expense ....	3,000 00
Postage .....	5,900 00
Entertainment .....	200 00
Rent: Garage .....	1,050 00
Rent: Office equip- ment (All other) .....	300 00
Education and reha- bilitation .....	432,000 00
All other .....	450 00
	<hr/>
	491,687 00

## Maintenance of Property:

Office equipment . . . . .	\$500 00	
Vehicular equipment . . . . .	600 00	
All other equipment . . . . .	200 00	
Office equipment—Special . . . . .	664 00	
Vehicular equipment—Special . . . . .	3,530 00	
	<hr/>	5,494 00

## Extraordinary:

Payments to counties . . . . .	8,500 00
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## Additions and Improvements:

Office equipment . . . . .	\$2,325 00	
Medical equipment . . . . .	300 00	
	<hr/>	2,625 00
		<hr/>
		\$1,133,777 00
		<hr/>

The balance to the credit of the outdoor relief or aid to the blind—Revolving Fund—on June 30, 1961, is hereby appropriated, said sum not to exceed \$8,500.00.

The balance to the credit of the Revolving Industrial Fund on June 30, 1961 is hereby appropriated as a Revolving Industrial Fund in the sum of \$2,000.00.

717-100. *State Board of Child Welfare*

## Salaries:

Other employees . . . . .	\$1,523,224 00
New positions . . . . .	23,652 00
	<hr/>
	\$1,546,876 00

## Materials and Supplies:

Vehicular .....	\$17,500 00	
Office .....	12,000 00	
Education and reha- bilitation .....	300 00	
		<hr/> 29,800 00

## Services Other Than Personal:

Travel .....	\$5,000 00	
Telephone .....	43,500 00	
Insurance: Other than fire .....	3,764 00	
Household .....	1,000 00	
Subscriptions and memberships .....	400 00	
Legal and investiga- tive .....	1,000 00	
Postage .....	10,000 00	
Rent: Garage .....	11,000 00	
Rent: Office equip- ment (data proc- essing) .....	2,500 00	
All other .....	250 00	
		<hr/> 78,414 00

## Maintenance of Property:

Office equipment .....	\$6,000 00	
Vehicular equipment..	5,400 00	
Office equipment—Spe- cial .....	4,328 00	
Vehicular equipment— Special .....	34,180 00	
		<hr/> 49,908 00

## Extraordinary:

Group Foster Home—Newark ....	9,875 00	
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## Additions and Improvements:

Office equipment .....	2,185 00	
		<hr/> \$1,717,058 00

The balance in the State Board of Child Welfare Revolving Fund, together with all receipts, is hereby appropriated for the State Board of Child Welfare to purchase clothing and other necessary articles for children in their care and for expenses incidental thereto.

720-100. *State Parole Board*

Salaries:

Chairman .....	\$14,000 00	
Other employees .....	42,771 00	
	<hr/>	\$56,771 00

Materials and Supplies:

Office .....		300 00
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Services Other Than Personal:

Travel .....	\$1,200 00	
Telephone .....	1,800 00	
Postage .....	250 00	
All other .....	75 00	
	<hr/>	3,325 00

Maintenance of Property:

Office equipment .....		75 00
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Additions and Improvements:

Office equipment .....		75 00
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\$60,546 00

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725-300. *Bureau of State-Use Industries*

There is hereby appropriated to the State Use Division the unexpended balance as of June 30, 1961 of the

fund known as the "State Use Working Capital Fund" and, in addition thereto, all receipts derived from sales, pursuant to the provisions of R. S. 30:4-100; provided, however, that the allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

730-100. *Division of Correction and Parole*

Salaries:

Other employees .....	\$776,857 00	
New positions .....	14,911 00	
	<hr/>	\$791,768 00

Materials and Supplies:

Vehicular .....	\$8,750 00	
Office .....	4,600 00	
Education and rehabilitation .....	800 00	
	<hr/>	14,150 00

Services Other Than Personal:

Travel .....	\$14,000 00	
Telephone .....	11,600 00	
Insurance: Other than fire .....	1,326 00	
Rent: Garage .....	3,000 00	
All other .....	400 00	
	<hr/>	30,326 00

Maintenance of Property:

Office equipment .....	\$600 00
Vehicular equipment..	2,300 00
Office equipment—Special .....	5,695 00

Vehicular equipment—		
Special .....	8,580 00	
	<hr/>	17,175 00

## Additions and Improvements:

Buildings and grounds	\$1,300 00	
Office equipment .....	1,744 00	
Vehicular equipment..	1,790 00	
	<hr/>	4,834 00
		<hr/>
		\$858,253 00
		<hr/>

731-100. *State Prison, Trenton*

For operation and maintenance on the  
basis of 1,280 inmates.

## Salaries:

Principal keeper .....	\$13,063 00	
Other employees .....	1,475,571 00	
New positions .....	4,104 00	
Food in lieu of cash ..	26,460 00	
Special services .....	15,925 00	
Inmate wages .....	28,430 00	
	<hr/>	\$1,563,553 00

## Materials and Supplies:

Food—Cash .....	\$280,320 00	
Clothing .....	74,225 00	
Fuel and utilities ....	79,000 00	
Agricultural and for- estry .....	250 00	
Household .....	27,712 00	
Medical .....	29,900 00	
Vehicular .....	1,900 00	
Office .....	3,050 00	
Printing .....	850 00	
Education and reha- bilitation .....	6,500 00	
	<hr/>	503,707 00

## Services Other Than Personal:

Travel .....	\$1,600 00	
Telephone .....	5,500 00	
Insurance: Fire .....	6,331 00	
Insurance: Other than fire .....	1,011 00	
Household .....	3,000 00	
Subscriptions and memberships .....	100 00	
P a y m e n t s to dis- charged inmates ...	3,200 00	
Funeral expense ....	450 00	
Postage .....	1,000 00	
Rent: Office equip- ment (All other)	72 00	
All other .....	250 00	
	<hr/>	22,514 00

## Maintenance of Property:

Buildings and grounds	\$20,000 00	
Office equipment .....	1,000 00	
Vehicular equipment..	500 00	
Household equipment	1,500 00	
Office equipment—Spe- cial .....	515 00	
Vehicular equipment— Special .....	1,680 00	
Household equipment —Special .....	7,380 00	
Medical equipment— Special .....	2,181 00	
	<hr/>	34,756 00

## Extraordinary:

Compensation awards .....	1,820 00
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## Additions and Improvements:

Buildings and grounds	\$1,500 00	
Household equipment	9,914 00	
	<hr/>	11,414 00

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\$2,137,764 00

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732-100. *State Prison Farm, Rahway*

For operation and maintenance on the  
basis of 1,150 inmates.

## Salaries:

Other employees .....	\$928,302 00	
New positions .....	6,479 00	
Food in lieu of cash ..	19,296 00	
Special services .....	5,100 00	
Inmate wages .....	25,300 00	
	<hr/>	\$984,477 00

## Materials and Supplies:

Food—Cash .....	\$191,258 00	
Clothing .....	52,750 00	
Fuel and utilities ....	88,000 00	
Agriculture and for- estry .....	24,000 00	
Household .....	24,450 00	
Medical .....	16,500 00	
Vehicular .....	1,000 00	
Office .....	1,200 00	
Education and reha- bilitation .....	3,700 00	
	<hr/>	402,858 00

## Services Other Than Personal:

Travel .....	\$450 00	
Telephone .....	6,500 00	
Insurance: Fire .....	6,515 00	
Insurance: Other than fire .....	931 00	
Household .....	1,135 00	
Advertising .....	150 00	
Subscriptions and memberships .....	50 00	
Payments to dis- charged inmates ..	1,500 00	
Postage .....	250 00	
Rent: Office equip- ment (All other)	72 00	
	<hr/>	17,553 00



## Maintenance of Property:

Buildings and grounds	\$23,000 00	
Office equipment . . . . .	300 00	
Agricultural and forestry equipment . . .	1,300 00	
Vehicular equipment . .	600 00	
Household equipment	1,000 00	
Buildings and grounds—Special . . . . .	14,320 00	
Office equipment—Special . . . . .	200 00	
Agricultural and forestry equipment—Special . . . . .	1,250 00	
Vehicular equipment—Special . . . . .	600 00	
Household and equipment—Special . . . . .	4,300 00	
Medical equipment—Special . . . . .	1,800 00	
	<hr/>	48,670 00

## Additions and Improvements:

Buildings and grounds	\$2,010 00	
Agricultural and forestry equipment . . .	950 00	
Household equipment	5,189 00	
	<hr/>	8,149 00
		<hr/>
		\$1,461,707 00
		<hr/>

733-100. *State Prison Farm, Leesburg*

For operation and maintenance on the basis of 280 inmates.

## Salaries:

Other employees . . . . .	\$265,974 00
Food in lieu of cash . .	5,436 00

Special services .....	3,500 00	
Inmate wages .....	5,500 00	
	<hr/>	\$280,410 00
Materials and Supplies:		
Food—Cash .....	\$33,276 00	
Clothing .....	11,375 00	
Fuel and utilities ....	35,000 00	
Agricultural and forestry .....	17,000 00	
Household .....	5,600 00	
Medical .....	2,700 00	
Vehicular .....	600 00	
Office .....	400 00	
Education and rehabilitation .....	1,000 00	
	<hr/>	106,951 00
Services Other Than Personal:		
Travel .....	\$175 00	
Telephone .....	2,763 00	
Insurance: Fire .....	3,313 00	
Insurance: Other than fire .....	1,994 00	
Household .....	825 00	
Postage .....	175 00	
Entertainment .....	100 00	
	<hr/>	9,345 00
Maintenance of Property:		
Buildings and grounds	\$6,500 00	
Office equipment .....	100 00	
Agricultural and forestry equipment ..	100 00	
Vehicular equipment ..	300 00	
Household equipment	400 00	
Buildings and grounds—Special .....	2,350 00	
Office equipment—Special .....	606 00	
Vehicular equipment—Special .....	1,900 00	

Household equipment		
—Special .....	1,530 00	
Medical equipment—		
Special .....	300 00	
	<hr/>	14,086 00
Additions and Improvements:		
Household equipment	\$5,150 00	
Medical equipment ...	830 00	
	<hr/>	5,980 00
		<hr/>
		\$416,772 00
		<hr/>

734-100. *State Reformatory, Bordentown*

For operation and maintenance on the  
basis of 700 inmates.

## Salaries:

Other employees .....	\$1,034,480 00
Food in lieu of cash ..	17,748 00
Special services .....	5,520 00
Inmate wages .....	18,820 00
	<hr/>
	\$1,076,568 00

## Materials and Supplies:

Food—Cash .....	\$60,745 00
Clothing .....	37,165 00
Fuel and utilities ....	60,000 00
Agricultural and for- estry .....	45,000 00
Household .....	26,882 00
Medical .....	7,500 00
Vehicular .....	2,000 00
Office .....	2,300 00
Printing .....	250 00
Education and reha- bilitation .....	3,600 00
	<hr/>
	245,442 00

## Services Other Than Personal:

Travel .....	\$1,500 00	
Telephone .....	2,400 00	
Insurance: Fire .....	5,119 00	
Insurance: Other than fire .....	1,112 00	
Household .....	1,337 00	
Advertising .....	400 00	
Subscriptions and memberships .....	100 00	
P a y m e n t s to dis- charged inmates ...	5,000 00	
Postage .....	800 00	
Rent: Office equip- m e n t (All other)	72 00	
All other .....	125 00	
	<hr/>	17,965 00

## Maintenance of Property:

Buildings and grounds	\$16,000 00	
Office equipment .....	850 00	
Agricultural and for- estry equipment ...	1,900 00	
Vehicular equipment..	700 00	
Household equipment.	3,000 00	
Buildings and grounds —Special .....	13,250 00	
Office equipment—Spe- cial .....	2,534 00	
Vehicular equipment— Special .....	6,600 00	
Household equipment —Special .....	7,350 00	
Medical equipment— Special .....	850 00	
	<hr/>	53,034 00

## Additions and Improvements:

Buildings and grounds	\$4,800 00
Office equipment .....	138 00
Household equipment	2,050 00

Medical equipment . . .	260 00	
	<hr/>	7,248 00
		<hr/>
		\$1,400,257 00
		<hr/>

737-100. *State Reformatory for Women, Clinton*

For operation and maintenance on the  
basis of 325 inmates.

Salaries:

Other employees . . . . .	\$692,579 00	
Food in lieu of cash ..	18,960 00	
Special services . . . . .	17,500 00	
Inmate wages . . . . .	9,000 00	
	<hr/>	\$738,039 00

Materials and Supplies:

Food—Cash . . . . .	\$46,685 00	
Clothing . . . . .	17,625 00	
Fuel and utilities ....	45,000 00	
Agricultural and for- estry . . . . .	9,900 00	
Household . . . . .	12,824 00	
Medical . . . . .	10,075 00	
Vehicular . . . . .	2,000 00	
Office . . . . .	1,300 00	
Education and reha- bilitation . . . . .	2,750 00	
	<hr/>	148,159 00

Services Other Than Personal:

Travel . . . . .	\$1,650 00	
Telephone . . . . .	3,400 00	
Insurance: Fire . . . . .	4,740 00	
Insurance: Other than fire . . . . .	1,144 00	
Household . . . . .	1,060 00	
Subscriptions and memberships . . . . .	150 00	

P a y m e n t s to dis-		
charged inmates ...	4,000 00	
Postage .....	1,200 00	
Entertainment .....	1,170 00	
Rent: Office equip-		
ment (All other) .	81 00	
	<hr/>	18,595 00
Maintenance of Property:		
Buildings and grounds	\$12,000 00	
Office equipment .....	700 00	
Agricultural and for-		
estry equipment ...	200 00	
Vehicular equipment..	750 00	
Household equipment	1,500 00	
Medical equipment ...	100 00	
Buildings and grounds		
—Special .....	6,286 00	
Office equipment—Spe-		
cial .....	674 00	
Vehicular equipment—		
Special .....	3,100 00	
Household equipment		
—Special .....	17,975 00	
Medical equipment—		
Special .....	970 00	
Education and reha-		
bilitation equipment		
—Special .....	453 00	
	<hr/>	44,708 00
Additions and Improvements:		
Office equipment .....	\$285 00	
Household equipment	620 00	
Medical equipment ...	1,017 00	
	<hr/>	1,922 00
		<hr/>
		\$951,423 00
		<hr/>

738-100. *State Reformatory, Annandale*

For operation and maintenance on the  
basis of 625 inmates.

## Salaries:

Other employees .....	\$908,611 00	
New positions .....	11,852 00	
Food in lieu of cash ..	20,784 00	
Special services .....	3,475 00	
Inmate wages .....	15,000 00	
	<hr/>	\$959,722 00

## Materials and Supplies:

Food—Cash .....	\$72,031 00	
Clothing .....	31,998 00	
Fuel and utilities ....	61,000 00	
Agricultural and for- estry .....	25,000 00	
Household .....	15,799 00	
Medical .....	5,500 00	
Vehicular .....	3,800 00	
Office .....	1,800 00	
Printing .....	150 00	
Education and reha- bilitation .....	2,975 00	
	<hr/>	220,053 00

## Services Other Than Personal:

Travel .....	\$800 00
Telephone .....	2,200 00
Insurance: Fire .....	8,286 00
Insurance: Other than fire .....	2,617 00
Household .....	3,682 00
Subscriptions and memberships .....	100 00
P a y m e n t s to dis- charged inmates ...	5,000 00
Postage .....	800 00

Entertainment . . . . .	600 00	
Rent: Office equipment ment (All other) .	72 00	
	<hr/>	24,157 00
Maintenance of Property:		
Buildings and grounds	\$14,000 00	
Office equipment . . . . .	550 00	
Agricultural and forestry equipment . . . . .	1,000 00	
Vehicular equipment . . . . .	700 00	
Household equipment	700 00	
Buildings and grounds —Special . . . . .	16,700 00	
Office equipment—Special Special . . . . .	1,343 00	
Vehicular equipment— Special . . . . .	1,920 00	
Household equipment —Special . . . . .	12,820 00	
Education and rehabilitation equipment —Special . . . . .	650 00	
	<hr/>	50,383 00
Additions and Improvements:		
Buildings and grounds	\$8,800 00	
Household equipment	1,090 00	
	<hr/>	9,890 00
		<hr/>
		\$1,264,205 00
		<hr/>

740-100. *State Home for Boys, Jamesburg*

For operation and maintenance on the  
basis of 550 inmates.

Salaries:

Other employees . . . . .	\$1,064,413 00
New positions . . . . .	10,887 00



Food in lieu of cash ..	10,752 00	
Special services .....	7,700 00	
	<hr/>	\$1,093,752 00
Materials and Supplies:		
Food—Cash .....	\$53,428 00	
Clothing .....	27,900 00	
Fuel and utilities ....	60,000 00	
Agricultural and for-		
estry .....	29,000 00	
Household .....	17,431 00	
Medical .....	6,350 00	
Vehicular .....	2,750 00	
Office .....	1,600 00	
Education and reha-		
bilitation .....	9,100 00	
	<hr/>	207,559 00
Services Other Than Personal:		
Travel .....	\$1,200 00	
Telephone .....	5,250 00	
Insurance: Fire .....	8,979 00	
Insurance: Other than		
fire .....	1,747 00	
Subscriptions and		
memberships .....	450 00	
P a y m e n t s to dis-		
charged inmates ...	500 00	
Postage .....	1,034 00	
Entertainment .....	750 00	
Rent: Office equip-		
m e n t (All other) .	72 00	
All other .....	100 00	
	<hr/>	20,082 00
Maintenance of Property:		
Buildings and grounds	\$19,000 00	
Office equipment .....	500 00	
Agricultural and for-		
estry equipment ...	1,000 00	
Vehicular equipment..	1,500 00	
Household equipment	2,000 00	
Buildings and grounds		
—Special .....	5,000 00	

Office equipment—Special .....	1,243 00	
Vehicular equipment—Special .....	3,290 00	
Household equipment—Special .....	9,619 00	
	<hr/>	43,152 00
Extraordinary:		
Compensation awards .....	1,820 00	
Additions and Improvements:		
Office equipment .....	\$370 00	
Household equipment .....	1,700 00	
Medical equipment ...	150 00	
	<hr/>	2,220 00
		<hr/>
		\$1,368,585 00
		<hr/>

741-100. *State Home for Girls, Trenton*

For operation and maintenance on the basis of 225 inmates.

Salaries:		
Other employees .....	\$631,020 00	
Food in lieu of cash ..	7,452 00	
Special services .....	6,750 00	
	<hr/>	\$645,222 00
Materials and Supplies:		
Food—Cash .....	\$43,116 00	
Clothing .....	12,375 00	
Fuel and utilities ....	6,650 00	
Agricultural and forestry .....	1,400 00	
Household .....	7,875 00	
Medical .....	3,375 00	
Vehicular .....	500 00	

Office .....	800 00	
Education and reha- bilitation .....	2,500 00	
	<hr/>	78,591 00
Services Other Than Personal:		
Travel .....	\$400 00	
Telephone .....	5,200 00	
Insurance: Fire .....	3,057 00	
Insurance: Other than fire .....	352 00	
Household .....	300 00	
Advertising .....	25 00	
Subscriptions and memberships .....	150 00	
P a y m e n t s to dis- charged inmates ...	350 00	
Postage .....	1,150 00	
Entertainment .....	500 00	
Rent: Office equip- ment (All other) .	72 00	
All other .....	225 00	
	<hr/>	11,781 00
Maintenance of Property:		
Buildings and grounds	\$4,800 00	
Office equipment .....	200 00	
Vehicular equipment..	350 00	
Household equipment	1,000 00	
Buildings and grounds —Special .....	2,600 00	
Office equipment—Spe- cial .....	694 00	
Household equipment —Special .....	1,800 00	
Education and reha- bilitation equipment —Special .....	3,208 00	
	<hr/>	14,652 00
Extraordinary:		
Compensation awards .....		3,340 00

## Additions and Improvements:

Buildings and grounds	\$2,500 00	
Household equipment	420 00	
		<hr/> 2,920 00
		<hr/> \$756,506 00

743-100. *Residential Group Center, Highfields*

For operation and maintenance on the  
basis of 20 inmates.

## Salaries:

Other employees . . . . .	\$32,217 00	
Food in lieu of cash . .	504 00	
		<hr/> \$32,721 00

## Materials and Supplies:

Food—Cash . . . . .	\$6,570 00	
Clothing . . . . .	300 00	
Fuel and utilities . . . .	3,000 00	
Agricultural and forestry . . . . .	100 00	
Household . . . . .	700 00	
Vehicular . . . . .	550 00	
Office . . . . .	200 00	
		<hr/> 11,420 00

## Services Other Than Personal:

Travel . . . . .	\$250 00	
Telephone . . . . .	450 00	
Insurance: Fire . . . . .	478 00	
Insurance: Other than fire . . . . .	149 00	
Postage . . . . .	130 00	
		<hr/> 1,457 00

## Maintenance of Property:

Buildings and grounds	\$900 00	
Office equipment . . . . .	30 00	

Vehicular equipment .	150 00	
Household equipment	200 00	
Buildings and grounds		
—Special .....	375 00	
	<hr/>	1,655 00
		<hr/>
		\$47,253 00
		<hr/>

745-100. *Residential Group Center, Warren*

For operation and maintenance on the  
basis of 20 inmates.

## Salaries:

Other employees .....	\$30,627 00	
Food in lieu of cash ..	684 00	
Special services .....	750 00	
	<hr/>	\$32,061 00

## Materials and Supplies:

Food—Cash .....	\$6,570 00	
Clothing .....	340 00	
Fuel and utilities ....	5,000 00	
Agricultural and for- estry .....	200 00	
Household .....	700 00	
Medical .....	30 00	
Vehicular .....	1,000 00	
Office .....	200 00	
Education and reha- bilitation .....	50 00	
	<hr/>	14,090 00

## Services Other Than Personal:

Travel .....	\$300 00
Telephone .....	1,000 00
Insurance: Fire .....	380 00
Insurance: Other than fire .....	137 00

Subscriptions and memberships .....	50 00	
Postage .....	130 00	
		1,997 00
Maintenance of Property:		
Buildings and grounds	\$900 00	
Office equipment .....	30 00	
Vehicular equipment .	150 00	
		1,080 00
		<u>\$49,228 00</u>

747-100. *Residential Group Center, Turrell*

For operation and maintenance on the basis of 18 inmates.

Salaries:

Other employees ..... \$27,561 00

Materials and Supplies:

Food—Cash .....	\$5,913 00	
Clothing .....	306 00	
Fuel and utilities ....	4,100 00	
Agricultural and forestry .....	100 00	
Household .....	630 00	
Medical .....	70 00	
Vehicular .....	500 00	
Office .....	200 00	
		11,819 00

Services Other Than Personal:

Travel .....	\$250 00	
Telephone .....	500 00	
Insurance: Fire .....	50 00	
Insurance: Other than fire .....	92 00	
Postage .....	120 00	
		1,012 00

Maintenance of Property:		
Buildings and grounds	\$500 00	
Other equipment . . . .	30 00	
Vehicular equipment .	75 00	
	<hr/>	605 00
		<hr/>
		\$40,997 00
		<hr/>

760-100. *Division of Mental Retardation*

Salaries:		
Other employees . . . .	\$185,160 00	
Special services . . . .	400 00	
	<hr/>	\$185,560 00
Materials and Supplies:		
Vehicular . . . . .	\$2,300 00	
Office . . . . .	4,000 00	
Printing . . . . .	600 00	
Education and reha- bilitation . . . . .	150 00	
	<hr/>	7,050 00
Services Other Than Personal:		
Travel . . . . .	\$2,200 00	
Telephone . . . . .	4,800 00	
Insurance: Other than fire . . . . .	265 00	
Subscriptions and memberships . . . . .	187 00	
Postage . . . . .	1,600 00	
Rent: Garage . . . . .	1,300 00	
All other . . . . .	600 00	
	<hr/>	10,952 00
Maintenance of Property:		
Office equipment . . . .	\$300 00	
Vehicular equipment .	400 00	
Vehicular equipment— Special . . . . .	8,000 00	
	<hr/>	8,700 00

## Additions and Improvements:

Office equipment .....	49 00
	<hr/>
	\$212,311 00
	<hr/>

762-100. *Vineland State School*

For operation and maintenance on the  
basis of 2,030 patients.

## Salaries:

Other employees .....	\$2,149,055 00
New positions .....	61,203 00
Food in lieu of cash ..	29,478 00
Special services .....	9,000 00
Patient wages .....	9,500 00
	<hr/>
	\$2,258,241 00

## Materials and Supplies:

Food—Cash .....	\$344,885 00
Clothing .....	54,810 00
Fuel and utilities ....	120,000 00
Agricultural and for- estry .....	10,000 00
Household .....	44,660 00
Medical .....	45,100 00
Vehicular .....	2,800 00
Office .....	2,500 00
Education and reha- bilitation .....	13,000 00
	<hr/>
	637,755 00

## Services Other Than Personal:

Travel .....	\$1,200 00
Telephone .....	13,000 00
Insurance: Fire .....	11,426 00
Insurance: Other than fire .....	2,892 00
Household .....	2,500 00
Advertising .....	200 00



Subscriptions and memberships .....	300 00	
Funeral expense ....	1,000 00	
Postage .....	1,300 00	
Entertainment .....	1,200 00	
Rent: Office equipment (All other)	90 00	
	<hr/>	35,108 00

## Maintenance of Property:

Buildings and grounds	\$28,500 00	
Office equipment .....	400 00	
Agricultural and forestry equipment ...	500 00	
Vehicular equipment .	1,800 00	
Household equipment	5,000 00	
Medical equipment ...	200 00	
Buildings and grounds—Special .....	5,800 00	
Office equipment—Special .....	1,495 00	
Vehicular equipment—Special .....	6,200 00	
Household equipment—Special .....	20,650 00	
Medical equipment—Special .....	2,100 00	
Education and rehabilitation equipment—Special .....	1,735 00	
	<hr/>	74,380 00

## Extraordinary:

Compensation awards	\$1,478 00	
Family care .....	24,000 00	
	<hr/>	25,478 00

## Additions and Improvements:

Buildings and grounds	\$19,200 00	
Office equipment .....	944 00	

Household equipment	18,475 00	
Medical equipment ...	4,200 00	
	<hr/>	42,819 00
		<hr/>
		\$3,073,781 00
		<hr/>

763-100. *North Jersey Training School, Totowa*

For operation and maintenance on the  
basis of 1,040 patients.

## Salaries:

Other employees .....	\$1,279,752 00	
New positions .....	25,596 00	
Food in lieu of cash ..	12,420 00	
Special services .....	10,000 00	
Patient wages .....	5,025 00	
	<hr/>	\$1,332,793 00

## Materials and Supplies:

Food—Cash .....	\$193,596 00	
Clothing .....	29,120 00	
Fuel and utilities ....	93,000 00	
Agricultural and for- estry .....	1,800 00	
Household .....	32,188 00	
Medical .....	26,000 00	
Vehicular .....	3,000 00	
Office .....	2,300 00	
Education and reha- bilitation .....	4,300 00	
	<hr/>	385,304 00

## Services Other Than Personal:

Travel .....	\$2,000 00	
Telephone .....	9,500 00	
Insurance: Fire .....	4,981 00	
Insurance: Other than fire .....	1,108 00	
Household .....	2,000 00	

Advertising .....	200 00	
Subscriptions and memberships .....	200 00	
Postage .....	1,100 00	
Entertainment .....	500 00	
Rent: Office equipment (All other) .	78 00	
	<hr/>	21,667 00
Maintenance of Property:		
Buildings and grounds	\$19,500 00	
Office equipment .....	700 00	
Agricultural and forestry equipment ...	300 00	
Vehicular equipment .	1,100 00	
Household equipment	2,500 00	
Medical equipment ..	200 00	
Scientific equipment..	200 00	
Education and rehabilitation equipment	500 00	
Buildings and grounds—Special .....	3,000 00	
Office equipment—Special .....	726 00	
Agricultural and forestry equipment—Special .....	279 00	
Vehicular equipment—Special .....	5,025 00	
Household equipment—Special .....	5,571 00	
Medical equipment—Special .....	5,300 00	
	<hr/>	44,901 00
Extraordinary:		
Compensation awards	\$2,478 00	
Family care .....	31,200 00	
	<hr/>	33,678 00
Additions and Improvements:		
Buildings and grounds	\$36,832 00	
Office equipment .....	495 00	

Vehicular equipment .	300 00	
Household equipment	3,314 00	
Medical equipment ...	700 00	
	<hr/>	41,641 00
		<hr/>
		\$1,859,984 00
		<hr/>

764-100. *State Colony, Woodbine*

For operation and maintenance on the  
basis of 1,250 patients.

## Salaries:

Other employees .....	\$1,317,679 00	
New positions .....	17,091 00	
Food in lieu of cash ..	19,896 00	
Special services .....	6,500 00	
Patient wages .....	6,300 00	
	<hr/>	\$1,367,466 00

## Materials and Supplies:

Food—Cash .....	\$228,125 00	
Clothing .....	32,500 00	
Fuel and utilities ....	85,000 00	
Agricultural and for- estry .....	1,000 00	
Household .....	26,250 00	
Medical .....	25,000 00	
Vehicular .....	2,000 00	
Office .....	1,000 00	
Education and reha- bilitation .....	4,000 00	
	<hr/>	404,875 00

## Services Other Than Personal:

Travel .....	\$1,000 00	
Telephone .....	4,500 00	
Insurance: Fire .....	4,188 00	
Insurance: Other than fire .....	854 00	

Household .....	1,912 00	
Subscriptions and memberships .....	150 00	
Funeral expense ....	250 00	
Postage .....	950 00	
Entertainment .....	400 00	
Rent: Office equip- ment (All other) .	72 00	
All other .....	50 00	
	<hr/>	14,326 00
Maintenance of Property:		
Buildings and grounds	\$18,000 00	
Office equipment .....	350 00	
Vehicular equipment..	650 00	
Household equipment	2,500 00	
Buildings and grounds —Special .....	12,373 00	
Office equipment—Spe- cial .....	1,162 00	
Agricultural and for- estry equipment— Special .....	3,460 00	
Vehicular equipment— Special .....	1,795 00	
Household equipment —Special .....	7,207 00	
Medical equipment— Special .....	1,594 00	
Education and reha- bilitation equipment —Special .....	3,825 00	
	<hr/>	52,916 00
Extraordinary:		
Family care .....		2,500 00
Additions and Improvements:		
Buildings and grounds	\$2,054 00	
Office equipment .....	491 00	
Household equipment	8,589 00	

Medical equipment ...	2,216 00	
	<hr/>	13,350 00
		<hr/>
		\$1,855,433 00
		<hr/>

765-100. *State Colony, New Lisbon*

For operation and maintenance on the  
basis of 1,225 patients.

## Salaries:

Other employees .....	\$1,180,629 00	
New positions .....	34,019 00	
Food in lieu of cash ..	14,220 00	
Special services .....	10,000 00	
Patient wages .....	5,304 00	
	<hr/>	\$1,244,172 00

## Materials and Supplies:

Food—Cash .....	\$199,741 00	
Clothing .....	31,850 00	
Fuel and utilities ....	68,000 00	
Agricultural and for- estry .....	20,000 00	
Household .....	28,175 00	
Medical .....	15,000 00	
Vehicular .....	3,300 00	
Office .....	1,250 00	
Education and reha- bilitation .....	10,900 00	
	<hr/>	378,216 00

## Services Other Than Personal:

Travel .....	\$700 00	
Telephone .....	4,200 00	
Insurance: Fire .....	6,180 00	
Insurance: Other than fire .....	1,479 00	
Household .....	1,200 00	
Advertising .....	100 00	

Subscriptions and memberships .....	100 00	
Funeral expense .....	1,500 00	
Postage .....	950 00	
Entertainment .....	1,200 00	
Rent: Office equipment (All other) .	96 00	
	<hr/>	17,705 00
Maintenance of Property:		
Buildings and grounds	\$20,000 00	
Office equipment .....	300 00	
Agricultural and forestry equipment ...	1,000 00	
Vehicular equipment..	1,400 00	
Household equipment	2,500 00	
Buildings and grounds—Special .....	3,244 00	
Office equipment—Special .....	991 00	
Vehicular equipment—Special .....	1,670 00	
Household equipment—Special .....	10,440 00	
Medical equipment—Special .....	1,718 00	
Education and rehabilitation equipment—Special .....	575 00	
	<hr/>	43,838 00
Extraordinary:		
Family care .....	30,000 00	
Additions and Improvements:		
Buildings and grounds	\$14,739 00	
Office equipment .....	1,013 00	
Household equipment	9,538 00	
Medical equipment ...	636 00	
	<hr/>	25,926 00
		<hr/>
		\$1,739,857 00
		<hr/>

768-100. *Edward R. Johnstone Training and  
Research Center*

For operation and maintenance on the  
basis of 250 patients.

Salaries:

Other employees .....	\$754,870 00	
Food in lieu of cash ..	10,275 00	
Special services .....	2,855 00	
	<hr/>	\$768,000 00

Materials and Supplies:

Food—Cash .....	\$45,590 00	
Clothing .....	12,500 00	
Fuel and utilities ....	38,000 00	
Agricultural and for- estry .....	2,000 00	
Household .....	8,000 00	
Medical .....	3,780 00	
Vehicular .....	1,400 00	
Office .....	2,000 00	
Printing .....	700 00	
Education and reha- bilitation .....	7,800 00	
	<hr/>	121,770 00

Services Other Than Personal:

Travel .....	\$2,500 00	
Telephone .....	8,000 00	
Insurance: Fire .....	6,715 00	
Insurance: Other than fire .....	646 00	
Household .....	1,575 00	
Advertising .....	100 00	
Subscriptions and memberships .....	350 00	
Postage .....	800 00	
Entertainment .....	1,800 00	
Rent: Office equip- ment (All other) .	81 00	
	<hr/>	22,567 00



## Maintenance of Property:

Buildings and grounds	\$10,000 00	
Office equipment . . . . .	700 00	
Vehicular equipment..	300 00	
Household equipment	1,500 00	
Buildings and grounds		
—Special . . . . .	2,800 00	
Office equipment—Spe-		
cial . . . . .	341 00	
Vehicular equipment—		
Special . . . . .	3,960 00	
Household equipment		
—Special . . . . .	560 00	
	<hr/>	20,161 00

## Extraordinary:

Compensation awards . . . . .	12,000 00
-------------------------------	-----------

## Additions and Improvements:

Office equipment . . . . .	\$541 00	
Household equipment	680 00	
Medical equipment . . .	575 00	
Education and reha-		
bilitation equipment	4,000 00	
	<hr/>	5,796 00
		<hr/>
		\$950,294 00
		<hr/>

770-100. *Division of Mental Health*

## Salaries:

Other employees . . . . .	\$219,371 00	
Special services . . . . .	1,500 00	
	<hr/>	\$220,871 00

## Materials and Supplies:

Vehicular . . . . .	\$291 00
Office . . . . .	1,750 00
Printing . . . . .	400 00

Education and reha- bilitation .....	1,200 00	
		3,641 00
Services Other Than Personal:		
Travel .....	\$4,300 00	
Telephone .....	3,000 00	
Insurance: Other than fire .....	63 00	
Subscriptions and memberships .....	450 00	
Postage .....	1,500 00	
All other .....	30 00	
		9,343 00
Maintenance of Property:		
Office equipment .....	\$216 00	
Vehicular equipment..	50 00	
Office equipment—Spe- cial .....	212 00	
		478 00
Extraordinary:		
Mental health program, research ..	250,000 00	
		\$484,333 00

777-100. *State Hospital, Greystone Park*

For operation and maintenance on the  
basis of 4,950 patients.

Salaries:

Other employees .....	\$6,965,410 00
Food in lieu of cash ..	253,023 00
Special services .....	15,000 00
Patient wages .....	8,000 00
	<u>\$7,241,433 00</u>

## Materials and Supplies:

Food—Cash .....	\$799,780 00	
Clothing .....	148,500 00	
Fuel and utilities ....	374,000 00	
Agricultural and forestry .....	110,000 00	
Household .....	140,600 00	
Medical .....	200,000 00	
Vehicular .....	9,500 00	
Office .....	7,300 00	
Printing .....	700 00	
Education and rehabilitation .....	25,000 00	
	<hr/>	1,815,380 00

## Services Other Than Personal:

Travel .....	\$4,300 00	
Telephone .....	24,700 00	
Insurance: Fire .....	23,694 00	
Insurance: Other than fire .....	12,250 00	
Household .....	5,000 00	
Advertising .....	3,000 00	
Subscriptions and memberships .....	2,000 00	
Funeral expense .....	3,500 00	
Postage .....	5,000 00	
Entertainment .....	1,200 00	
Rent: Office equipment (All other) .	156 00	
Staff training .....	2,000 00	
All other .....	200 00	
	<hr/>	87,000 00

## Maintenance of Property:

Buildings and grounds	\$97,000 00
Office equipment .....	4,400 00
Agricultural and forestry equipment ...	2,000 00
Vehicular equipment..	2,500 00
Household equipment	18,000 00
Medical equipment ...	1,250 00

Scientific equipment ..	500 00	
Buildings and grounds		
—Special .....	74,200 00	
Office equipment—Special .....	4,728 00	
Vehicular equipment—Special .....	11,110 00	
Household equipment—Special .....	25,174 00	
Medical equipment—Special .....	7,379 00	
	<hr/>	248,241 00
Extraordinary:		
Compensation awards	\$25,000 00	
Family care .....	75,000 00	
	<hr/>	100,000 00
Additions and Improvements:		
Buildings and grounds	\$35,000 00	
Household equipment	30,000 00	
Medical equipment ...	5,583 00	
	<hr/>	70,583 00
		<hr/>
		\$9,562,637 00
		<hr/>

779-100. *State Hospital, Trenton*

For operation and maintenance on the basis of 3,075 patients.

## Salaries:

Other employees .....	\$5,772,568 00
Food in lieu of cash ..	100,793 00
Special services .....	14,000 00
Patients wages .....	13,400 00
	<hr/>
	\$5,900,761 00

## Materials and Supplies:

Food—Cash .....	\$422,306 00
Clothing .....	91,500 00

Fuel and utilities . . . .	275,000 00	
Agricultural and forestry . . . . .	82,500 00	
Household . . . . .	87,400 00	
Medical . . . . .	106,750 00	
Vehicular . . . . .	4,000 00	
Office . . . . .	6,000 00	
Education and rehabilitation . . . . .	12,500 00	
	<hr/>	1,087,956 00

## Services Other Than Personal:

Travel . . . . .	\$2,500 00	
Telephone . . . . .	17,500 00	
Insurance: Fire . . . .	17,982 00	
Insurance: Other than fire . . . . .	6,248 00	
Household . . . . .	500 00	
Advertising . . . . .	200 00	
Subscriptions and memberships . . . . .	935 00	
Funeral expense . . . .	3,375 00	
Postage . . . . .	2,300 00	
Entertainment . . . . .	1,000 00	
Rent: Office equipment (All other) . . . . .	156 00	
Staff training . . . . .	2,000 00	
All other . . . . .	5,700 00	
	<hr/>	60,396 00

## Maintenance of Property:

Buildings and grounds	\$50,000 00	
Office equipment . . . .	1,200 00	
Agricultural and forestry equipment . . . . .	2,000 00	
Vehicular equipment . . . . .	1,800 00	
Household equipment . . . . .	9,000 00	
Medical equipment . . . . .	500 00	
Buildings and grounds—Special . . . . .	27,800 00	
Office equipment—Special . . . . .	1,368 00	

Agricultural and for- estry equipment— Special .....	5,140 00	
Vehicular equipment— Special .....	3,870 00	
Household equipment —Special .....	38,995 00	
Medical equipment— Special .....	6,464 00	
	<hr/>	148,137 00
Extraordinary:		
Compensation awards	\$4,609 00	
Family care .....	144,000 00	
	<hr/>	148,609 00
Additions and Improvements:		
Office equipment .....	\$1,660 00	
Vehicular equipment .	11,000 00	
Household equipment	2,500 00	
Medical equipment ...	6,155 00	
	<hr/>	21,315 00
		<hr/>
		\$7,367,174 00
		<hr/>

781-100. *State Hospital, Marlboro*

For operation and maintenance on the  
basis of 2,825 patients.

## Salaries:

Other employees .....	\$4,270,708 00
New positions .....	20,625 00
Food in lieu of cash ..	98,733 00
Special services .....	22,200 00
Patient wages .....	10,439 00
	<hr/>
	\$4,422,705 00

## Materials and Supplies:

Food—Cash .....	\$351,341 00
Clothing .....	84,000 00

Fuel and utilities . . . .	190,000 00	
Agricultural and forestry . . . . .	60,000 00	
Household . . . . .	78,400 00	
Medical . . . . .	98,000 00	
Vehicular . . . . .	5,000 00	
Office . . . . .	4,000 00	
Printing . . . . .	500 00	
Education and rehabilitation . . . . .	11,500 00	
	<hr/>	882,741 00

## Services Other Than Personal:

Travel . . . . .	\$2,500 00	
Telephone . . . . .	11,500 00	
Insurance: Fire . . . .	26,754 00	
Insurance: Other than fire . . . . .	6,175 00	
Household . . . . .	2,000 00	
Advertising . . . . .	500 00	
Subscriptions and memberships . . . . .	800 00	
Funeral expense . . . .	2,000 00	
Postage . . . . .	2,400 00	
Entertainment . . . . .	1,000 00	
Rent: Office equipment (All other) . . . . .	156 00	
Staff training . . . . .	5,000 00	
All other . . . . .	100 00	
	<hr/>	60,885 00

## Maintenance of Property:

Buildings and grounds	\$43,000 00
Office equipment . . . .	2,000 00
Agricultural and forestry equipment . . . . .	2,000 00
Vehicular equipment . . . . .	1,800 00
Household equipment . . . . .	13,000 00
Medical equipment . . . . .	1,000 00
Buildings and grounds—Special . . . . .	21,800 00

Office equipment—Special .....	3,754 00	
Vehicular equipment—Special .....	4,925 00	
Household equipment—Special .....	34,260 00	
Medical equipment—Special .....	1,760 00	
	<hr/>	129,299 00
<b>Extraordinary:</b>		
Compensation awards	\$1,440 00	
Family care .....	96,000 00	
	<hr/>	97,440 00
<b>Additions and Improvements:</b>		
Buildings and grounds	\$9,700 00	
Household equipment	36,300 00	
Medical equipment ...	1,600 00	
	<hr/>	47,600 00
		<hr/>
		\$5,640,670 00
		<hr/>

783-100. *State Hospital, Ancora*

For operation and maintenance on the basis of 2,150 patients.

**Salaries:**

Other employees .....	\$3,571,540 00
Food in lieu of cash ..	94,818 00
Special services .....	15,000 00
Patient wages .....	14,453 00
	<hr/>
	\$3,695,811 00

**Materials and Supplies:**

Food—Cash .....	\$423,765 00
Clothing .....	64,500 00
Fuel and utilities ....	212,000 00



Agricultural and forestry .....	9,900 00	
Household .....	65,175 00	
Medical .....	115,000 00	
Vehicular .....	6,100 00	
Office .....	5,300 00	
Printing .....	500 00	
Education and rehabilitation .....	13,000 00	
All other .....	100 00	
		915,340 00
Services Other Than Personal:		
Travel .....	\$2,500 00	
Telephone .....	19,750 00	
Insurance: Fire .....	15,874 00	
Insurance: Other than fire .....	3,525 00	
Household .....	500 00	
Advertising .....	300 00	
Subscriptions and memberships .....	900 00	
Funeral expense ....	1,800 00	
Postage .....	2,800 00	
Entertainment .....	1,000 00	
Rent: Office equipment (All other) .....	156 00	
All other .....	100 00	
		49,205 00
Maintenance of Property:		
Buildings and grounds .....	\$32,500 00	
Office equipment .....	2,700 00	
Agricultural and forestry equipment ..	2,000 00	
Vehicular equipment ..	1,900 00	
Household equipment ..	8,000 00	
Medical equipment ...	500 00	
Buildings and grounds—Special .....	1,760 00	
Office equipment—Special .....	2,167 00	

Agricultural and forestry equipment—		
Special .....	2,200 00	
Vehicular equipment—		
Special .....	1,495 00	
All other equipment—		
Special .....	500 00	
	<hr/>	55,722 00
Extraordinary:		
Family care .....		120,000 00
Additions and Improvements:		
Office equipment .....	\$2,680 00	
Agricultural and forestry equipment ..	4,140 00	
Household equipment	3,805 00	
Education and rehabilitation equipment	1,205 00	
	<hr/>	11,830 00
		<hr/>
		\$4,847,908 00
		<hr/>

785-100. *Neuropsychiatric Institute*

For operation and maintenance on the basis of 875 patients.

Salaries:

Other employees .....	\$2,855,864 00
New positions .....	14,625 00
Food in lieu of cash ..	55,636 00
Special services .....	8,700 00
Patient wages .....	7,629 00
	<hr/>
	\$2,942,454 00

Materials and Supplies:

Food—Cash .....	\$105,462 00
Clothing .....	25,050 00
Fuel and utilities ....	140,000 00

Agricultural and forestry .....	42,000 00	
Household .....	24,025 00	
Medical .....	41,750 00	
Vehicular .....	7,400 00	
Office .....	4,000 00	
Printing .....	500 00	
Education and rehabilitation .....	9,500 00	
All other .....	100 00	
		399,787 00
Services Other Than Personal:		
Travel .....	\$6,000 00	
Telephone .....	21,000 00	
Insurance: Fire .....	13,096 00	
Insurance: Other than fire .....	4,058 00	
Advertising .....	450 00	
Subscriptions and memberships .....	1,000 00	
Funeral expense ....	1,000 00	
Postage .....	1,500 00	
Entertainment .....	2,000 00	
Rent: Office equipment (All other) .....	180 00	
Staff training .....	4,000 00	
All other .....	100 00	
		54,384 00
Maintenance of Property:		
Buildings and grounds .....	\$30,000 00	
Office equipment .....	2,000 00	
Agricultural and forestry equipment ...	300 00	
Vehicular equipment .	2,700 00	
Household equipment .....	3,000 00	
Medical equipment ..	500 00	
Office equipment—Special .....	865 00	
Vehicular equipment—Special .....	10,100 00	

Household equipment		
—Special .....	9,535 00	
Medical equipment—		
Special .....	1,344 00	
Education and reha-		
bilitation equipment		
—Special .....	3,112 00	
	<hr/>	63,456 00
<b>Extraordinary:</b>		
Compensation awards	\$5,764 00	
Family care .....	42,000 00	
	<hr/>	47,764 00
<b>Additions and Improvements:</b>		
Buildings and grounds	\$24,633 00	
Office equipment .....	627 00	
Household equipment	7,008 00	
Medical equipment ..	4,820 00	
Education and reha-		
bilitation equipment	1,000 00	
	<hr/>	38,088 00
		<hr/>
		\$3,545,933 00
		<hr/>

790-100. *Arthur Brisbane Child Treatment Center*

For operation and maintenance on the  
basis of 90 patients.

**Salaries:**

Other employees .....	\$298,347 00	
Food in lieu of cash ..	5,400 00	
Special services .....	1,350 00	
	<hr/>	305,097 00

**Materials and Supplies:**

Food—Cash .....	\$26,937 00
Clothing .....	5,850 00
Fuel and utilities ....	12,000 00

Agricultural and forestry .....	200 00	
Household .....	3,150 00	
Medical .....	1,500 00	
Vehicular .....	850 00	
Office .....	350 00	
Education and rehabilitation .....	1,500 00	
	<hr/>	52,337 00
Services Other Than Personal:		
Travel .....	\$700 00	
Telephone .....	1,800 00	
Insurance: Fire .....	1,435 00	
Insurance: Other than fire .....	667 00	
Household .....	1,750 00	
Subscriptions and memberships .....	100 00	
Postage .....	250 00	
Entertainment .....	800 00	
All other .....	50 00	
	<hr/>	7,552 00
Maintenance of Property:		
Buildings and grounds .....	\$1,900 00	
Office equipment .....	175 00	
Vehicular equipment .....	250 00	
Household equipment .....	1,000 00	
	<hr/>	3,325 00
Additions and Improvements:		
Buildings and grounds .....	6,000 00	
	<hr/>	\$374,311 00
		<hr/>

792-100. *Diagnostic Center*

For operation and maintenance on the basis of 86 patients.

## Salaries:

Other employees .....	\$579,799 00	
Food in lieu of cash ..	7,212 00	
Special services .....	6,300 00	
Patient wages .....	750 00	
	<hr/>	\$594,061 00

## Materials and Supplies:

Food—Cash .....	\$23,542 00	
Clothing .....	2,580 00	
Fuel and utilities ....	16,500 00	
Agricultural and forestry .....	250 00	
Household .....	4,472 00	
Medical .....	4,000 00	
Vehicular .....	650 00	
Office .....	2,800 00	
Education and rehabilitation .....	1,200 00	
	<hr/>	55,994 00

## Services Other Than Personal:

Travel .....	\$1,600 00	
Telephone .....	5,500 00	
Insurance: Fire .....	859 00	
Insurance: Other than fire .....	383 00	
Household .....	500 00	
Advertising .....	100 00	
Subscriptions and memberships .....	300 00	
Postage .....	750 00	
Entertainment .....	750 00	
Rent: Office equipment (All other) .....	72 00	
	<hr/>	10,814 00

## Maintenance of Property:

Buildings and grounds	\$5,500 00	
Office equipment . . . . .	1,000 00	
Vehicular equipment..	125 00	
Household equipment	1,000 00	
Office equipment—Special . . . . .	1,904 00	
Household equipment—Special . . . . .	3,000 00	
Medical equipment—Special . . . . .	1,500 00	
	<hr/>	14,029 00

## Additions and Improvements:

Buildings and grounds	\$10,675 00	
Household equipment	1,335 00	
	<hr/>	12,010 00
		<hr/>
		\$686,908 00

794-100. *State Sanatorium for Chest Diseases,  
Glen Gardner*

For operation and maintenance on the  
basis of 220 patients.

## Salaries:

Other employees . . . . .	\$986,976 00	
Food in lieu of cash ..	40,788 00	
Special services . . . . .	8,000 00	
Patient wages . . . . .	1,000 00	
	<hr/>	\$1,036,764 00

## Materials and Supplies:

Food—Cash . . . . .	\$66,884 00	
Clothing . . . . .	1,320 00	
Fuel and utilities ....	59,000 00	
Agricultural and forestry . . . . .	3,400 00	
Household . . . . .	12,500 00	

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Medical .....	24,000 00	
Vehicular .....	1,400 00	
Office .....	1,500 00	
Printing .....	500 00	
Education and reha- bilitation .....	500 00	
	<hr/>	171,004 00

## Services Other Than Personal:

Travel .....	\$550 00	
Telephone .....	4,250 00	
Insurance: Fire .....	5,777 00	
Insurance: Other than fire .....	1,270 00	
Household .....	1,400 00	
Advertising .....	50 00	
Subscriptions and memberships .....	350 00	
Postage .....	1,000 00	
Entertainment .....	1,200 00	
Rent: Office equip- ment (All other) .....	72 00	
All other .....	50 00	
	<hr/>	15,969 00

## Maintenance of Property:

Buildings and grounds	\$11,400 00	
Office equipment .....	800 00	
Vehicular equipment..	500 00	
Household equipment	2,100 00	
Medical equipment ...	500 00	
Buildings and grounds —Special .....	5,000 00	
Office equipment—Spe- cial .....	1,054 00	
Vehicular equipment— Special .....	4,520 00	
Household equipment —Special .....	6,850 00	
Medical equipment— Special .....	3,165 00	
	<hr/>	35,889 00



Additions and Improvements:	
Buildings and grounds .....	3,588 00
	<hr/>
	\$1,263,214 00
	<hr/>
Total Appropriation, Department of Institutions and Agencies .....	
	\$63,479,721 00
	<hr/> <hr/>

There are hereby appropriated to the various institutions all funds derived from the sale of farm products to any State agency or political subdivision of the State.

The balances on hand as of June 30, 1961 of funds held for the benefit of patients and inmates in the several institutions, together with such funds as may be received, are hereby appropriated for the use of such patients and inmates.

Funds received from the sale of articles made in occupational therapy departments of the several institutions are hereby appropriated for the purchase of additional material and other expenses incident to such sale or manufacture.

Unexpended balances as of June 30, 1961, of funds received by the several institutions representing rental of garages, together with such funds as may be received, are hereby appropriated for the repair and maintenance of existing garages and for the construction of additional garages by such institutions.

## 810-100. SOUTH JERSEY PORT COMMISSION

## Salaries:

Other employees .....	\$35,504 00
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## Materials and Supplies:

Vehicular .....	\$250 00	
Office .....	300 00	
Printing .....	400 00	
Education and reha- bilitation .....	125 00	
Scientific .....	50 00	
		1,125 00

## Services Other Than Personal:

Travel .....	\$1,000 00	
Telephone .....	188 00	
Insurance: Other than fire .....	32 00	
Household .....	30 00	
Advertising .....	150 00	
Subscriptions and memberships .....	455 00	
Postage .....	100 00	
Rent: All other .....	10 00	
All other .....	150 00	
		2,115 00

## Maintenance of Property:

Office equipment .....	\$65 00	
Vehicular equipment..	100 00	
		165 00

\$38,909 00
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## 811-100. PALISADES INTERSTATE PARK COMMISSION

## Salaries:

Other employees .....	\$412,222 00
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## Materials and Supplies:

Clothing .....	\$2,650 00	
Fuel and utilities ....	12,000 00	
Agricultural and forestry .....	8,000 00	
Household .....	850 00	
Medical .....	60 00	
Vehicular .....	6,500 00	
Office .....	500 00	
Printing .....	150 00	
Scientific .....	100 00	
	<hr/>	30,810 00

## Services Other Than Personal:

Travel .....	\$50 00	
Telephone .....	1,600 00	
Insurance: Fire .....	6,155 00	
Insurance: Other than fire: .....	11,473 00	
Postage .....	350 00	
	<hr/>	19,628 00

## Maintenance of Property:

Buildings and grounds	\$20,000 00	
Vehicular equipment..	4,350 00	
All other equipment ..	2,500 00	
Buildings and grounds—Special .....	29,355 00	
Office equipment—Special .....	335 00	
Vehicular equipment—Special .....	12,365 00	
Household equipment—Special .....	650 00	
All other equipment—Special .....	2,000 00	
	<hr/>	71,555 00

## Additions and Improvements:

Buildings and grounds	\$3,100 00	
All other equipment ..	780 00	
		<hr/>
		3,880 00
		<hr/>
		\$538,095 00
		<hr/>

The net share of revenues derived from the operation of gasoline stations on the New Jersey Section of the Palisades Interstate Parkway, together with the unexpended balances from such revenues as of June 30, 1961, are hereby appropriated for capital projects and extraordinary maintenance.

The unexpended balances as of June 30, 1961 from stands, concessions and self-sustaining activities operated or supervised by this commission, together with receipts from such activities, are hereby appropriated.

812-100. DELAWARE RIVER JOINT TOLL BRIDGE  
COMMISSION

## Salaries:

Other employees ..... \$229,830 00

## Materials and Supplies:

Clothing .....	\$1,000 00
Fuel and utilities ....	17,000 00
Agricultural and forestry .....	300 00
Household .....	300 00
Medical .....	100 00
Vehicular .....	1,400 00
Office .....	200 00

Printing .....	500 00	
Scientific .....	100 00	
	<hr/>	20,900 00
Services Other Than Personal:		
Telephone .....	\$2,200 00	
Insurance: Fire .....	350 00	
Insurance: Other than fire .....	2,930 00	
Postage .....	350 00	
	<hr/>	5,830 00
Maintenance of Property:		
Buildings and grounds	\$5,500 00	
Office equipment .....	50 00	
Vehicular equipment .	350 00	
Buildings and grounds —Special .....	22,500 00	
Scientific equipment— Special .....	600 00	
	<hr/>	29,000 00
		<hr/>
		\$285,560 00
		<hr/>

## 813-100. NEW JERSEY TERCENTENARY COMMISSION

## Extraordinary:

For expenses of the commission ... \$75,000 00

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The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

## 814-100. INTERSTATE SANITATION COMMISSION

## Extraordinary:

New Jersey's Share of Administrative Costs of the Interstate  
Sanitation Commission (45%) ... \$56,250 00

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The State's share of any federal contribution for the support of this agency, or so much thereof as may relate to any increased appropriation provided herein, shall be paid into the General State Fund.

#### 815-100. CIVIL WAR CENTENNIAL COMMISSION

##### Extraordinary:

For expenses of the commission . . . \$31,000 00

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#### INTER AND NON-DEPARTMENTAL ITEMS

#### 840-100. *Rents: Office and Building*

##### Services Other Than Personal:

##### Rents: Office and

building . . . . . \$2,456,565 00

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Notwithstanding any other provision of law, no lease for the rent of any office or building shall be executed which has an expiration date subsequent to June 30, 1962 without the prior approval of the State Treasurer, the Director of the Division of Budget and Accounting, the Legislative Budget and Finance Director, the President of the Senate and the Speaker of the General Assembly.

841-100. *Pensions, Contributions to State Pension  
Funds, Group Life  
Insurance and Social Security Tax*

Extraordinary:

Heath Act .....	\$105,000 00
Veterans' Act .....	285,000 00
Miscellaneous Special Acts .....	10,000 00
Governors' Widows Annuity .....	5,000 00
Judicial .....	350,000 00
Prison Officers' .....	135,000 00
Public Employees' Retirement System	5,812,540 00
Premium for Non- Contributory In- surance .....	3,050,000 00
State's Share of Social Security Tax	3,500,000 00
Pension Increase Act	900,000 00
	<hr/>
	\$14,152,540 00
	<hr/> <hr/>

The unexpended balance as of June 30, 1961 of the sum appropriated for Social Security Tax is hereby appropriated.

The sum appropriated for Social Security Tax is hereby made available for the payment of such tax applicable to the prior fiscal year.

Out of the sums hereinabove appropriated, upon application to the Director of the Division of Budget and Accounting, an annuity of \$2,500.00 shall be paid to the widow

of any person, now deceased, who was elected and served as Governor of this State, provided such widow was the wife of such person for part or all of the period during which he served as Governor. This shall not apply to any widow receiving a pension granted under R. S. 43:8-2, and continued by L. 1955, c. 190.

Any adjustment which may be required for the payment of premium for noncontributory insurance shall have a contra-adjustment in the payment of the normal contribution for the Public Employees' Retirement System.

There are hereby appropriated to the Public Employees' Retirement System, for credit to the Contingent Reserve Fund, any sums payable to the State Treasurer pursuant to the provisions of section 6 of chapter 79 of the laws of 1960.

843-100. *State Emergency Fund*

Extraordinary:

For allotment to the various departments or agencies to meet any condition of emergency until legislation appropriate therefor shall be enacted; provided, however, that a sum not in excess of \$5,000.00 shall be available for the



expense of entertain- ing dignitaries and incidental expenses including lunches for non-salaried board members and others whose entertainment shall be beneficial to the State. Allot- ments from this ap- propriation shall be made only upon authorization of the Governor . . . . .	\$100,000 00	
For allotment to the various departments or agencies to pay c o m p e n s a t i o n a w a r d s allowed State employees, upon approval of the Director of the Divi- sion of Budget and Accounting . . . . .	100,000 00	\$200,000 00
		<hr/> <hr/>

844-100. *Salary Adjustments, Increments and  
Other Employee Benefits*

To the Director of the  
Division of Budget and  
Accounting for allot-  
ment to, or payable on  
behalf of, the various  
agencies to cover the  
cost of hospitalization,  
medical-surgical and  
major medical insur-  
ance benefits for State  
employees . . . . .

\$2,000,000 00

To the Director of the  
 Division of Budget and  
 Accounting for trans-  
 fer to the various  
 agencies to cover the  
 cost of salary adjust-  
 ments or increments  
 for State employees  
 which may be required  
 by an increase of one  
 range grade for all  
 class titles for which  
 salary ranges and  
 funds may have been  
 provided as of June  
 30, 1961 ..... 2,500,000 00

To the Director of the  
 Division of Budget and  
 Accounting for trans-  
 fer, as required, to the  
 various State colleges,  
 Rutgers, the State  
 University and the  
 Newark College of  
 Engineering to cover  
 the cost of any salary  
 adjustment which may  
 be required by an addi-  
 tional increase of one  
 range grade for aca-  
 demic class titles in  
 which State employees  
 may be teaching in  
 institutions of higher  
 education and for a  
 salary increment over  
 and above any normal  
 merit salary increment  
 to which such em-  
 ployees may be entitled  
 during the fiscal year

ending June 30, 1962 in  
 academic class titles  
 for which salary  
 ranges and funds may  
 have been provided as  
 of June 30, 1961 ..... 1,000,000 00

To the Director of the  
 Division of Budget and  
 Accounting for trans-  
 fer to the various  
 agencies for salary  
 adjustments to State  
 employees resulting  
 from selective increase  
 of range grades for  
 class titles, other than  
 academic, arising from  
 various exigencies of  
 the State service ..... 500,000 00

To the Director of the  
 Division of Budget and  
 Accounting for trans-  
 fer to the Department  
 of Institutions and  
 Agencies to permit  
 selective payment of a  
 salary rate approxi-  
 mating \$3,000.00 to  
 employees directly  
 engaged in the care of  
 patients ..... 150,000 00

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\$6,150,000 00

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The salary adjustments, increments  
 and selective increase of range  
 grades, for which sums are appro-  
 priated hereinabove, shall require  
 the prior approval of the President

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of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting.

Any other sums appropriated to the several departments for salaries may be available for salary adjustments therein, arising from various exigencies of the State service and for normal merit salary increments, as the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting shall determine.

Any sums appropriated for salaries shall be made available for any person holding office, position or employment in the State, whose compensation is paid directly or indirectly, in whole or in part from State funds, including any person holding office, position or employment in any educational institution for which appropriations are made to the State Board of Education, to the State University or to the Newark College of Engineering, or holding office, position or employment under the Delaware River Joint Toll Bridge Commission, the Palisades Interstate Park Commission and the Interstate Sanitation Commission.

Each person holding State office, position or employment, who receives no compensation from State funds other than that derived from Federal sources, shall be entitled to the

same normal merit salary increments, salary adjustments or hospitalization, and major medical insurance benefits provided hereinabove which he would receive if his compensation were paid wholly from State funds; provided, that the Federal Government consents thereto and the costs are paid from Federal sources.

Should any State officer for whom a salary is specifically appropriated be replaced in office during the fiscal year ending June 30, 1962, the salary to be paid the successor of such officer may be such lesser sum as the appointing authority shall determine.

#### 870-100. THE JUDICIARY

##### Salaries:

Chief Justice .....	\$27,000 00	
Associate Justices..	156,000 00	
Judges .....	968,000 00	
Administrative		
Director .....	17,500 00	
Other employees ...	1,018,672 00	
New positions .....	25,740 00	
Special services ...	1,800 00	
	<hr/>	\$2,214,712 00

##### Materials and Supplies:

Office .....	\$19,000 00	
Printing .....	32,500 00	
Microfilming .....	20,000 00	
Library .....	30,000 00	
	<hr/>	101,500 00

## Services Other Than Personal:

Travel .....	\$20,000 00	
Telephone .....	31,000 00	
Insurance: Fire ...	538 00	
Insurance: Other than fire .....	782 00	
Household .....	350 00	
Legal and investiga- tive .....	8,000 00	
Postage .....	26,000 00	
Rent: Office equip- ment (All other)	640 00	
Rent: All other ...	250 00	
Staff training .....	6,000 00	
All other .....	500 00	
	<hr/>	94,060 00

## Maintenance of Property:

Office equipment ...	\$5,000 00	
Office equipment— Special .....	2,400 00	
	<hr/>	7,400 00

## Additions and Improvements:

Office equipment .....	4,899 00	
	<hr/>	\$2,422,571 00

## Total Appropriation, General

State Operations .....	\$212,914,284 00
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STATE AID TO COUNTIES, MUNICIPALITIES AND  
SCHOOL DISTRICTS

## DEPARTMENT OF LAW AND PUBLIC SAFETY

150-100. *Division of Weights and Measures—  
State Aid*

## Extraordinary:

For payment of fees to  
counties and municipi-  
palities from the  
sale of Solid Fuel  
Licenses, in accord-  
ance with the provi-  
sions of R. S. 51:8,  
approximating .... \$8,000 00

For payment of fees to  
counties and municipi-  
palities from the  
sale of Poultry Li-  
censes, in accordance  
with the provisions  
of chapter 248, P. L.  
1942, approximating 2,000 00  
\$10,000 00

## DEPARTMENT OF THE TREASURY

240-100. *Payments to Counties (5% Inheritance  
Taxes)—State Aid*

## Extraordinary:

Upon certification of the Director of  
Taxation, the State Treasurer is  
hereby authorized and it shall be  
his duty to withdraw from the

State fund such amounts as shall be required to carry out the provisions of R. S. 54:33-10, and to refund and pay such claims as may be necessary and such claims shall be paid upon the warrants of the Director of the Division of Budget and Accounting, and there is hereby appropriated the amount necessary therefor approximating .....\$1,100,000 00

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241-100. *County Boards of Taxation—State Aid*

Salaries:

Salaries of members..	\$303,500 00	
For required salary increases, subject to promulgation of the 1960 census .....	23,500 00	
	<hr/>	\$327,000 00

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842-100. *Consolidated Police and Firemen's Pension Fund—State Aid*

Extraordinary:

State's contribution to the Consolidated Police and Firemen's Pension Fund pursuant to the provisions of chapter 358, laws of 1952 .....	\$4,390,510 00
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Total Appropriation, Department of the Treasury .....	\$5,817,510 00
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## DEPARTMENT OF HEALTH

360-100. *General—State Aid*

## Extraordinary:

Local and dental health .....	\$96,496 00
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378-100. *Crippled Children's Commission—  
State Aid*

## Extraordinary:

Hospitalization and convalescent care .....	} \$190,000 00
Appliances .....	
Cardiac surgery .....	
Health purposes .....	

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Total Appropriation, Depart- ment of Health .....	\$286,496 00
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DEPARTMENT OF CONSERVATION AND ECONOMIC  
DEVELOPMENT*Division of Planning and Development*420-100. *Beach Protection and Inland Water-  
ways—State Aid*

## Shore Protection:

For shore protection outlined in R. S. 12:6A-1 and 6A-4 ..	\$1,025,000 00
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None of the funds herein  
appropriated shall be  
available for expendi-  
ture unless matched by

a municipality or county participating. Any municipality or county participating shall deposit its 50% share of participation with the State Treasurer through the Department of Conservation and Economic Development; provided, however, that out of this appropriation a sum not exceeding \$25,000.00, representing the first of 2 annual appropriations of such amount shall be available for rehabilitation of the yacht basin or anchorage on Raritan Bay in the City of Perth Amboy upon certification to the Department that not less than 20% of the capacity of said yacht basin or anchorage shall be open to the public at large as a harbor of refuge to the extent of the need therefor; a sum not exceeding \$10,000.00 shall be available for replacement of motor vehicles, transportation supplies and other equipment for use in this program; a sum not exceeding \$25,000.00 shall be

available to defray the State's share of a cooperative study in conjunction with the Federal Government; a sum not exceeding \$25,000.00 shall be available for investigative and exploratory work including borings in the ocean bottom, rivers, lakes, ponds and in the uplands, the purpose of which is to locate borrow area from which material for beach fill may be secured; a sum not to exceed \$150,000.00 may be expended without matching by municipality or county to protect the beach and property at Barnegat Light State Park, and such sums as may be necessary may be expended without matching by municipality or county to complete Spicer Creek Canal. All projects shall be constructed, under contract with and under supervision of the Department of Conservation and Economic Development.

Inland Waterways—  
Construction, reconstruction, maintenance,

improvements and dredging of inland waterways, including bulkheading and dredging at State-operated Marinas and the Fortescue Marina, at the discretion of the commissioner; provided, however, that the funds herein appropriated shall be available for the replacement of motor vehicles, transportation supplies and other equipment used in the Inland Waterways Program. All projects shall be constructed, under contract with and under supervision of the Department of Conservation and Economic Development .. 200,000 00

Harbor of Refuge at Atlantic City Marina ...	100,000 00
Sub-total Appropriation .....	<u>\$1,325,000 00</u>

The unexpended balances as of June 30, 1961 in these accounts are hereby appropriated.

*460-100. Division of Veterans' Services—State Aid*

Educational purposes ..	\$30,000 00
Blind veterans .....	27,000 00

Paraplegic and hemi-		
plegic veterans . . . . .	120,000	00
Sub-total Ap-		
propriation ..	—————	\$177,000 00

472-100. *State Mosquito Control Commission—  
State Aid*

State Aid:

For transfer to the  
Agricultural Experi-  
ment Station for the  
cost of airplane  
spraying for mos-  
quito extermination  
in counties bordering  
on the Atlantic  
ocean and the Dela-  
ware bay and in such  
other counties as the  
State Mosquito Con-  
trol Commission  
may designate . . . . . \$100,000 00

For transfer to the  
Agricultural Experi-  
ment Station for  
State Aid to coun-  
ties in mosquito con-  
trol and extermina-  
tion pursuant to R.  
S. 26:9-12.6 . . . . . 190,000 00

Sub-total Ap-		
propriation ..	—————	\$290,000 00

The unexpended balances in these  
accounts as of June 30, 1961 are  
hereby appropriated.

Total Appropriation, Depart-  
ment of Conservation and  
Economic Development . . . \$1,792,000 00

## DEPARTMENT OF EDUCATION

580-100. *School Districts—State Aid*

## Salaries:

Other employees ...	\$651,049 00	
New positions .....	27,421 00	
County superintend- ents .....	268,253 00	
Special services ....	10,500 00	
	<hr/>	\$957,223 00

## Materials and Supplies:

Office .....	\$1,500 00	
Printing .....	50,000 00	
All other .....	29,464 00	
	<hr/>	80,964 00

## Services Other Than Personal:

Travel .....	\$53,000 00	
Automation services	1,200 00	
	<hr/>	54,200 00

## Additions and Improvements:

Education and rehabilitation equip- ment .....	1,150 00
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## Grants-in-Aid:

For payment to dis- tricts for vocational schools pursuant to R. S. 18:5 .....	\$322,050 00
For payment to dis- tricts for industrial schools pursuant to R. S. 18:15-24 ....	70,000 00
Chapter 85, Laws of 1954:	
Formula .....	71,453,648 00
Transportation ...	8,906,689 00
Emergency fund ..	175,000 00
Atypical pupils ...	3,336,705 00

School Building Aid Act, chapters 8 and 9, P. L. 1956 .....	15,713,422 00
Evening schools for foreign-born resi- dents .....	80,884 00
National Defense Ed- ucation Act (State share) .....	86,738 00
State aid for certain libraries .....	400,000 00
County audio-visual aid centers .....	52,500 00
Emotionally and so- cially maladjusted pupils, chapter 104, P. L. 1959 .....	532,921 00
Total Grants-in-Aid .....	<u>101,130,557 00</u>
Sub-total Appropriation ..	<u>\$102,224,094 00</u>

The unexpended balances in the ac-  
counts for Grants-in-Aid as of  
June 30, 1961 are hereby appro-  
priated.

*595-100. Teachers' Pension and Annuity Fund,  
Group Life Insurance and Social Security Tax—  
State Aid*

State's Contribution to Teachers'  
Pension and Annuity Fund:

Normal contribu- tion .....	\$25,292,009 00
Class B liability and deficiency contri- bution .....	5,796,446 00
Veterans' liability for Department of Education person- nel .....	75,829 00
Payment on behalf of local employee veterans ap- pointed after Jan- uary 1, 1955 .....	161,364 00
Premium for non- contributory in- surance .....	1,800,000 00
State's share of so- cial security tax..	7,300,000 00
	<hr/>
Sub-total Appropriation ...	<u>\$40,425,648 00</u>

The unexpended balance as of June 30, 1961 of the sum appropriated for social security tax is hereby appropriated.

The sum appropriated for social security tax shall be available for the payment of such tax applicable to the prior fiscal year.

Any sums payable to the State Treasurer pursuant to the provision of



section 6 of chapter 80 of the laws of 1960 are hereby appropriated to the Teachers' Pension and Annuity Fund for credit to the Contingent Reserve Fund.

Total Appropriation, Department of Education...\$142,649,742 00

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## STATE HIGHWAY DEPARTMENT

620-100. *State Aid to Counties and Municipalities*  
—*State Aid*

Construction, reconstruction, maintenance, et cetera, of county roads pursuant to chapter 199, P. L. 1946 \$8,000,000 00

Construction, reconstruction, maintenance and repairs of county roads, on the basis of \$55,000.00 per county pursuant to chapter 207, P. L. 1946 ..... 1,155,000 00

Construction, grading and maintenance of municipal roads pursuant to chapter 62, P. L. 1947 ..... 4,720,000 00

Construction or reconstruction of municipal roads on the basis of \$100,000.00 per county pursuant to chapter 460, P. L. 1948 ..... 2,100,000 00

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Sub-total Appropriation ...\$15,975,000 00

County and municipal aid for lighting 392,000 00

Projects Division — Operating, administrative and equipment charges ..... 727,895 00

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Total Appropriation, State Highway Department ...\$17,094,895 00

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The total appropriation for State Aid herein is for the calendar year 1962. This appropriation is due and payable on January 2, 1962.

The unexpended balances in this account as of June 30, 1961 are hereby appropriated.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

715-101. *Old Age Assistance—State Aid*

For the purpose of making payments for the State's share of Old Age Assistance, pursuant to chapter 7 of Title 44 of the Revised Statutes. . \$5,200,000 00

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The unexpended balances remaining in this account as of June 30, 1961, including State's net share of reimbursement together with the net balance remaining after full payment of sums due the Federal Government of all funds recovered under R. S. 44:7-14 during the fiscal year ending June 30, 1961, are hereby appropriated and, in addition thereto, all such funds recovered under R. S. 44:7-15 during the fiscal year ending June 30, 1962, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-103. *General Assistance—State Aid*

For relief subsidies to municipalities  
and relief administrative costs in  
State administered towns .....\$5,250,000 00

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Receipts from State administered  
towns during 1961-62 and the unex-  
pended balances in the above ac-  
count at June 30, 1961 are hereby  
appropriated.

The sums hereinabove appropriated  
shall be available for the payment  
of bills applicable to prior fiscal  
years.

715-104. *Disability Assistance—State Aid*

For the purpose of making payments  
for the State's share of cost of as-  
sistance to the permanently and  
totally disabled, pursuant to chapter  
139, P. L. 1951 .....\$2,175,000 00

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The unexpended balances remaining  
in this account as of June 30, 1961,  
including State's net share of reim-  
bursement together with the net bal-  
ance remaining, after full payment  
of sums due the Federal Govern-  
ment, of all funds recovered under  
R. S. 44:7-14 during the fiscal year  
ending June 30, 1961, are hereby  
appropriated and in addition  
thereto, all such funds recovered  
under R. S. 44:7-14 during the fiscal

year ending June 30, 1962, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-105. *Dependent Children Assistance—  
State Aid*

For the purpose of making payments for the State's share of cost of assistance for dependent children (chapter 86, P. L. 1959) .....\$9,450,000 00

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The unexpended balances in this account as of June 30, 1961, including the State's net share of reimbursement together with the net balances remaining after full payment of sums due the Federal Government of all funds recovered under section 4 of chapter 86, P. L. 1959 during the fiscal year ending June 30, 1961, are hereby appropriated, and in addition thereto, all such funds recovered under section 4 of chapter 86, P. L. 1959 during the fiscal year ending June 30, 1962 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

717-101. *Child Care—State Aid*

For the purpose of making payments for the State's share of child care

costs of children under the care of  
the Board of Child Welfare (chap-  
ter 5 of Title 30 of the Revised  
Statutes) .....\$2,341,741 00

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The unexpended balances remaining  
in this account as of June 30, 1961  
are hereby appropriated.

The sums hereinabove appropriated  
shall be available for the payment  
of bills applicable to prior fiscal  
years.

770-101. *County Mental Hospitals—State Aid*

For the support of patients in county  
mental hospitals pursuant to Re-  
vised Statutes, section 30:4-78:

Atlantic .....	\$210,000 00
Burlington .....	155,000 00
Camden .....	495,000 00
Cumberland .....	100,000 00
Essex .....	2,800,000 00
Hudson .....	1,300,000 00
	<hr/>
	\$5,060,000 00

The unexpended balances in this ac-  
count as of June 30, 1961 are hereby  
appropriated.

The sums hereinabove appropriated  
shall be available for the payment  
of bills applicable to prior fiscal  
years.

770-110. *County Tuberculosis Hospitals—  
State Aid*

For the support of patients in county tuberculosis hospitals pursuant to subdivision C, article 4, chapter 9 of Title 30 of the Revised Statutes:

Atlantic .....	\$13,000 00
Bergen .....	21,000 00
Camden .....	24,000 00
Essex .....	88,000 00
Hudson .....	55,000 00
Mercer .....	4,000 00
Middlesex .....	20,000 00
Monmouth .....	14,000 00
Ocean .....	1,500 00
Passaic .....	30,000 00
Union .....	35,000 00
	<hr/>
	\$305,500 00

The unexpended balances not exceeding \$30,000.00 in this account as of June 30, 1961 are hereby appropriated.

The sums hereinabove appropriated shall be available for payment of bills applicable to prior fiscal years.

770-140. *Community Mental Health Services—  
State Aid*

For the establishment, development, improvement and expansion of community mental health services. \$1,000,000 00

The unexpended balances in this account as of June 30, 1961 are hereby appropriated.

The sum hereinabove appropriated shall be available for training stipends, training programs and the support of demonstration projects in mental health to the extent that the appropriation exceeds the funds required for the aid program; provided, however, that the allotment of such excess funds be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

Total Appropriation, Department of Institutions and Agencies .....	\$30,782,241 00
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#### 871-100. THE JUDICIARY—STATE AID

For amounts to be refunded to various counties for the State's share of salaries of stenographic reporters appointed by the Supreme Court, pursuant to N. J. S. 2A:11 et seq. .... \$650,000 00

For the amount to be refunded to counties for the State's share of pensions, pursuant to R. S. 43:6-13.1 834 00

For amounts to be paid to various counties representing 40% of the salaries of county judges, pur- suant to N. J. S. 2A:3-19 .....	485,000 00	
Reimbursement to counties for the cost of County Court judges temporarily assigned to the Su- perior Court outside their counties, pur- suant to chapter 3, laws of 1955 .....	6,000 00	
Reimbursement to counties for certain expenses incurred in connection with the prosecution and de- fense of defendants accused of commit- ting crimes in State penal or correctional institutions, chapter 24, P. L. 1960 .....	20,000 00	
For the State's share of additional costs pursuant to N. J. S. 2A:11, et seq. and N. J. S. 2A:3-19, subject to the pro- mulgation of the 1960 census .....	125,000 00	
	<hr/>	\$1,286,834 00

The unexpended balance in this ac-  
count as of June 30, 1961 is hereby  
appropriated.



Notwithstanding any other provision in this act, the amount appropriated hereinabove to the Judiciary shall be available for any deficiency in this account as of June 30, 1961.

Total Appropriation, State	
Aid .....	\$199,719,718 00

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## CAPITAL CONSTRUCTION

## DEPARTMENT OF LAW AND PUBLIC SAFETY

120-100. *Division of State Police*

## Capital Construction—

Addition to Princeton		
headquarters .....	\$55,000	00
Barracks at Hights-		
town .....	150,000	00
Supply building at		
Hammonton .....	7,000	00
Roads and approaches	25,000	00
	<hr/>	\$237,000 00

The unexpended balances in these accounts as of June 30, 1961 are hereby appropriated.

140-100. *Division of Motor Vehicles*

## Capital Construction—

For improved ventila-	
tion of existing	
motor vehicle test-	
ing stations .....	\$90,000 00

For the establishment of a driver qualifica- tion center in Union county consisting of an examination room, skill test area, agency office, acci- dent prevention clinic, locker room, waiting room, lunch- room and rest rooms	400,000 00	
	<hr/>	\$490,000 00

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

150-100. *Division of Weights and Measures*

Capital Construction— Roads and Approaches: Weighing Stations: Bordentown .....		\$7,700 00
	<hr/>	

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

Total Appropriation, Depart- ment of Law and Public Safety .....	\$734,700 00
	<hr/> <hr/>

DEPARTMENT OF THE TREASURY

210-100. *Administrative Division*

To the State Treasurer, so much as  
may be necessary of the sum re-  
ceived from the Teachers' Pension

and Annuity Fund from the sale to the fund of land owned by the State on which a central office building for the State Department of Education is authorized pursuant to P. L. 1960, c. 6 and on which a State Cultural Center is authorized pursuant to P. L. 1960, c. 162, for the purpose of acquiring lands in the John Fitch Way tract that may be required for construction of the Health-Agriculture Building authorized pursuant to P. L. 1960, c. 44.

230-100. *Division of Purchase and Property*

Electrical distribution system—State House .....	\$100,000 00
Total Appropriation, Department of the Treasury .....	\$100,000 00

The unexpended balances in these accounts as of June 30, 1961 are hereby appropriated.

DEPARTMENT OF DEFENSE

342-100. *National Guard and/or State Guard*

Capital Construction:

Site improvement—	
Dover Armory ....	\$15,000 00
Site improvement—	
Riverdale Armory .	15,000 00
Roads and approaches	70,000 00
	<u>\$100,000 00</u>

The unexpended balances in these accounts as of June 30, 1961 are hereby appropriated and any additional Federal aid made available by the Congress for capital construction purposes is hereby appropriated for use by the Department of Defense.

Funds derived from the sale of any buildings or lands held by the Department of Defense are hereby appropriated for the acquisition of other lands, for rehabilitation or improvement of existing installations and for the construction of new buildings for use by the State Military or Naval Services; provided, however, that allotment of such funds for expenditure shall be subject to the approval of the Director of the Division of Budget and Accounting and the Legislative Budget and Finance Director.

#### DEPARTMENT OF PUBLIC UTILITIES

##### 350-100. *Grade Crossing Elimination*

##### Capital Construction:

For the public share of the cost to eliminate grade crossings and for other projects, pursuant to chapter 153, P. L. 1960 .....	\$2,000,000 00
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Of the amount appropriated hereinabove for grade crossing elimination, a sum not to exceed \$500,000.00 shall be available for transfer to the State Highway Department for grade crossing elimination projects

on the Camden-Kirkwood line as recommended in the "Report to Governor Robert B. Meyner and the New Jersey Legislature" entitled "New Jersey's Rail Transportation Problem, a Review and Suggestions for Immediate and Long Range Action" submitted by the New Jersey State Highway Department, Division of Railroad Transportation, dated April 4, 1960 and filed with the Senate and the General Assembly on April 11, 1960, subject to allotment by the Director of the Division of Budget and Accounting and approval by the Legislative Budget and Finance Director.

DEPARTMENT OF CONSERVATION AND ECONOMIC  
DEVELOPMENT

420-100. *Division of Planning and Development*

Capital Construction:

Forests, parks and recreational area developments . . . . .	\$500,000 00	
Roads and approaches	100,000 00	
	<hr/>	\$600,000 00

The unexpended balances in these accounts as of June 30, 1961 are hereby appropriated.

420-402. *Morris Canal and Banking Company*

The unexpended balances in this account as of June 30, 1961 are hereby appropriated.

## CHAPTER 38, LAWS OF 1961

450-400. *Division of Fish and Game*  
*(Hunters' and Anglers' License Fund)*

Capital Construction:  
 Pequest hatchery ..... \$80,000 00

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451-400. *Division of Fish and Game*  
*(Public Shooting and Fishing Grounds Fund)*

Capital Construction:  
 Land ..... \$60,000 00

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Total Appropriation, Department of Conservation and Economic Development ... \$740,000 00

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## DEPARTMENT OF EDUCATION

560-100. *State School for the Deaf*

Capital Construction:  
 Upper School Main Unit, including educational, food, recreation and utilities areas approximating 44,644 square feet:

Construction .....	\$798,776 00
Equipment .....	36,000 00
Site development, grading and outside improvements	24,000 00
Architect's fee .....	60,000 00
Contingencies and inspection .....	81,224 00
Roads and approaches .....	5,000 00
	<hr/>
	\$1,005,000 00

570-100, 571-100, 572-100. *Rutgers University,  
The State University of New Jersey*

For the cost of re-establishing the turkey-pigeon research center at or near the Agricultural Experiment Station in New Brunswick, subject to the enactment of enabling legislation .....	\$27,000 00	
Roads and approaches..	25,000 00	
	<hr/>	\$52,000 00
		<hr/>

The unexpended balances in this account as of June 30, 1961 are hereby appropriated.

594-100. *State College Construction*

Roads and approaches .....	\$150,000 00
	<hr/>

The unexpended balance in this account as of June 30, 1961 is hereby appropriated.

Total Appropriation, Department of Education .....	\$1,207,000 00
	<hr/> <hr/>

STATE HIGHWAY DEPARTMENT

611-100. *Roads and Approaches*

Highway Department installations..	\$25,000 00
	<hr/>

612-100. *Construction of State Highway System*

Operating costs—Construction and right-of-way divisions . . .	\$4,570,888 00
State Highway Projects—	
Federal aid participation . . . . .	22,359,728 00
Non - Federal aid participation . . . .	12,790,272 00
	<hr/> \$39,720,888 00

Except as otherwise provided elsewhere in this act, the unexpended balances as of June 30, 1961 in all accounts providing for construction of the State highway system are hereby appropriated except such sum as may have been reserved by the revision of quarterly allotments ordered by the Governor during the fiscal year ended June 30, 1961 pursuant to R. S. 52:27B-26.

Such sum as may have been reserved by the revision of quarterly allotments ordered by the Governor during the fiscal year ended June 30, 1961 pursuant to R. S. 52:27B-26 is hereby appropriated to the extent that anticipated resources for the fiscal year ending June 30, 1962, shown in this act, exceed \$468,807,441.00.

The unexpended balance as of June 30, 1961 in the account appropriated by chapter 228, laws of 1955



to the State Highway Department for construction, reconstruction and repair of the free bridges under the control of the Delaware River Joint Toll Bridge Commission, damaged by flood, is hereby appropriated for the construction and reconstruction of free bridges and approaches under the control of the Delaware River Joint Toll Bridge Commission.

In addition to the amounts hereinabove appropriated for construction of the State highway system, there are hereby appropriated such sums as may be received or receivable from, or authorized or allocated by the Federal Government, the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Delaware River Joint Toll Bridge Commission, the Delaware River Authority, and the Port of New York Authority, for construction purposes.

The amounts provided herein for construction of the State highway system and the purchase of rights-of-way shall be set forth in a construction program by route numbers by the State Highway Commissioner and shall not be expended or contracted for until such time as the Governor approves in writing.

Of the sum appropriated hereinabove for construction of the State highway system, a sum not to exceed \$500,000.00, together with the un-

expended balance of the sum made available from the appropriation for construction of the State highway system during the fiscal year ended June 30, 1961 for grade crossing elimination projects on the Camden-Kirkwood line, as recommended in the "Report to Governor Robert B. Meyner and the New Jersey State Legislature" entitled "New Jersey's Rail Transportation Problem, a Review and Suggestions for Immediate and Long Range Action" submitted by the New Jersey State Highway Department, Division of Railroad Transportation, dated April 4, 1960 and filed with the Senate and the General Assembly on April 11, 1960, shall be available during the fiscal year 1961-62 for grade crossing elimination projects on the Camden-Kirkwood line as recommended in said report.

New Buildings and Lands—

Maintenance head-		
quarters building.	\$80,000 00	
Maintenance out-		
buildings . . . . .	9,000 00	
Maintenance salt		
storage buildings.	7,000 00	
	<hr/>	\$96,000 00

Total Appropriation, State	
Highway Department . . .	<hr/> <hr/> \$39,841,888 00

The unexpended balances as of June 30, 1961 in the accounts for new buildings and lands are hereby appropriated.

## DEPARTMENT OF INSTITUTIONS AND AGENCIES

700-100. *Miscellaneous Urgent Capital*

737-100. State Reform- a t o r y f o r W o m e n , Clinton—	
Fire protection . . . .	\$16,000 00
740-100. State Home for Boys, James- burg—	
Replace h e a t i n g lines . . . . .	63,000 00
762-100. Vineland State School—	
Repair b u i l d i n g cracks . . . . .	80,000 00
Replace floors . . . .	35,000 00
Electrical distribu- tion . . . . .	85,000 00
763-100. North Jersey T r a i n i n g School, To- towa—	
Fire protection . . . .	41,000 00
Replace roofs . . . .	30,000 00
Replace boilers . . . .	190,000 00
764-100. State Colony, Woodbine—	
Floor covering . . . .	15,000 00
765-100. State Colony, New Lisbon—	
School repairs . . . .	23,750 00

777-100. State Hospital, Greystone Park—		
Fire protection . . . .	30,000	00
Replace electric wiring—Clinic building . . . . .	144,000	00
Electric service ..	71,500	00
779-100. State Hospital, Trenton—		
Vroom building improvements . . . . .	41,700	00
781-100. State Hospital, Marlboro—		
Patient cottage renovations . . . . .	88,000	00
Operating room improvements . . . . .	20,000	00
785-100. Neuropsychiatric Institute—		
Fire protection . . . .	11,000	00
794-100. State Sanatorium for Chest Diseases, Glen Gardner—		
Replace roofs and gutters . . . . .	20,000	00
		<hr/> \$1,004,950 00

*Other Urgent Capital*

710-100. Home for Disabled Soldiers, Menlo Park—	}
Infirmery, utilities, superintendent's residence . . . . .	

731-100. State Prison, Trenton— Prison hospital (Demolish No. 4 wing) .....	
732-100. State Prison Farm, Rah- way— Security improvements .....	
New Medium Security Prison (at State Prison Farm, Leesburg)	
South Jersey Highfields (at An- cora State Hospital) .....	
734-100. State Reformatory, Bor- downtown— Industrial unit .....	
738-100. State Reformatory, An- nandale— Modernization .....	
New Reformatory (First Phase) ..	
740-100. State Home for Boys, Jamesburg—	Approximating
Cottages and special treat- ment unit .....	\$8,800,000 00
Administration building .....	
768-100. Edward R. Johnstone Training and Research Center— Defective delinquent unit ....	
Evaluation center, infirmary, re- search building .....	
New Colony, Mentally Retarded (at State Prison Farm, Rah- way) .....	
With laundry facility .....	
777-100. State Hospital, Grey- stone Park— Fireproof dormitory building —Center .....	
Fireproof main building .....	
779-100. State Hospital, Tren- ton— Fireproof center annex .....	

Notwithstanding the appropriation hereinabove of \$8,800,000.00 for "Other Urgent Capital," there is hereby appropriated therefor not more than the proceeds derived pursuant to P. L. 1960, c. 158.

700-105. *Roads and Approaches*

Roads and approaches .....	\$75,000 00
<hr/>	
Total Appropriation, Department of Institutions and Agencies .....	\$9,879,950 00
<hr/> <hr/>	

The unexpended balances remaining in the capital construction accounts of this department as of June 30, 1961 are hereby appropriated.

Total Appropriation, Capital Construction .....	\$54,603,538 00
<hr/> <hr/>	

Grand Total Appropriation .....	\$467,237,540 00
<hr/> <hr/>	

2. In addition to the amounts hereinabove specifically appropriated, there are appropriated the following: sums required to refund amounts credited to the State Treasury which do not represent State revenues; Federal funds for the use of the State or its agencies in excess of those anticipated; funds donated to the Crippled Children's Commission; moneys received representing insurance to cover losses by fire and other casualties; moneys received by any State Department or agency from the sale of equipment, when such funds are received in lieu of trade-in value in the replacement of such

equipment; private funds subsidizing the State; sums received in the State Treasury representing refunds of payments made from appropriations provided in this act.

3. In order that there be flexibility in the handling of appropriations, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the Director of the Division of Budget and Accounting for permission to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall be made only during the current year for which the appropriation was made, and if the Director of the Division of Budget and Accounting shall consent thereto, he shall, subject to the approval of the Legislative Budget and Finance Director, place the amount so transferred to the credit of the item so designated; provided, however, that no sum appropriated for any permanent improvement shall be used for maintenance or for any temporary purpose except temporary motor vehicle inspection lanes, health and sanitary improvements in motor vehicle inspection stations, extraordinary snow removal and extraordinary highway maintenance; and provided further, that any item for capital improvement may be transferred to any other item of capital improvement on the approval of the Director of the Division of Budget and Accounting.

4. The Director of the Division of Budget and Accounting, subject to the approval of the Legislative Budget and Finance Director, is hereby empowered, and it shall be his duty in the disbursement of funds appropriated for the maintenance and operation of any department or branch thereof, the duties or responsibilities of which are or may hereafter be transferred to any other department or branch, to transfer such appropriations to such department or branch as shall be charged with the responsibility of administering the functions of such department or branch so transferred. The Director of the Division of Budget and Accounting

shall also have the authority to create such new accounts as may be necessary to carry out the intent of the Legislature.

5. The Director of the Division of Budget and Accounting is hereby empowered, and it shall be his duty in the disbursement of funds for payment of pensions, contributions to pension funds, debt service, charges for rents, telephone, insurance and postage to credit to the Department of the Treasury such funds as may be appropriated for such purposes in any other department or branch from such other department or branch, as the Director of the Division of Budget and Accounting shall determine.

6. The Director of the Division of Budget and Accounting shall make such correction of the title, text or account number of an appropriation, necessary to make such appropriation available for the purpose or purposes intended. Such correction shall be by written ruling, reciting in appropriate details the facts thereof, and the reasons therefor, attested by the signature of said Director of the Division of Budget and Accounting and filed in the Division of Budget and Accounting of the Department of the Treasury as an official record thereof, and any action thereunder, including disbursements and the audit thereof, shall be legally binding and of full force and virtue.

7. The Director of the Division of Budget and Accounting is hereby empowered, notwithstanding any other provision of the law, to transfer or credit from the various appropriations for construction, reconstruction, additions to and betterments of State buildings and appurtenances thereto, herein contained, to the appropriation for the bureau of architecture and construction of the Department of the Treasury a sufficient sum to pay for the cost of all architectural work, superintendence and other expert services in connection with such work.

8. The Director of the Division of Budget and Accounting may, upon application therefor, allot from appropriations made to any official, department, commission or board a sum to establish a



petty cash fund, for the payment of expenses under rules and regulations established by said director. The allotments thus made by the Director of the Division of Budget and Accounting shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making a request therefor, and the money thus allotted shall be disbursed by such custodian, who shall require from all persons obtaining money from said fund a receipt therefor. Such receipts shall by such custodian be forwarded monthly to the Director of the Division of Budget and Accounting for audit, and said director shall likewise make regulations governing disbursements from petty cash funds.

9. The Director of the Division of Budget and Accounting is hereby empowered, notwithstanding any other provision of law, to transfer to the General State Fund out of any special, dedicated or trust fund such proportionate share of any appropriation made herein, which may be chargeable against such special, dedicated or trust fund. Any receipts in any special, dedicated or trust fund are hereby appropriated for the purpose of such transfer.

10. The State Treasurer, upon warrant of the Director of the Division of Budget and Accounting, shall pay any claim not exceeding \$250.00 out of any appropriations made to the several departments, provided such claim is recommended for payment by the Attorney General and approved by the Legislative Budget and Finance Director.

11. There are hereby appropriated the unexpended balances as of June 30, 1961 in the accounts of the several departments and agencies heretofore appropriated or established in the categories of Maintenance of Property—Special and Additions and Improvements with the exception of office and vehicular equipment.

12. This act shall take effect July 1, 1961.

Approved June 1, 1961.

## CHAPTER 39

AN ACT concerning crimes and supplementing chapter 121 of Title 2A of the New Jersey Statutes.

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

C. 2A:121-6.  
"Lottery"  
defined.

1. As used in this chapter, the term "lottery" shall mean a distribution of prizes by chance in return for a consideration which may be in the form of money or other valuable thing or in the form of an actual inconvenience. This definition shall not pertain to a distribution of prizes by chance when there is an intent to distribute prizes as a gift where the class of donees performs acts not exceeding those necessary to become a member of the class of donees or to receive the gift.

2. This act shall take effect immediately.

Approved June 1, 1961.

## CHAPTER 40

AN ACT concerning the clearance, replanning, development, and redevelopment of blighted areas in certain cases; authorizing private urban renewal corporations to undertake, and municipalities to participate in, the clearance, replanning, development, and redevelopment of such areas, granting limited period exemptions from taxation in respect to the improvements made in the development and redevelopment of such areas; limiting the profits of, and dividends payable by, private urban renewal corporations enjoying such tax exemption and regulating said private urban renewal corporations and the conditions of use, ownership, management and control of said improvements.

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

1. This act shall be known as the "Urban Renewal Corporation Law of 1961." C. 40:55C-40.  
Short  
title.

2. It is hereby declared that there are areas in many municipalities, which are so blighted as to retard or arrest the growth and development of said municipalities or are so blighted as to be detrimental to the social and economic progress of the community because of buildings which are deteriorated, insanitary or unsafe or are blighted by reason of subsoil conditions, or by reason of deleterious land use, or excessive land coverage and it is further declared that in the interest of the health, safety and welfare of the public, and the economic and social progress of the municipality, land should be restored to a use resulting in the elimination of the blighted condition; that in order to accomplish this purpose investment of private capital and participation by private enter- C. 40:55C-41.  
Legislative  
determina-  
tion.

prise should be encouraged; that the clearance, replanning, development and redevelopment of such blighted areas are public purposes and public uses for which public money may be expended and private property acquired and that the successful clearance, replanning, development and redevelopment of blighted areas necessitates the use of special financial arrangements to secure adequate private investment and participation by private enterprise and that the necessity, in the public interest, for the provisions herein enacted is hereby declared as a matter of legislative determination.

C. 40:55C-42.  
Terms to  
have indicated  
meanings.

3. The terms hereinafter defined shall have the indicated respective meanings when used or referred to in this act unless a different meaning is clearly apparent from the context.

C. 40:55C-43.  
"Governing  
body" defined.

4. "Governing body" means, in the case of a municipality, the common council, or the board of commissioners, or the body managing its affairs, except that, in cities having a board of finance, such board shall be the "governing body" for the purpose of this act.

C. 40:55C-44.  
"Urban  
renewal  
corporation"  
defined.

5. "Urban renewal corporation" means a corporation qualified under this act to acquire, construct, operate and maintain a project hereunder, or to acquire, operate and maintain a project constructed by a corporation so qualified under this act, and the term "corporation" when used within act shall be understood to be a contraction of the term "urban renewal corporation" except when the context indicates otherwise.

C. 40:55C-45.  
"Blighted  
area"  
defined.

6. "Blighted area" means any section of a municipality which has been determined to be a blighted area by the governing body thereof in accordance with chapter 187 of the laws of 1949 as amended and supplemented.

C. 40:55C-46.  
"Project"  
defined.

7. "Project" means the undertaking and execution of the redevelopment of a blighted area, in whole or in part, in accordance with an agreement for the sale of the land concerned to the corporation by a municipality, or agency, or authority, in-

cluding the work to be done in reference thereto, the designation of the particular proposed buildings to be constructed and their uses and purposes, the landscaping of the premises, the streets and access roads, recreational facilities, if any, the furnishing of the public utilities, the financial arrangements and the terms and conditions of the proposed municipal co-operation and approval.

8. "Total project unit cost" or "total project cost" means the aggregate of the following items as related to any unit of a project if the project is to be undertaken in units or to the total project if the project is not to be undertaken in units: (a) cost of the land to the urban renewal corporation; (b) architects', engineers' and attorneys' fees paid or payable by the corporation in connection with the planning, construction and financing of the project; (c) surveying and testing charges in connection therewith; (d) actual construction cost as certified by the architect, including the cost of any preparation of the site undertaken at the corporation's expense; (e) insurance, interest and finance costs during construction; (f) cost of obtaining initial permanent financing; (g) commissions and other expenses paid or payable in connection with initial leasing; (h) real estate taxes and assessments during the construction period; and (i) a developer's overhead based on a percentage of (d) above, to be computed in accordance with the following schedule:

\$500,000 or less	—10%
\$500,001 through \$1,000,000	—\$50,000 plus 8% on excess above \$500,000
\$1,000,001 through \$2,000,000	—\$90,000 plus 7% on excess above \$1,000,000
\$2,000,001 through \$3,500,000	—\$160,000 plus 5.6667% on excess above \$2,000,000
\$3,500,001 through \$5,500,000	—\$245,000 plus 4.25% on excess above \$3,500,000
\$5,500,001 through \$10,000,000	—\$330,000 plus 3.7778% on excess above \$5,500,000
Over \$10 Million	—5%.

C. 40:55C-47.  
"Total project unit cost" or "total project cost" defined.

C. 40:55C-48.  
"Allowable  
profit rate"  
defined.

9. "Allowable profit rate" means that percentage per annum arrived at by adding  $1\frac{1}{4}\%$  to the annual interest percentage rate payable on the urban renewal corporation's initial permanent mortgage financing. In the event that the initial permanent mortgage is insured or guaranteed by a governmental agency, any mortgage insurance premium or similar charges, if payable on a per annum basis, shall be considered as interest for the purposes hereof. If there is no permanent mortgage financing the allowable profit rate shall be arrived at by adding  $1\frac{1}{4}\%$  per annum to the interest rate per annum which the municipality determines to be the prevailing rate on mortgage financing on comparable improvements in the locality.

C. 40:55C-49.  
"Allowable  
net profit"  
defined.

10. "Allowable net profit" means the amount arrived at by applying the allowable profit rate to each total project unit cost, if the project is to be undertaken in units or the total project cost if the project is not to be undertaken in units for the period commencing on the date on which the construction of the unit or the project is completed, as the case may be, and terminating at the end of the fiscal year of the urban renewal corporation preceding the date on which a computation is being made.

C. 40:55C-50.  
"Net profit"  
defined.

11. "Net profit" means the gross revenues of the urban renewal corporation less all operating and nonoperating expenses of the corporation, all determined in accordance with generally accepted accounting principles provided that (a) there shall be included in expenses (1) all annual service charges paid pursuant to section 26 of this act, (2) all payments to the municipality of excess profit pursuant to section 27 of this act, and (3) an annual amount sufficient to amortize the total project cost over the life of the improvements, as set forth in the financial agreement herein provided for, which in no case shall be less than 25 years, and (b) there shall not be included in expenses either (1) depreciation or obsolescence, (2) interest

on debt, (3) taxes on income, or (4) salaries, bonuses and other compensation paid, directly or indirectly, to directors, officers and stockholders of the corporation.

12. "Annual gross revenue" means the total annual gross rental and other income of an urban renewal corporation from the project. If in any leasing, any real estate taxes or assessments on property included in the project, any premiums for fire or other insurance on or concerning property included in the project or any operating or maintenance expenses ordinarily paid by a landlord are to be paid by the tenant, then such payments shall be computed and deemed to be part of the rent and shall be included in the annual gross revenue. The financial agreement hereinafter provided for shall establish the method of computing such additional revenue and may establish a method of arbitration where either the landlord or the tenant dispute the amount of such payments so included in the annual gross revenue.

C. 40:55C-51.  
"Annual  
gross  
revenue"  
defined.

13. Any urban renewal corporation qualifying under this act may undertake a project, and when so authorized by a financial agreement with a municipality pursuant to this act, may acquire, plan, develop, construct, alter, maintain or operate housing, business, industrial, commercial, cultural or recreational projects or any combination of 2 or more such types of improvement in a single project. The conditions of use, ownership, management and control of the improvements in any such project shall be regulated as herein provided.

C. 40:55C-52.  
Projects  
authorized  
after financial  
agreement.

14. When any municipality or agency or authority thereof has acquired land constituting or being a part of a blighted area, pursuant to chapter 187 of the laws of 1949, chapter 300 of the laws of 1949, or chapter 306 of the laws of 1949, the governing body of the municipality, or the agency or authority, by resolution, may make such land available for use for a project by an urban renewal corporation, qualified under this act, by private sale, upon such terms and conditions as shall be

C. 40:55C-53.  
Sale of  
land to  
corporation;  
resolution to  
include  
determination  
of use value  
and price.

agreed upon by the said governing body or said agency or authority and said corporation. Any such resolution shall include a determination of the use value of the said land and the price to be paid therefor by the said corporation shall not be less than the amount so determined.

C. 40:55C-54.  
Certificate of  
incorpora-  
tion; contents.

15. Any corporation formed, or which shall be formed, under Title 14, "Corporations, General" of the Revised Statutes may qualify to operate under the provisions of this act, if its certificate of incorporation, originally or by amendment thereof, shall contain the following provisions:

(a) The name of the corporation shall include the words "Urban Renewal."

(b) The object for which it is formed shall be to operate under this act and to initiate and conduct projects for the clearance, replanning, development and redevelopment of blighted areas in municipalities and, when so authorized by financial agreement with a municipality pursuant to this act, to acquire, plan, develop, construct, alter, maintain or operate housing, business, industrial, commercial, cultural or recreational projects or any combination of any 2 or more such types of improvement in a single project, under such conditions as to use, ownership, management and control as shall be regulated pursuant to this act.

(c) A provision that so long as the corporation is obligated under a financial agreement with a municipality made pursuant to this act, it shall engage in no business other than the ownership, operation and management of a single project.

(d) A declaration that the corporation has been organized to serve a public purpose, that its operations shall be directed toward providing for and making possible the clearance, replanning, development or redevelopment of blighted areas or the acquisition, management and operation of a project hereunder; and that it shall, as provided herein, be subject to regulation by the municipality in which its project is situated, and to a limitation on profits and dividends for so long as it remains



the owner of a project subject to the provisions of this act.

(e) A provision that the corporation shall not voluntarily transfer the project undertaken by it under the terms of this act, until it has first removed both itself and the project from all restrictions hereunder in the manner hereinafter set forth; but with a proviso that the foregoing restriction shall not be applied to prevent the transfer of a project to another urban renewal corporation which, with the consent of the municipality in which the project is located, shall assume all the contractual obligations of the transferor corporation under its financial agreement with the said municipality.

16. Each urban renewal corporation, qualifying under this act, shall have and may exercise such of the powers conferred by Title 14 of the Revised Statutes as shall be necessary for the operation of the business of such corporation and as shall be consistent with the provisions of this act and shall and may exercise, also, the powers conferred by this act but, so long as it shall be operated under this act, it shall be subject to the restrictions in this act contained. If such corporation shall have freed itself and its project from the restrictions of this act and its financial agreement with the municipality, in the manner provided in this act, it shall no longer exercise any of the powers, or be subject to any of the restrictions, contained in this act.

C. 40:55C-55.  
Corporate  
powers;  
restrictions.

17. When an urban renewal corporation has, with the consent of the municipality in which its project is located, transferred its project to another such corporation which has assumed the contractual obligations of the transferor corporation with the municipality, the transferor corporation shall be discharged from any further obligation under the said financial agreement and shall be qualified to undertake another project with the same or a different municipality.

C. 40:55C-56.  
Transferor  
corporation  
discharged  
from obliga-  
tions; may  
undertake  
another  
project.

C. 40:55C-57.  
Corporation  
may accept  
federal, State,  
etc., loan;  
federal in-  
surance or  
guarantee.

18. An urban renewal corporation in carrying out projects may:

(a) Accept loans from the Federal Government, the State or a political subdivision thereof or other public agency in aid of a development or redevelopment project owned or to be acquired or undertaken by the corporation.

(b) Obtain, or aid in obtaining, from the Federal Government any insurance or guarantee, or commitment therefor, as to, or for the payment or repayment of interest or principal, or both, or any part thereof, of any loan or other extension of credit, or of any instrument evidencing or securing the same, obtained or to be obtained or entered into by it, and to enter into any agreement or contract, or execute any instrument whatsoever with respect to any such insurance or guarantee.

C. 40:55C-58.  
Written  
application  
for approval  
of project;  
contents.

19. Every urban renewal corporation qualifying under this act, before proceeding with any project herein authorized, shall make written application to the municipality for approval thereof. Said application shall be in such form and shall certify to such facts and data as shall be required by the municipality, and may include but shall not be limited to:

(a) A general statement of the nature of the proposed project, that the undertaking conforms to all applicable municipal ordinances, that its completion will meet an existing need, and that the project accords with the master plan or official map, if any, of the municipality.

(b) A description of the proposed project outlining the area included and a description of each unit thereof if the project is to be undertaken in units and setting out such architectural and site plans as may be required.

(c) A statement of the estimated cost of the proposed project in such detail as may be required, including the estimated cost of each unit if it is to be so undertaken.

(d) The source, method and amount of money to be subscribed through the investment of private

capital, setting forth the amount of stock or other securities to be issued therefor.

(e) A fiscal plan for the project outlining a schedule of rents, the estimated expenditures for operation and maintenance, payments for interest, amortization of debt and reserves, and payments to the municipality to be made pursuant to a financial agreement to be entered into with said municipality.

Such application shall be addressed and submitted, to the mayor of the municipality, who shall, within 60 days after receipt thereof, submit it with his recommendations to the governing body. The governing body shall by resolution approve or disapprove the application, but in the event of disapproval, changes may be suggested to secure its approval. An application may be revised and resubmitted.

20. Every approved project shall be evidenced by a financial agreement between the municipality and the corporation. Such agreement shall be prepared by the corporation and submitted as a separate part of its application for project approval.

C. 40:55C-59.  
Financial  
agreement  
required;  
contents.

The financial agreement shall be in the form of a contract requiring full performance within 20 years from the date of completion of the project and shall include the following:

(a) That the profits of and dividends payable by the corporation shall be limited as hereinafter provided;

(b) That all improvements in the project to be constructed or acquired by the corporation shall be exempt from taxation as hereinafter provided;

(c) That the corporation shall make payments for municipal services as hereinafter provided;

(d) That the corporation shall submit annually, within 90 days after the close of its fiscal year, its auditor's reports to the mayor and governing body of the municipality;

(e) That the corporation shall, upon request, permit inspection of property, equipment, build-

ings and other facilities of the corporation, and also permit examination and audit of its books, contracts, records, documents and papers by authorized representatives of the municipality;

(f) That in the event of any dispute between the parties the matters in controversy shall be resolved by arbitration in the manner provided therein;

(g) That operation under the financial agreement shall be terminable by the corporation in the manner provided by this act;

(h) That the corporation shall at all times prior to the expiration or other termination of the financial agreement remain bound by the provisions of this act.

C. 40:55C-60.  
Municipal-  
ities consent  
to sale  
contained in  
agreement.

21. The financial agreement may provide that the municipality will consent to a sale of the project by the urban renewal corporation to another such corporation owning no other project at the time of the transfer and that, upon assumption by the transferee corporation of the transferor's obligations under the financial agreement, the tax exemption of the improvement as herein provided shall continue and inure to the transferee corporation.

C. 40:55C-61.  
Bond  
may be  
required.

22. The financial agreement may also provide that the corporation furnish bond or other security for the completion of the project and for the disposition of the project property including the buildings in the event of a default in construction or abandonment of the work.

C. 40:55C-62.  
Financial  
agreement  
to contain  
detailed re-  
presentations  
and covenants.

23. The financial agreement shall contain detailed representations and covenants by the corporation as to the manner in which it proposes to manage or operate the project. The financial agreement shall further set forth the plans for financing the project, including the estimated total project cost, the amortization rate on the total project cost, the source of funds, the interest rates to be paid on the construction financing, the source and amount of paid-in capital, the terms of mortgage amortization or payment of principal on any mortgage, and the

rental schedules and lease terms to be used in the project.

24. The financial agreement may further provide that the municipality for its part will undertake and carry out any work, which a municipality may legally undertake, in order to assist in the completion of the project.

C. 40:55C-63.  
Provision  
for municipal  
participation.

25. Modifications of the financial agreement may from time to time be made by agreement between the governing body of the municipality and the corporation.

C. 40:55C-64.  
Modification  
of agreement.

26. The improvements made in the development or redevelopment of a blighted area, pursuant to this act, shall be exempt from taxation for a period of not more than 20 years from the date of the execution of a financial agreement for the development or redevelopment of the property upon which the improvements are to be made pursuant to a financial agreement entered into with the municipality in which said area is situate. Any such exemption shall be claimed and allowed in the same or a similar manner as in the case of other real property exemptions and no such claim shall be allowed unless the municipality wherein said property is situated shall certify that a financial agreement with an urban renewal corporation for the development or the redevelopment of the property has been entered into and is in effect as required by the provisions of this act. In event that an exemption status changes during a tax year, the procedure for the apportionment of the taxes for said year shall be the same as in the case of other changes in tax exemption status during the tax year.

C. 40:55C-65.  
Tax  
exemption;  
annual  
service charge;  
report of  
zoning  
district;  
expiration  
of tax  
exemption.

The urban renewal corporation shall make payment to the municipality of an annual service charge for municipal services supplied to said project, in an annual amount equal to 15% of the annual gross revenues from each unit of the project, if the project is undertaken in units, or from the total project if the project is not to be undertaken in units, for each of the years of operation commencing with the date of the completion of

such unit or of the project, as the case may be. Where because of the nature of the development, ownership, use or occupancy of the project or any unit thereof if the project is to be undertaken in units, the total annual gross rental cannot be reasonably ascertained under the provisions of section 12 of this act, the governing body shall provide in the financial agreement that the annual service charge shall be a sum equal to 2% of the total project cost or total project unit cost determined pursuant to section 8 of this act, calculated from first day of the month following the substantial completion of the project or any unit thereof if the project is undertaken in units; provided, however, that in no event shall such payment together with the taxes on the land, in any year after first occupancy of the project be less than the total taxes assessed on all real property in the area covered by the project in the calendar year immediately preceding the acquisition of the said area by the municipality or its agency.

The aforesaid payment shall be made annually within 30 days after the close of each such calendar year.

Against such annual charge the corporation shall be entitled to credit for the amount, without interest, of the real estate taxes on land paid by it in the last 4 preceding quarterly installments. On or before January 15 in each year each taxing district shall report to the county board of taxation, in such form as shall be approved by the Director of the Division of Taxation, the amount of the service charge in excess of the taxes on the land chargeable for the preceding calendar year for each project or unit thereof subject to the provisions of this act. The county tax board shall capitalize the amount so reported by each taxing district by dividing the same by the tax rate per hundred dollars of valuation for the taxing district for the preceding year and multiplying the resultant quotient by 100. The result of such capitalization shall be included in the ensuing table of aggre-

gates in a separate column as locally assessed real estate and shall be equalized in the same manner as other real estate for the purposes of apportionment of county taxes and the distribution of State school aid.

At the end of 20 years from the date of the execution of said financial agreement or earlier at the end of 15 years of operation of any unit, if the project is undertaken in units, or of the entire project, if it is not undertaken in units, whichever occurs first, the tax exemption upon said unit, if the project is undertaken in units, or upon the entire project, if the project is not undertaken in units, shall cease and the improvements and any other property of the corporation as well as the land shall be assessed and taxed, according to general law, like other property in the municipality.

At the same date all restrictions and limitations upon the corporation shall terminate and be at an end upon the corporation's rendering its final account with the municipality.

27. An urban renewal corporation operating under this act shall, for the period of its enjoyment of tax exemption as under this act and the financial agreement provided, be subject to limitation of its profits and of the dividends payable by it. In the event the net profits of the corporation for the period (taken as 1 accounting period) commencing on the date on which the construction of the first unit of the project is completed or on which the project is completed, if it is not undertaken in units and terminating at the end of any fiscal year shall exceed the allowable net profit for such period, the corporation shall, within 90 days after the end of such fiscal year, pay such excess profit to the municipality as an additional service charge; provided, however, that the corporation may maintain a reserve against vacancies, unpaid rentals and contingencies in an amount not exceeding 10% of the gross revenues of the corporation for the fiscal year preceding the date on which a determination is being made and may retain such

C. 40:55C-66.  
Limitation  
on profits  
and dividends.

part of such excess profit as may be necessary to eliminate the deficiency, if any, in said reserve. The corporation shall not pay or declare any dividend on any shares of any class of its stock, or make any other distributions on account of any shares of any class of its stock unless, after giving effect thereto, the allowable net profit for the period commencing on the date on which construction of the first unit of the project or the project, if it is not undertaken in units, is completed and terminating at the end of the last fiscal year preceding the date of such proposed dividend or distribution would equal or exceed the aggregate amount of all dividends and other distributions paid or declared on any shares of its stock since its incorporation.

Where an urban renewal corporation purchases an existing project from another such corporation, the purchasing corporation shall compute its allowable net profits, net profits, and dividend payments permitted under this section, commencing with the date that it acquires the project. The date of the transfer of title of the project to the purchasing corporation shall be considered to be the end of the fiscal year of the selling corporation. Within 90 days after the date of such transfer of title, the selling corporation shall pay to the municipality a sum equal to the amount of reserve, if any, maintained by the selling corporation pursuant to this section, as well as the excess profit, if any, payable pursuant to this section by reason of the treatment of such date as the end of a fiscal year.

C. 40:55C-67.  
Limitation  
on tax  
exemption.

28. The tax exemption provided herein shall apply only so long as the urban renewal corporation and its project remain subject to the provisions of this act but in no event longer than 20 years from the date of the execution of the financial agreement. Any corporation organized hereunder may, at any time after the expiration of 1 year from the completion date of the project, notify the governing body of the municipality with which it has entered into a financial agreement that, as of a certain date designated in the notice, it relin-



quishes its status hereunder. As of the date so set, the tax exemption, the service charges and the profit and dividend restrictions shall terminate. Upon any termination of such tax exemption, obligations and restrictions, whether by affirmative action of the corporation as above provided or by the provisions of this act or pursuant to the financial agreement made hereunder the date of such termination shall be deemed to be the end of the fiscal year of said corporation. Within 90 days after the date of such termination, the corporation shall pay to the municipality a sum equal to the amount of the reserve, if any, maintained pursuant to section 27 of this act, as well as the excess profit, if any, payable pursuant to said section 27 by reason of the treatment of such date as the end of a fiscal year.

29. An urban renewal corporation shall not have the power, nor shall any financial agreement made pursuant to this act provide that the municipality for its part will undertake, to construct, install, acquire, maintain or operate any property, plant, equipment or facilities which would be competitive with any public utility as the same is defined in section 48:2-13 of the Revised Statutes or competitive with any public utility subject to regulation, supervision or control by any Federal regulatory body.

C. 40:55C-68.  
Not to compete with public utility facilities.

30. A municipality shall not have the power to acquire by the exercise of the right of eminent domain, for any of the purposes of this act, any property used by any public utility as the same is defined in section 48:2-13 of the Revised Statutes or used by any public utility subject to regulation, supervision or control by any Federal regulatory body, in furnishing any commodity or service which by law it is authorized to furnish.

C. 40:55C-69.  
May not condemn public utility property.

31. If any municipality, or its duly authorized agency, as part of or in connection with any plan, plan of a project or projects initiated or undertaken in accordance with the provisions of this act, shall vacate any street, avenue, highway, road or

C. 40:55C-70.  
Vacating street by municipality; effect on utility facilities.

other public place or way (herein called "street") on, in or under which is located any property owned or used by any public utility as defined in section 48:2-13 of the Revised Statutes, or owned or used by any public utility subject to regulation, supervision or control by any Federal regulatory body in furnishing any commodity or service which by law it is authorized to furnish, such municipality shall determine, upon the completion of the vacation proceedings, whether the retention of such property in the existing location will interfere with the consummation of the project.

C. 40:55C-71.  
Relocation  
of public  
utility  
facility.

32. If such municipality, or its duly authorized agency, shall determine that the retention of such property in such location will interfere with the consummation of the project, it shall make an order requiring the public utility using such property to remove, relocate, rearrange or change such property in accordance with such order, and the cost and expense of such removal, relocation, rearrangement or change, including the cost of installing such property in a new location or locations or changed condition, and the cost of any lands or any rights or interest in lands and any other rights acquired to accomplish such removal, relocation, rearrangement or change shall be paid by the municipality or its duly authorized agency as part of the cost of making land available for use by an urban renewal corporation. In case of the relocation of any such property the public utility using the same, its successors and assigns, may maintain and operate such property, with the necessary appurtenances, in the new locations for as long a period and upon the same terms and conditions and with the same franchise rights as it had the right to maintain and operate such property in its former location.

C. 40:55C-72.  
Utility to  
retain  
right of entry.

33. If such municipality, or its duly authorized agency, shall determine that the retention of such property in its existing location will not interfere with the consummation of the project, it shall express such determination in a writing which shall

be delivered to such public utility, and thereupon and thenceforth such public utility, its successors and assigns, shall have the right, privilege and authority to enter upon the lands which comprised such street prior to its vacation, for the purpose of maintaining, repairing, renewing or removing any such property.

34. If any municipality, or its duly authorized agency, as a part of or in connection with any plan, plan of a project or projects initiated or undertaken in accordance with the provisions of this act shall determine that any property owned or used by any public utility as defined in section 48:2-13 of the Revised Statutes, or owned or used by any public utility subject to regulation, supervision or control by a Federal regulatory body, in furnishing any commodity or service which it is authorized by law to furnish, which now is or hereafter may be located in, on, along, over or under any street, avenue, highway, road or other public place or way (herein called "street") shall be removed, relocated, rearranged, changed, reconstructed or abandoned, the cost and expense of the removal, relocation, rearrangement, change, reconstruction or abandonment of such property, including the cost of installing, reconstructing and replacing such property in a new location or locations and the cost of any lands or any rights or interests in lands and any other rights acquired to accomplish such removal, relocation, rearrangement, change, reconstruction or replacement of such property shall be paid by the municipality or its duly authorized agency as a part of the cost of making land available for use by an urban renewal corporation. In case of the relocation of any such property the public utility using the same, its successors and assigns, may maintain and operate such property, with the necessary appurtenances, in the new locations for as long a period and upon the same terms and conditions as it had a right to maintain and operate such property in its former location.

C. 40:55C-73.  
Cost of  
relocating,  
etc., of utility  
paid by  
municipality  
or agency  
thereof.

C. 40:55C-74.  
Bars discrimination.

35. For all the purposes of this act no person shall because of race, religious principles, color, national origin or ancestry be subject to any discrimination.

C. 40:55C-75.  
Provisions severable.

36. If any clause, sentence, subdivision, paragraph, section or part of this act be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, subdivision, section or part hereof directly involved in the controversy in which said judgment shall have been rendered.

C. 40:55C-76.  
Powers granted additional.

37. The powers conferred by this act shall be in addition and supplemental to the powers conferred by any other law.

Note:  
Act effective.

38. This act shall take effect July 1, 1961.  
Approved June 2, 1961.

## CHAPTER 41

AN Act concerning county prosecutors, amending sections 2A:158-10, 2A:158-15 and 2A:158-16 of the New Jersey Statutes and repealing sections 2A:158-11, 2A:158-12 and 2A:158-17 of the New Jersey Statutes and chapter 134 of the laws of 1952, chapter 178 of the laws of 1953 and section 6 of chapter 17 of the laws of 1955.

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

Section amended.

1. Section 2A:158-10 of the New Jersey Statutes is amended to read as follows:

Salaries of county prosecutors.

2A:158-10. County prosecutors shall receive annual salaries as follows:

a. In counties having a population of more than 600,000, \$17,000.00.

b. In counties having a population of more than 265,000, and less than 600,000, except counties bordering on the Atlantic ocean, \$15,000.00.

c. In counties bordering on the Atlantic ocean having a population of more than 265,000, \$12,000.00.

d. In counties having a population of more than 130,000, and less than 265,000 except counties bordering on the Atlantic ocean, \$11,000.00.

e. In counties bordering on the Atlantic ocean having a population of more than 100,000 and less than 265,000, \$10,000.00.

f. In counties having a population of more than 100,000 and less than 130,000, \$10,000.00.

g. In counties having a population of more than 75,000 and less than 100,000, \$8,500.00.

h. In counties having a population of less than 75,000, except counties bordering on the Atlantic ocean, \$7,500.00.

j. In counties bordering on the Atlantic ocean having a population of less than 100,000, \$8,500.00.

2. Section 2A:158-15 of the New Jersey Statutes is amended to read as follows:

2A:158-15. Assistant prosecutors in and for the respective counties may be appointed by the prosecutors of such counties as hereinafter provided, who shall hold their appointments at the pleasure of the respective prosecutors, and shall, before entering upon the performance of the duties of their appointments, take, before a judge of the Superior Court, a judge of the County Court or the Clerk of the County Court of the county in and for which they are appointed, an oath or affirmation to faithfully perform the duties of the office to the best of their ability.

a. In counties having a population of more than 600,000, the county prosecutor may appoint 15 assistant prosecutors, 1 of whom shall be designated as first assistant prosecutor.

b. In counties having a population of more than 265,000 and not more than 600,000, except counties bordering on the Atlantic ocean, the county

Section  
amended.

Assistant  
prosecutors;  
oath of  
office;  
appointment;  
number.

prosecutor may appoint 6 assistant prosecutors, 1 of whom shall be designated as first assistant prosecutor.

c. In counties bordering on the Atlantic ocean having a population of more than 150,000 and in all other counties having a population of more than 100,000 and less than 265,000 the county prosecutor may appoint 3 assistant prosecutors, 1 of whom may be designated as first assistant prosecutor.

d. In all other counties the prosecutor may appoint 1 assistant prosecutor who may be designated first assistant prosecutor.

Creation of new or additional positions of assistant prosecutor as authorized by paragraphs a. through d. of this section, as hereby amended, shall require authorization by the board of chosen freeholders of the county.

Assistant prosecutors in addition to those provided for in paragraphs a. through d. of this section may be appointed by the county prosecutor in any county of the State where there appears to be a reasonable necessity therefor, if approved by order of the assignment judge and by resolution of the board of chosen freeholders of the county.

Section  
amended.

Salaries of  
assistant  
prosecutors;  
fees paid  
to county.

3. Section 2A:158-16 of the New Jersey Statutes is amended to read as follows:

2A:158-16. Assistant prosecutors appointed under authority of section 2A:158-15 shall receive annual salaries, to be fixed by resolution of the board of chosen freeholders on recommendation of the county prosecutor, as follows:

a. The first assistant prosecutor or the assistant prosecutor, serving as the county prosecutor's principal assistant, not less than 60% nor more than 90% of the amount of the annual salary of the county prosecutor, but this provision shall not authorize a reduction in the annual salary of any first assistant prosecutor or assistant prosecutor serving as the county prosecutor's principal assistant now in office.

b. All other assistant prosecutors, not less than 50% nor more than 80% of the amount of the

annual salary of the county prosecutor but this provision shall not authorize the reduction in the annual salary of any assistant prosecutor now in office.

In each county the salaries of the assistant prosecutors shall be paid at the same times and in the same manner as other county salaries are paid, and shall be in lieu of all fees and other compensation or allowances whatever.

All fees allowed by law to assistant prosecutors shall be paid into the treasury of the respective counties for the use thereof.

4. Sections 2A:158-11, 2A:158-12 and 2A:158-17 of the New Jersey Statutes and chapter 134 of the laws of 1952, chapter 178 of the laws of 1953 and section 6 of chapter 17 of the laws of 1955, are repealed. Sections  
repealed.

5. This act shall take effect September 1, 1961.

Approved June 2, 1961.

Note:  
Act  
effective.

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## CHAPTER 42

AN ACT providing for the payment of pensions to certain county officers in counties of the first class.

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

1. Any person who has served in public office in a county for 20 years, including not less than 15 years as a judge of the court of common pleas, in any county of the first class, at age 75, or at the effective date of this act, whichever is later, may receive at the discretion of the board of chosen freeholders of the said county wherein he served an annual pension or allowance equal to  $\frac{1}{2}$  of the salary paid him during his last year of service as C. 43:9-27.2.  
Pension for  
county  
judges.

such judge, such pension to take effect on the first day of the month following the granting of said pension by the board of chosen freeholders, payment to be made by the county treasurer of the county in the same manner as other county pensions are now paid.

2. This act shall take effect immediately.

Approved June 3, 1961.

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### CHAPTER 43

AN ACT concerning unemployment compensation and temporary disability benefits, and amending sections 43:21-3, 43:21-4, 43:21-5, 43:21-6, 43:21-7, 43:21-8, 43:21-11, 43:21-16 and 43:21-19 of the Revised Statutes, and sections 5, 15 and 16 of chapter 110 of the laws of 1948.

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

Section  
amended.

1. Section 43:21-3 of the Revised Statutes is amended to read as follows:

Payment of  
benefits.

43:21-3. (a) Payment of benefits. All benefits shall be promptly paid from the fund through local employment offices in accordance with such regulations as may be prescribed hereunder.

(b) Weekly benefits for unemployment.

(1) With respect to an individual's benefit year commencing on or after January 1, 1953, and prior to July 1, 1961, such individual, if eligible and unemployed (as defined in subsection (m) of section 43:21-19 of the Revised Statutes), shall be paid an amount (except as to final payment) equal to his weekly benefit rate with respect to any week in which he has earned no remuneration or remuneration equal



to less than  $\frac{1}{2}$  said rate, or shall be paid an amount equal to  $\frac{1}{2}$  his weekly benefit rate with respect to any week in which he has earned remuneration equal to or more than  $\frac{1}{2}$  said rate but less than said rate.

(2) With respect to an individual's benefit year commencing on or after July 1, 1961, such individual, if eligible and unemployed (as defined in subsection (m) of section 43:21-19 of the Revised Statutes), shall be paid an amount (except as to final payment) equal to his weekly benefit rate less any remuneration paid or payable to him for such week in excess of 20% of his weekly benefit rate (fractional part of a dollar omitted) or \$5.00, whichever is the greater; provided that such amount shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof.

(c) Weekly benefit rate.

(1) With respect to an individual whose benefit year commences on or after October 1, 1955, and prior to July 1, 1961, and whose average weekly wage does not exceed \$45.00, his weekly benefit rate under each benefit determination shall be  $\frac{2}{3}$  of his average weekly wage; provided, that such rate shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof, and shall not be more than \$30.00 nor less than \$10.00.

(2) With respect to an individual whose benefit year commences on or after October 1, 1955, and prior to July 1, 1961, and whose average weekly wage exceeds \$45.00, his weekly benefit rate under each benefit determination shall be \$30.00 plus  $\frac{2}{3}$  of the amount by which his average weekly wage exceeds \$45.00; provided, that such rate shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof, and shall not be more than \$35.00.

(3) With respect to an individual whose benefit year commences on and after July 1, 1961,

his weekly benefit rate under each benefit determination shall be an amount equal to the weekly benefit rate set forth in Column B of the table in this paragraph on the line in which in Column A there appears his average weekly wage:

Column A Average Weekly Wage	Column B Weekly Benefit Rate
\$18.00 or less .....	\$10.00
18.01 but not more than 19.50	11.00
19.51 but not more than 21.00	12.00
21.01 but not more than 22.50	13.00
22.51 but not more than 24.00	14.00
24.01 but not more than 25.50	15.00
25.51 but not more than 27.00	16.00
27.01 but not more than 28.50	17.00
28.51 but not more than 30.00	18.00
30.01 but not more than 31.50	19.00
31.51 but not more than 33.00	20.00
33.01 but not more than 34.50	21.00
34.51 but not more than 36.00	22.00
36.01 but not more than 37.50	23.00
37.51 but not more than 39.00	24.00
39.01 but not more than 40.50	25.00
40.51 but not more than 42.00	26.00
42.01 but not more than 43.50	27.00
43.51 but not more than 45.00	28.00
45.01 but not more than 47.50	29.00
47.51 but not more than 50.00	30.00
50.01 but not more than 52.50	31.00
52.51 but not more than 55.00	32.00
55.01 but not more than 57.50	33.00
57.51 but not more than 60.00	34.00
60.01 but not more than 63.00	35.00
63.01 but not more than 66.00	36.00
66.01 but not more than 69.00	37.00
69.01 but not more than 73.50	38.00
73.51 but not more than 76.00	39.00
76.01 but not more than 79.00	40.00
79.01 but not more than 82.00	41.00

Column A Average Weekly Wage	Column B Weekly Benefit Rate
\$82.01 but not more than \$84.00	\$42.00
84.01 but not more than 86.00	43.00
86.01 but not more than 88.00	44.00
88.01 but not more than 90.00	45.00
90.01 but not more than 92.00	46.00
92.01 but not more than 94.00	47.00
94.01 but not more than 96.00	48.00
96.01 but not more than 98.00	49.00
98.01 or more .....	50.00

## (d) Maximum total benefits.

With respect to an individual to whom benefits shall be payable for benefit years commencing on or after July 1, 1961 as provided in this section:

(1) Such individual shall be entitled to receive, under each successive benefit determination relating to each of his base year employers, a total amount of benefits equal to  $\frac{3}{4}$  of his base weeks from the employer in question multiplied by his weekly benefit rate; but the amount of benefits thus resulting under any determination made with respect to an employer shall be adjusted to the next higher multiple of \$1.00 if not already a multiple thereof.

(2) No such individual shall be entitled to receive benefits under this chapter (R. S. 43:21-1 et seq.) for more than 26 weeks in any benefit year under either of subsections (c) and (f) of section 43:21-4 of this chapter (R. S. 43:21-1 et seq.). In the event that any individual qualifies for benefits under both of said subsections during any benefit year, the maximum total amount of benefits payable under said subsections combined to such individual during the benefit year shall be  $1\frac{1}{2}$  times the maximum amount of benefits payable under 1 of said subsections.

(3) The maximum total benefits of any individual shall be reduced by an amount equal to 17 times his weekly benefit rate upon the discovery by the division that such individual illegally received any sum as benefits contrary to the provisions of this chapter as the result of any false or fraudulent representation; provided, however, that such reduction shall apply only to a benefit year in existence at the time of the discovery and to a benefit year established within 1 year from the time of such discovery.

Section  
amended.

Benefit  
eligibility  
conditions.

2. Section 43:21-4 of the Revised Statutes is amended to read as follows:

43:21-4. An unemployed individual shall be eligible to receive benefits with respect to any week only if it appears that:

(a) He has registered for work at, and thereafter continued to report at, an employment office in accordance with such regulations as the division may prescribe, except that the division may, by regulation, waive or alter either or both of the requirements of this subsection as to individuals attached to regular jobs, and as to such other types of cases or situations with respect to which the division finds that compliance with such requirements would be oppressive, or would be inconsistent with the purpose of this act; provided, that no such regulation shall conflict with subsection (a) of section 43:21-3 of the Revised Statutes.

(b) He has made a claim for benefits in accordance with the provisions of subsection (a) of section 43:21-6 of the Revised Statutes.

(c) He is able to work, is available for work, and has demonstrated that he is actively seeking work, except as hereinafter provided in this subsection or in subsection (f) of this section:

(1) No woman shall be deemed to be able or available for work during the 4 weeks immediately before the expected birth of her child

or the 4 weeks immediately following the birth of her child, in either of which cases the division may require the production of a doctor's certificate to establish such dates;

(2) The director may, in his discretion, modify the requirement of actively seeking work if, in his judgment, such modification of this requirement is warranted by economic conditions;

but no individual, who is otherwise eligible, shall be deemed ineligible, or unavailable for work, because he is on vacation, without pay, during said week, if said vacation is not the result of his own action as distinguished from any collective action of a collective bargaining agent or other action beyond his individual control.

(d) He has been totally or partially unemployed for a waiting period of 1 week in the benefit year which includes that week. When benefits become payable with respect to the third consecutive week next following the waiting period, he shall be eligible to receive benefits as appropriate with respect to the waiting period. No week shall be counted as a week of unemployment for the purposes of this subsection:

(1) if benefits have been paid, or are payable with respect thereto; provided, that the requirements of this paragraph shall be waived with respect to any benefits paid or payable for a waiting period as provided in this subsection;

(2) if it has constituted a waiting period week under Temporary Disability Benefits Law;

(3) unless the individual fulfills the requirements of subsections (a) and (c) of this section;

(4) if it has constituted a week with respect to which it is found that his unemployment was due to a stoppage of work which exists because of a labor dispute, in accordance with the provisions of subsection (d) of section 43:21-5 of the Revised Statutes.

(e) With respect to a base year as defined in subsection (c) of section 43:21-19 of the Revised Statutes he has established at least 17 base weeks as defined in subsection (t) (1) of section 43:21-19 of the Revised Statutes.

(f) (1) He has suffered any accident or sickness not compensable under the Workmen's Compensation Law (Title 34 of the Revised Statutes) and resulting in his total disability to perform any work for remuneration, and would be eligible to receive benefits under this chapter (R. S. 43:21-1 et seq.) (without regard to the maximum amount of benefits payable during any benefit year) except for his inability to work and has furnished notice and proof of claim to the division, in accordance with its rules and regulations, and payment is not precluded by the provisions of section 43:21-3(d) of the Revised Statutes; provided, however, that no benefits shall be payable under this subsection to any individual:

(A) for any period during which such individual is not under the care of a legally licensed physician, dentist or chiropodist;

(B) for any period of disability due to pregnancy or resulting childbirth, miscarriage, or abortion, except for disability existing during the 4 weeks immediately before the expected birth of child, and the 4 weeks following the termination of the pregnancy;

(C) for any period of disability due to willfully or intentionally self-inflicted injury, or to injuries sustained in the perpetration by the individual of a high misdemeanor;

(D) for any week with respect to which or a part of which he has received or is seeking benefits under any unemployment compensation or disability benefit law of any other State or of the United States; provided, that if the appropriate agency of such other State or of the United States finally determines that he

is not entitled to such benefits, this disqualification shall not apply;

(E) for the 2 weeks immediately following detachment from any maritime services performed under shipping articles;

(F) for any week with respect to which or part of which he has received or is seeking disability benefits under the Temporary Disability Benefits Law;

(G) for any period of disability commencing while such individual is a "covered individual" as defined in subsection 3 (b) of the Temporary Disability Benefits Law (chapter 110, P. L. 1948).

(2) Benefit payments under this subsection shall be charged to and paid from the State Disability Benefits Fund established by the Temporary Disability Benefits Law, and shall not be charged to any employer account in computing any employer's experience rate for contributions payable under this chapter.

(g) Notwithstanding any other provision of this chapter, the director may, to the extent that he deems efficient and economical provide for consolidated administration by 1 or more representatives or deputies of claims made pursuant to subsection (f) of this section with those made pursuant to article III (State plan) of the Temporary Disability Benefits Law.

3. Section 43:21-5 of the Revised Statutes is amended to read as follows:

Section  
amended.

43:21-5. An individual shall be disqualified for benefits:

Disqualifica-  
tion for  
benefits.

(a) For the week in which he has left work voluntarily without good cause attributable to such work, and for each week thereafter until he has earned in employment (which may be with an employing unit having in employment 1 or more individuals) at least 4 times his weekly benefit rate, as determined in each case; provided, however, that no disqualification shall be applicable to a

woman who left or was separated from her work solely by reason of her pregnancy.

(b) For the week in which he has been discharged for misconduct connected with his work, and for the 5 weeks which immediately follow such week (in addition to the waiting period), as determined in each case.

(c) If it is found that he has failed, without good cause, either to apply for available, suitable work when so directed by the employment office or the director or to accept suitable work when offered him, or to return to his customary self-employment (if any) when so directed by the director. Such disqualification shall continue for the week in which such failure occurred and for the 3 weeks which immediately follow such week (in addition to the waiting period), as determined:

(1) In determining whether or not any work is suitable for an individual, consideration shall be given to the degree of risk involved to his health, safety and morals, his physical fitness and prior training, his experience and prior earnings, his length of unemployment and prospects for securing local work in his customary occupation, and the distance of the available work from his residence.

(2) Notwithstanding any other provisions of this chapter, no work shall be deemed suitable and benefits shall not be denied under this chapter to any otherwise eligible individual for refusing to accept new work under any of the following conditions: (a) If the position offered is vacant due directly to a strike, lockout, or other labor dispute; (b) If the remuneration, hours, or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality; (c) If as a condition of being employed the individual would be required to join a company union or to resign from or refrain from joining any bona fide labor organization.



(d) For any week with respect to which it is found that his unemployment is due to a stoppage of work which exists because of a labor dispute at the factory, establishment, or other premises at which he is or was last employed; provided, that this subsection shall not apply if it is shown that:

(1) He is not participating in or financing or directly interested in the labor dispute which caused the stoppage of work; and

(2) He does not belong to a grade or class of workers of which, immediately before the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs, any of whom are participating in or financing or directly interested in the dispute; provided, that if in any case in which (1) or (2) above applies separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each such department shall, for the purposes of this subsection, be deemed to be a separate factory, establishment, or other premises;

(e) For any week with respect to which he is receiving or has received remuneration in lieu of notice.

(f) For any week with respect to which or a part of which he has received or is seeking unemployment benefits under an unemployment compensation law of any other State or of the United States; provided, that if the appropriate agency of such other State or of the United States finally determines that he is not entitled to such unemployment benefits, this disqualification shall not apply.

(g) For the 2 weeks immediately following detachment from any maritime services performed under shipping articles.

(h) (1) For a period of 17 weeks from the date of the discovery by the division of the illegal receipt

of benefits contrary to the provisions of this chapter as the result of any false or fraudulent representation and his maximum total benefits shall be reduced by an amount equal to 17 times his weekly benefit rate in the benefit year in existence at the time of the discovery and in a benefit year established within 1 year thereafter, but the maximum reduction shall not exceed 17 times the weekly benefit rate; provided, that any such disqualification may be appealed in the same manner as any other disqualification imposed hereunder; and, provided further, that a conviction in the courts of this State arising out of the illegal receipt of such benefits in any proceeding instituted against him, under the provisions of this chapter or any other law of this State, shall be conclusive upon the appeals tribunal and the board of review.

(2) A disqualification under this subsection shall not preclude the prosecution of any civil, criminal or administrative action or proceeding to enforce other provisions of this chapter for the assessment and collection of penalties or the refund of any amounts collected as benefits under the provisions of section 43:21-16 of the Revised Statutes, or to enforce any other law where an individual obtains or attempts to obtain by theft or robbery or false statements or representations any money from any fund created or established under this chapter or any negotiable or nonnegotiable instrument for the payment of money from such funds, or to recover money erroneously or illegally obtained by an individual from any fund created or established under this chapter.

Section  
amended.

4. Section 43:21-6 of the Revised Statutes is amended to read as follows:

Claims for  
benefits.

43:21-6. Claims for Benefits.

(a) Filing. Claims for benefits shall be made in accordance with such regulations as the Director of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey may approve. Each employer shall post and maintain on his premises printed notices of his

subject status, of such design, in such numbers, and at such places as the director of the division may determine to be necessary to give notice thereof to persons in the employer's service. Each employer shall give to each individual at the time he becomes unemployed a printed copy of benefit instructions. Both the aforesaid notices and instructions shall be supplied by the division to employers without cost to them.

(b) (1) Procedure for making initial determinations with respect to benefit years commencing on or after January 1, 1953.

A representative or representatives designated by the director of the division and hereafter referred to as a "deputy" shall promptly examine the claim, and shall notify the most recent employing unit and, successively as necessary, each employer in inverse chronological order during the base year. Such notification shall require said employing unit and employer to furnish such information to the deputy as may be necessary to determine the claimant's eligibility and his benefit rights with respect to the employer in question, and such notification shall also provide the most recent chargeable employer in the base year with the name and address of the most recent employing unit of the claimant.

In his discretion, the director may appoint special deputies to make initial or subsequent determinations under subsections 4(f) and 5(d) of this chapter.

If any employer or employing unit fails to respond to the request for information within 7 days after the mailing of such request, the deputy shall rely entirely on information from other sources, including an affidavit to the best of the knowledge and belief of the claimant with respect to his wages and time worked. Except in the event of fraud, if it is determined that any information in such affidavit is erroneous, no penalty shall be imposed on the claimant.

The deputy shall promptly make an initial determination based upon the available information. The initial determination shall show the weekly benefit amount payable, the maximum duration of benefits with respect to the employer to whom the determination relates, and also shall show whether the claimant is ineligible or disqualified for benefits under the initial determination. The claimant and the employer whose account may be charged for benefits payable pursuant to said determination shall be promptly notified thereof.

Whenever an initial determination is based upon information other than that supplied by an employer because such employer failed to respond to the deputy's request for information, such initial determination and any subsequent determination thereunder shall be incontestable by the noncomplying employer, as to any charges to his employer's account because of benefits paid prior to the close of the calendar week following the receipt of his reply. Such initial determination shall be altered if necessary upon receipt of information from the employer, and any benefits paid or payable with respect to weeks occurring subsequent to the close of the calendar week following the receipt of the employer's reply shall be paid in accordance with such altered initial determination.

The deputy shall issue a separate initial benefit determination with respect to each of the claimant's base year employers, starting with the most recent employer and continuing as necessary in the inverse chronological order of the claimant's last date of employment with each such employer. If an appeal is taken from an initial determination as hereinafter provided by any employer other than the first chargeable base-year employer, then such appeal shall be limited in scope to include only 1 or more of the following matters:

- (A) the correctness of the benefit payments authorized to be made under the determination;

(B) fraud in connection with the claim pursuant to which the initial determination is issued; or

(C) the refusal of suitable work offered by the chargeable employer filing the appeal.

The amount of benefits payable under an initial determination may be reduced or canceled if necessary to avoid payment of benefits for a number of weeks in excess of the maximum specified in subsection (d) of section 43:21-3 of this Title.

Unless the claimant or any interested party within 7 calendar days after delivery of notification of an initial determination or within 10 calendar days after such notification was mailed to his or their last-known address and addresses, files an appeal from such decision, such decision shall be final and benefits shall be paid or denied in accordance therewith, except for such determinations as may be altered in benefit amounts or duration as provided in this paragraph. If an appeal is duly filed, benefits with respect to the period covered by the appeal shall be payable only after a determination of entitlement by the appellate tribunal; benefits payable for periods pending an appeal and not in dispute shall be paid as such benefits accrue; provided, that insofar as any such appeal is or may be an appeal from a determination to the effect that the claimant is disqualified under the provisions of section 43:21-5 of the Revised Statutes or any amendments thereof or supplements thereto, benefits pending determination of the appeal shall be withheld only for the period of disqualification as provided for in said section, and notwithstanding such appeal the benefits otherwise provided by this act shall be paid for the period subsequent to such period of disqualification; and provided, also, that if there are 2 determinations of entitlement, benefits for the period covered by such determinations shall be paid regardless of any appeal which may thereafter be taken, but no employer's account shall be charged with benefits so paid if the decision is finally reversed.

(2) Procedure for making initial determinations in certain cases of concurrent employment, with respect to benefit years commencing on or after January 1, 1953.

Notwithstanding any other provisions of this Title, if an individual shows to the satisfaction of the deputy that there were at least 13 weeks in his base period in each of which he earned wages from 2 or more employers totaling \$15.00 or more but in each of which there was no single employer from whom he earned as much as \$15.00, then such individual's claim shall be determined in accordance with the special provisions of this paragraph. In such case, the deputy shall determine the individual's eligibility for benefits, his average weekly wage, weekly benefit rate and maximum total benefits as if all his base year employers were a single employer. Such determination shall apportion the liability for benefit charges thereunder to the individual's several base year employers so that each employer's maximum liability for charges thereunder bears approximately the same relation to the maximum total benefits allowed as the wages earned by the individual from each employer during the base year bears to his total wages earned from all employers during the base year. Such initial determination shall also specify the individual's last date of employment within the base year with respect to each base year employer, and such employers shall be charged for benefits paid under said initial determination in the inverse chronological order of such last dates of employment.

(3) Procedure for making subsequent determinations with respect to benefit years commencing on or after January 1, 1953. The deputy shall make determinations with respect to claims for benefits thereafter in the course of the benefit year in accordance with any initial determination allowing benefits, and under which benefits have not been exhausted, and each notification of a benefit payment shall be a notification of an affirmative sub-

sequent determination. The allowance of benefits by the deputy on any such determination, or the denial of benefits by the deputy on any such determination, shall be appealable in the same manner and under the same limitations as is provided in the case of initial determinations.

(c) Appeals. Unless such appeal is withdrawn, an appeal tribunal, after affording the parties reasonable opportunity for fair hearing, shall affirm or modify the findings of fact and the determination. The parties shall be duly notified of such tribunal's decision, together with its reasons therefor, which shall be deemed to be the final decision of the board of review, unless within 10 days after the date of notification or mailing of such decision, further appeal is initiated pursuant to subsection (e) of this section.

(d) Appeal tribunals. To hear and decide disputed benefit claims, including appeals from determinations with respect to demands for refunds of benefits under section 43:21-16 (d) of this chapter (R. S. 43:21-1 et seq.), the director with the approval of the Commissioner of Labor and Industry shall establish 1 or more impartial appeal tribunals consisting in each case of either a salaried examiner or a body, consisting of 3 members, 1 of whom shall be a salaried examiner, who shall serve as chairman, 1 of whom shall be a representative of employers and the other of whom shall be a representative of employees; each of the latter 2 members shall serve at the pleasure of the commissioner and be paid a fee of not more than \$20.00 per day of active service on such tribunal plus necessary expenses. No person shall participate on behalf of the division in any case in which he is an interested party. The director may designate alternates to serve in the absence or disqualification of any member of an appeal tribunal. The chairman shall act alone in the absence or disqualification of any other members and his alternates. In no case shall the hearings proceed unless the chairman of the appeal tribunal is present.

(e) Board of review. The board of review may on its own motion affirm, modify, or set aside any decision of an appeal tribunal on the basis of the evidence previously submitted in such case, or direct the taking of additional evidence, or may permit any of the parties to such decision to initiate further appeals before it. The board of review shall permit such further appeal by any of the parties interested in a decision of an appeal tribunal which is not unanimous and from any determination which has been overruled or modified by any appeal tribunal. The board of review may remove to itself or transfer to another appeal tribunal the proceedings on any claim pending before an appeal tribunal. Any proceeding so removed to the board of review shall be heard by a quorum thereof in accordance with the requirements of subsection (c) of this section. The board of review shall promptly notify the interested parties of its findings and decision.

(f) Procedure. The manner in which disputed benefit claims, and appeals from determinations with respect to (1) claims for benefits and (2) demands for refunds of benefits under section 43:21-16 (d) of this chapter (R. S. 43:21-1 et seq.) shall be presented, the reports thereon required from the claimant and from employers, and the conduct of hearings and appeals shall be in accordance with rules prescribed by the board of review for determining the rights of the parties, whether or not such rules conform to common law or statutory rules of evidence and other technical rules of procedure. A full and complete record shall be kept of all proceedings in connection with a disputed claim. All testimony at any hearing upon a disputed claim shall be recorded, but need not be transcribed unless the disputed claim is further appealed.

(g) Witness fees. Witnesses subpoenaed pursuant to this section shall be allowed fees at a rate fixed by the director. Such fees and all expenses of proceedings involving disputed claims shall be deemed



a part of the expense of administering this chapter (R. S. 43:21-1 et seq.).

(h) Court review. Any decision of the board of review shall become final as to any party upon the mailing of a copy thereof to such party or to his attorney, or upon the mailing of a copy thereof to such party at his last-known address. The Division of Employment Security and any party to a proceeding before the board of review may secure judicial review of the final decision of the board of review. Any party not joining in the appeal shall be made a defendant; the board of review shall be deemed to be a party to any judicial action involving the review of, or appeal from, any of its decisions, and may be represented in any such judicial action by any qualified attorney who may be a regular salaried employee of the board of review or has been designated by it for that purpose, or, at the board of review's request, by the Attorney General.

(i) Failure to give notice. The failure of any public officer or employee at any time heretofore or hereafter to give notice of determination or decision required in subsections (b), (c) and (e) of this section, as originally passed or amended, shall not relieve any employer's account of any charge by reason of any benefits paid unless and until that employer can show to the satisfaction of the director of the division that the said benefits, in whole or in part, would not have been charged or chargeable to his account had such notice been given. Any determination hereunder by the director shall be subject to court review.

5. Section 43:21-7 of the Revised Statutes is amended to read as follows:

Section  
amended.

#### 43:21-7. Contributions.

Contribu-  
tions.

##### (a) Payment

(1) Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this chapter (R. S. 43:21-1 et seq.), with respect to having individuals in his

employ during such calendar year at the rates and on the basis hereinafter set forth. Such contributions shall become due and be paid by each employer to the Division of Employment Security for the fund in accordance with such regulations as may be prescribed, and shall not be deducted, in whole or in part, from the remuneration of individuals in his employ.

(2) In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to  $\frac{1}{2}$  cent or more, in which case it shall be increased to 1 cent.

(b) Rate of contributions. Each employer shall pay the following contributions:

(1) For the calendar year 1947, and each calendar year thereafter,  $2\frac{7}{10}\%$  of wages paid by him during each such calendar year, except as otherwise prescribed by subsection (c) of this section.

(2) The "wages" of any individual, with respect to any 1 employer as the term is used in this subsection (b) and in subsections (c), (d) and (e) of this section 7, shall include the first \$3,000.00 paid during each calendar year commencing on or after January 1, 1947 for services either within or without this State; provided, that no contribution shall be required by this State with respect to services performed in another State if such other State imposes contribution liability with respect thereto. If an employer (hereinafter referred to as successor employer) during any calendar year acquires substantially all the property used in a trade or business of another employer (hereinafter referred to as a predecessor), or used in a separate unit of a trade or business of a predecessor, and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor, then, for the purpose of determining whether the successor employer has paid wages with respect to employment equal to \$3,000.00 to such individual during such calendar year, any wages paid to such individual by such

predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer.

(c) Future rates based on benefit experience:

(1) a separate account for each employer shall be maintained and this shall be credited with all the contributions which he has paid on his own behalf on or before January 31 of any calendar year with respect to employment occurring in preceding calendar years; provided, however, that if January 31 of any calendar year falls on a Saturday or Sunday, an employer's account shall be credited as of January 31 of such calendar year with all the contributions which he has paid on or before the next succeeding day which is not a Saturday or Sunday. But nothing in this chapter (R. S. 43:21-1 et seq.) shall be construed to grant any employer or individuals in his service prior claims or rights to the amounts paid by him into the fund either on his own behalf or on behalf of such individuals. Benefits paid with respect to benefit years commencing on and after January 1, 1953, to any individual on or before December 31 of any calendar year with respect to unemployment in such calendar year and in preceding calendar years shall be charged against the account or accounts of the employer or employers in whose employment such individual established base weeks constituting the basis of such benefits. Benefits paid under a given benefit determination shall be charged against the account of the employer to whom such determination relates. When each benefit payment is made the division shall promptly send either a copy of the benefit check or other form of notification to the employer against whose account the benefits are to be charged. Such copy or notification shall identify the employer against whose account the amount of such payment is being charged, shall show at least the name and social security account number of the claimant and shall specify the period of unemployment to which said check applies. If the total amount of benefits paid to a claimant and charged

to the account of the appropriate employer exceeds 50% of the total base-year base week wages paid to the claimant by that employer, then such employer may apply to the division to have canceled from his account such excess benefit charges as specified above. Any such application for the cancellation of excess charges shall be submitted by the employer within 6 months from the date of the benefit check, payment of which creates such charges. In no event will the erasure of such charges affect a contribution rate already assigned to the employer with respect to any fiscal year commencing prior to the date the application is received by the division.

The division shall furnish to each employer an annual summary statement of benefits charged to his account.

(2) The Division of Employment Security may prescribe regulations for the establishment, maintenance, and dissolution of joint accounts by 2 or more employers, and shall, in accordance with such regulations and upon application by 2 or more employers to establish such an account, or to merge their several individual accounts in a joint account, maintain such joint account as if it constituted a single employer's account.

(3) Each employer's rate shall be  $2\frac{8}{10}\%$ , except as otherwise provided in the following provisions: No employer's rate shall be other than  $2\frac{8}{10}\%$  unless and until there shall have been 3 calendar years throughout which any individual in his employ could have received benefits if eligible. No employer's rate shall be lower than  $2\frac{7}{10}\%$  unless assignment of such lower rate is consistent with the conditions applicable to additional credit allowance for such year under section 1602 (a) (1) of the Internal Revenue Code (U. S. Code Title 26, section 1602 (a) (1)), any other provision of this section to the contrary notwithstanding.

(4) (A) Each employer's rate for the 12 months commencing July 1 of any calendar year shall be determined on the basis of his record up to the beginning of such calendar year. If, at the begin-

ning of such calendar year, the total of all his contributions, paid on his own behalf, for all past years exceeds the total benefits charged to his account for all such years, his contribution rate shall be:

(1)  $2\frac{5}{10}\%$ , if such excess equals or exceeds 4%, but less than 5% of his average annual payroll (as defined in paragraph (2), subsection (a) of section 43:21-19 of this Title);

(2)  $2\frac{2}{10}\%$ , if such excess equals or exceeds 5%, but is less than 6%, of his average annual payroll;

(3)  $1\frac{9}{10}\%$ , if such excess equals or exceeds 6%, but is less than 7%, of his average annual payroll;

(4)  $1\frac{6}{10}\%$ , if such excess equals or exceeds 7%, but is less than 8%, of his average annual payroll;

(5)  $1\frac{3}{10}\%$ , if such excess equals or exceeds 8%, but is less than 9%, of his average annual payroll;

(6) 1%, if such excess equals or exceeds 9%, but is less than 10%, of his average annual payroll;

(7)  $\frac{7}{10}$  of 1%, if such excess equals or exceeds 10%, but is less than 11%, of his average annual payroll;

(8)  $\frac{4}{10}$  of 1%, if such excess equals or exceeds 11%, of his average annual payroll.

(B) If the total of an employer's contributions, paid on his own behalf, for all past periods for the purposes of this paragraph (4), is less than the total benefits charged against his account during the same period, his rate shall be  $3\frac{6}{10}\%$ ; provided, however, if the total of the contributions of such an employer for the past 120 consecutive calendar months is more than the total benefits charged against his account during the same period, his rate shall be  $2\frac{8}{10}\%$ .

(C) The contribution rates prescribed by subparagraphs (A) and (B) of this paragraph (4)

shall be increased or decreased in accordance with the provisions of paragraph (5) of this subsection (c).

(5) (A) If on March 31 of any calendar year the balance in the Unemployment Trust Fund equals or exceeds 4% but is less than 7% of the total taxable wages reported to the division as of that date in respect to employment during the preceding calendar year, the contribution rate, effective July 1 following, of each employer eligible for a contribution rate calculation based upon benefit experience, shall be increased by  $\frac{3}{10}$  of 1% over the contribution rate otherwise established under the provisions of paragraphs (3) or (4) of this subsection. If on March 31 of any calendar year the balance of the Unemployment Trust Fund is less than 4% of the total taxable wages reported to the Division of Employment Security as of that date in respect to employment during the preceding calendar year, the contribution rate, effective July 1 following, of each employer eligible for a contribution rate calculation based upon benefit experience, shall be increased by  $\frac{1}{10}$  of 1% over the contribution rate otherwise established under the provisions of paragraphs (3) or (4) of this subsection; provided, that if on such March 31, such balance is less than  $2\frac{1}{2}\%$  of such total taxable wages, the contribution rate so effective, of any employer, shall be not less than  $2\frac{8}{10}\%$ ; provided, further, that the contribution rate of any employer increased pursuant to the provisions of this subparagraph, when so increased, shall not exceed  $4\frac{2}{10}\%$ .

(B) If on March 31 of any calendar year the balance in the Unemployment Trust Fund equals or exceeds 10% but is less than  $12\frac{1}{2}\%$  of the total taxable wages reported to the Division of Employment Security as of that date in respect to employment during the preceding calendar year, the contribution rate, effective July 1 following, of each employer eligible for a contribution rate calculation based upon benefit experience, shall be reduced by  $\frac{3}{10}$  of 1% under the contribution rate

otherwise established under the provisions of paragraphs (3) and (4) of this subsection; provided, that in no event shall the contribution rate of any employer be reduced to less than  $\frac{4}{10}$  of 1%. If on March 31 of any calendar year the balance in the Unemployment Trust Fund equals or exceeds  $12\frac{1}{2}\%$  of the total taxable wages reported to the division as of that date in respect to employment during the preceding calendar year, the contribution rate, effective July 1 following, of each employer eligible for a contribution rate calculation based upon benefit experience, shall be reduced by  $\frac{6}{10}$  of 1% if his account for all past periods reflects an excess of contributions paid over total benefits charged of 3% or more of his average annual payroll, otherwise by  $\frac{3}{10}$  of 1% under the contribution rate otherwise established under the provisions of paragraphs (3) and (4) of this subsection; provided, that in no event shall the contribution rate of any employer be reduced to less than  $\frac{4}{10}$  of 1%.

(6) Additional contributions.

Notwithstanding any other provision of law, any employer who has been assigned a contribution rate pursuant to subsection (c) of this section for the year commencing July 1, 1948, and for any year commencing July 1 thereafter, may voluntarily make payment of additional contributions, and upon such payment shall receive a recomputation of the experience rate applicable to such employer including in the calculation the additional contribution so made. Any such additional contribution shall be made during the 30-day period following the date of the mailing to the employer of the notice of his contribution rate as prescribed in this section, unless, for good cause, the time for payment has been extended by the director for not to exceed an additional 60 days; provided, that in no event may such payments which are made later than 120 days after the beginning of the year for which such rates are effective be considered in determining the experience rate for the year in

which the payment is made. Any employer receiving any extended period of time within which to make such additional payment and failing to make such payment timely shall pay, in addition to the required amount of additional payment, a penalty of 5% thereof or \$5.00, whichever is greater, not to exceed \$50.00. Any adjustment under this subsection shall be made only in the form of credits against accrued or future contributions.

(7) Transfers.

(A) Upon the transfer of the organization, trade or business, or substantially all the assets of an employer to a successor in interest, whether by merger, consolidation, sale, transfer, descent or otherwise, the Division of Employment Security shall transfer the employment experience of the predecessor employer to the successor in interest, including credit for past years, contributions paid, annual payrolls, benefit charges, et cetera, applicable to such predecessor employer, pursuant to regulations adopted by the division, if the division finds that the employment experience of the predecessor employer with respect to the organization, trade, assets or business, which has been transferred, may be considered indicative of the future employment experience of the successor in interest. Unless the predecessor employer was owned or controlled (by legally enforceable means or otherwise), directly or indirectly, by the successor in interest, or the predecessor employer and the successor in interest were owned or controlled (by legally enforceable means or otherwise), directly or indirectly, by the same interest or interests, the transfer of the employment experience of the predecessor shall not be effective if such successor in interest, within 4 months of the date of such transfer of the organization, trade, assets or business, or thereafter upon good cause shown, files a written notice with the division protesting the transfer of the employment experience of the predecessor employer.



(B) An employer, who transfers part of his or its organization, trade, assets or business to a successor in interest, whether by merger, consolidation, sale, transfer, descent or otherwise, may jointly make application with such successor in interest for transfer of that portion of the employment experience of the predecessor employer relating to the portion of the organization, trade, assets, or business transferred to the successor in interest, including credit for past years, contributions paid, annual payrolls, benefit charges, et cetera, applicable to such predecessor employer. The Division of Employment Security may allow such transfer of employment experience pursuant to regulations adopted by the division, only if it finds that the employment experience of the predecessor employer with respect to the portion of the organization, trade, assets or business which has been transferred may be considered indicative of the future employment experience of the successor in interest. Credit shall be given to the successor in interest only for the years during which contributions were paid by the predecessor employer with respect to that part of the organization, trade, assets or business transferred.

(C) A transfer of the employment experience in whole or in part having become final, the predecessor employer thereafter shall not be entitled to consideration for an adjusted rate based upon his or its experience or the part thereof, as the case may be, which has thus been transferred. A successor in interest to whom employment experience or a part thereof is transferred pursuant to this subsection shall, as of the date of the transfer of the organization, trade, assets or business, or part thereof, immediately become an employer if not theretofore an employer subject to this chapter (R. S. 43:21-1 et seq.).

(d) (1) Contribution of workers; transfers to temporary disability benefit fund.

Each worker shall contribute to the fund  $\frac{3}{4}$  of 1% of his wages paid by an employer with respect

to his employment which occurs on and after January 1, 1953, and after such employer has satisfied the conditions set forth in subsection (h) of section 43:21-19 of this Title with respect to becoming an employer; provided, however, that such contribution shall be at the rate of  $\frac{1}{4}$  of 1% of wages paid with respect to employment while the worker is covered by an approved private plan under the Temporary Disability Benefits Law or while the worker is exempt from the provisions of the Temporary Disability Benefits Law under section 7 of that law. Each employer shall, notwithstanding any provisions of law in this State to the contrary, withhold in trust the amount of his workers' contributions from their wages at the time such wages are paid, shall show such deduction on his payroll records, shall furnish such evidence thereof to his workers as the division may prescribe, and shall transmit all such contributions, in addition to his own contributions, to the office of the Division of Employment Security in such manner and at such times as may be prescribed. If any employer fails to deduct the contributions of any of his workers at the time their wages are paid, or fails to make a deduction therefor at the time wages are paid for the next succeeding payroll period, he alone shall thereafter be liable for such contributions, and for the purpose of section 43:21-14 of this Title, such contributions shall be treated as employer's contributions required from him. As used in this chapter (R. S. 43:21-1 et seq.), except when the context clearly requires otherwise, the term "contributions" shall include the contributions of workers pursuant to this section.

(2) (A) There shall be deposited in and credited to the State disability benefits fund, as established by law,  $\frac{3}{4}$  of all worker contributions, received by the Division of Employment Security with respect to wages paid prior to January 1, 1953, and upon which the rate of contributions is 1%.

(B) There shall be deposited in and credited to the State disability benefits fund, as established by law,  $\frac{2}{3}$  of all worker contributions, received by the Division of Employment Security pursuant to paragraph (1) above after December 31, 1952, with respect to wages paid on and after January 1, 1953, and upon which the rate of contributions is  $\frac{3}{4}$  of 1%.

(3) If an employee receives wages from more than 1 employer during any calendar year commencing with the calendar year 1953, and either the sum of his contributions deposited in and credited to the State disability benefits fund (in accordance with subparagraph (B) of paragraph (2) of this subsection) plus the amount of his contributions, if any, required towards the cost of benefits under 1 or more approved private plans under the provisions of section 9 of the Temporary Disability Benefits Law and deducted from his wages, or the sum of such latter contributions if the employee is covered, during such calendar year, only by 2 or more private plans, exceeds \$15.00 in any calendar year commencing on or after January 1, 1953, the employee shall be entitled to a refund of the excess if he makes claim to the Division of Employment Security within 2 years after the end of the calendar year in which the wages are received with respect to which the refund is claimed and establishes his right to such refund. Such refund shall be made by the Division of Employment Security from the State disability benefits fund. No interest shall be allowed or paid with respect to any such refund. The division shall, in accordance with prescribed regulations, determine the portion of the aggregate amount of such refunds made during any calendar year which is applicable to private plans for which deductions were made under section 9 of the "Temporary Disability Benefits Law," such determination to be based upon the ratio of the amount of such wages exempt from contributions to such fund as provided in subparagraph (B) of paragraph (1) of this subsection with

respect to coverage under private plans to the total wages so exempt plus the amount of such wages subject to contributions to the disability benefits fund as provided in subparagraph (B) of paragraph (2) of this subsection. The division shall, in accordance with prescribed regulations, prorate the amount so determined among the applicable private plans in the proportion that the wages covered by each plan bears to the total private plan wages involved in such refunds, and shall assess against and recover from the employer, or the insurer if the insurer has indemnified the employer with respect thereto, the amount so prorated. The provisions of Revised Statutes, section 43:21-14, with respect to collection of employer contributions shall apply to such assessments. The amounts so recovered by the division shall be paid into the State disability benefits fund.

(4) If an individual does not receive any wages from the employing unit which for the purposes of this chapter (R. S. 43:21-1 et seq.) is treated as his employer, or receives his wages from some other employing unit, such employer shall nevertheless be liable for such individual's contributions in the first instance; and after payment thereof such employer may deduct the amount of such contributions from any sums payable by him to such employing unit, or may recover the amount of such contributions from such employing unit, or, in the absence of such an employing unit, from such individual, in a civil action; provided, proceedings therefor are instituted within 3 months after the date on which such contributions are payable. General rules shall be prescribed whereby such an employing unit may recover the amount of such contributions from such individuals in the same manner as if it were the employer.

(5) Every employer who has elected to become an employer subject to this chapter (R. S. 43:21-1 et seq.), or to cease to be an employer subject to this chapter (R. S. 43:21-1 et seq.), pursuant to the provisions of section 43:21-8 of this Title, shall

post and maintain printed notices of such election on his premises, of such design, in such numbers, and at such places as the director may determine to be necessary to give notice thereof to persons in his service.

(6) Contributions by workers, payable to the Division of Employment Security as herein provided, shall be exempt from garnishment, attachment, execution, or any other remedy for the collection of debts.

(e) Contributions by employers to State disability benefits fund.

(1) Except as hereinafter provided, each employer shall, in addition to the contributions required by subsections (a), (b), and (c) of this section, contribute  $\frac{1}{4}$  of 1% of the wages paid by such employer to workers with respect to employment after January 1, 1949. Such contributions shall become due and be paid by each employer to the Division of Employment Security for the State disability benefits fund as established by law, in accordance with such regulations as may be prescribed, and shall not be deducted, in whole or in part, from the remuneration of individuals in his employ. In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to  $\frac{1}{2}$  cent or more, in which case it shall be increased to 1 cent.

(2) During the continuance of coverage of a worker by an approved private plan of disability benefits under the Temporary Disability Benefits Law, the employer shall be exempt from the contribution required by subparagraph (1) above with respect to wages paid to such worker.

(3) (A) The rates of contribution as specified in subparagraph (1) above shall be subject to modification as provided herein with respect to employer contributions due on and after July 1, 1951.

(B) A separate disability benefits account shall be maintained for each employer required to contribute to the State disability benefits fund and such account shall be credited with contributions

deposited in and credited to such fund with respect to employment occurring on and after January 1, 1949. Each employer's account shall be credited with all contributions paid on or before January 31 of any calendar year on his own behalf and on behalf of individuals in his service with respect to employment occurring in preceding calendar years; provided, however, that if January 31, of any calendar year falls on a Saturday or Sunday an employer's account shall be credited as of January 31 of such calendar year with all the contributions which he has paid on or before the next succeeding day which is not a Saturday or Sunday. But nothing in this act shall be construed to grant any employer or individuals in his service prior claims or rights to the amounts paid by him to the fund either on his own behalf or on behalf of such individuals. Benefits paid to any covered individual in accordance with article III of the Temporary Disability Benefits Law on or before December 31 of any calendar year with respect to disability in such calendar year and in preceding calendar years shall be charged against the account of the employer by whom such individual was employed at the commencement of such disability or by whom he was last employed if out of employment.

(C) The division may prescribe regulations for the establishment, maintenance, and dissolution of joint accounts by 2 or more employers, and shall, in accordance with such regulations and upon application by 2 or more employers to establish such an account, or to merge their several individual accounts in a joint account, maintain such joint account as if it constituted a single employer's account.

(D) Prior to July 1 of each calendar year, the Division of Employment Security shall make a preliminary determination of the rate of contribution for the 12 months commencing on such July 1 for each employer subject to the contribution requirements of this subsection (e).

(1) Such preliminary rate shall be  $\frac{1}{4}$  of 1% unless on the preceding January 31 of such year such employer shall have been a covered employer who has paid contributions to the State disability benefits fund with respect to employment in the 3 calendar years immediately preceding such year.

(2) If the minimum requirements in (1) above have been fulfilled and the credited contributions exceed the benefits charged by more than \$500.00, such preliminary rate shall be as follows:

(i)  $\frac{2}{10}$  of 1% if such excess over \$500.00 exceeds 1% but is less than  $1\frac{1}{4}$ % of his average annual payroll (as defined in this chapter (R. S. 43:21-1 et seq.));

(ii)  $\frac{15}{100}$  of 1% if such excess over \$500.00 equals or exceeds  $1\frac{1}{4}$ % but is less than  $1\frac{1}{2}$ % of his average annual payroll;

(iii)  $\frac{1}{10}$  of 1% if such excess over \$500.00 equals or exceeds  $1\frac{1}{2}$ % of his average annual payroll.

(3) If the minimum requirements in (1) above have been fulfilled and the contributions credited exceed the benefits charged but by not more than \$500.00 plus 1% of his average annual payroll, or if the benefits charged exceed the contributions credited but by not more than \$500.00, the preliminary rate shall be  $\frac{1}{4}$  of 1%.

(4) If the minimum requirements in (1) above have been fulfilled and the benefits charged exceed the contributions credited by more than \$500.00, such preliminary rate shall be as follows:

(i)  $\frac{35}{100}$  of 1% if such excess over \$500.00 is less than  $\frac{1}{4}$  of 1% of his average annual payroll;

(ii)  $\frac{45}{100}$  of 1% if such excess over \$500.00 equals or exceeds  $\frac{1}{4}$  of 1% but is less than  $\frac{1}{2}$  of 1% of his average annual payroll;

(iii)  $\frac{55}{100}$  of 1% if such excess over \$500.00 equals or exceeds  $\frac{1}{2}$  of 1% but is less than  $\frac{3}{4}$  of 1% of his average annual payroll;

(iv)  $6\frac{5}{100}$  of 1% if such excess over \$500.00 equals or exceeds  $\frac{3}{4}$  of 1% but is less than 1% of his average annual payroll;

(v)  $7\frac{5}{100}$  of 1% if such excess over \$500.00 equals or exceeds 1% of his average annual payroll.

(5) Determination of the preliminary rate as specified in (2), (3) and (4) above shall be subject, however, to the condition that it shall in no event be decreased by more than  $\frac{1}{10}$  of 1% of wages or increased by more than  $\frac{2}{10}$  of 1% of wages from the preliminary rate determined for the preceding year in accordance with (1), (2), (3) or (4), whichever shall have been applicable.

(E) (1) Prior to July 1 of each calendar year the Division of Employment Security shall determine the amount of the State disability benefits fund as of December 31 of the preceding calendar year increased by the contributions paid thereto during January of the current calendar year with respect to employment occurring in preceding calendar years. If such amount exceeds the total of the amounts withdrawn from the unemployment trust fund pursuant to section 23 of the Temporary Disability Benefits Law plus the amount at the end of such preceding calendar year of the unemployment disability account (as defined in section 22 of said law), such excess shall be expressed as a percentage of the wages on which contributions were paid to the State disability benefits fund on or before January 31 with respect to employment in the preceding calendar year.

(2) The Division of Employment Security shall then make a final determination of the rates of contribution for the 12 months commencing July 1 of such year for employers whose preliminary rates are determined as provided in (D) hereof, as follows:

(i) If the percentage determined in accordance with paragraph (1) of this subsection



equals or exceeds  $1\frac{1}{4}\%$  the final employer rates shall be the preliminary rates determined as provided in (D) hereof, except that if the employer's preliminary rate is determined as provided in (D) (2) or (D) (3) hereof, the final employer rate shall be the preliminary employer rate decreased by such percentage of excess taken to the nearest  $\frac{5}{100}$  of 1%, but in no case shall such final rate be less than  $\frac{1}{10}$  of 1%.

(ii) If the percentage determined in accordance with paragraph (1) of this subsection equals or exceeds  $\frac{3}{4}$  of 1% and is less than  $1\frac{1}{4}$  of 1%, the final employer rates shall be the preliminary employer rates.

(iii) If the percentage determined in accordance with paragraph (1) of this subsection is less than  $\frac{3}{4}$  of 1%, the final employer rates shall be the preliminary employer rates determined as provided in (D) hereof increased by the difference between  $\frac{3}{4}$  of 1% and such percentage taken to the nearest  $\frac{5}{100}$  of 1%; provided, however, that no such final rate shall be more than  $\frac{1}{4}$  of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (2) hereof, more than  $\frac{1}{2}$  of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (1) and (D) (3) hereof, nor more than  $\frac{3}{4}$  of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (4) hereof.

(iv) If the amount of the State disability benefits fund determined as provided in paragraph (1) of this subsection is equal to or less than the total of the amounts withdrawn from the unemployment trust fund pursuant to section 23 of the Temporary Disability Benefits Law plus the amount at the end of the preceding calendar year of the unemployment disability account, then the final rate shall be  $\frac{3}{4}$  of 1% for all employers.

Section  
amended.

6. Section 43:21-8 of the Revised Statutes is amended to read as follows:

Period,  
election and  
termination  
of employer's  
coverage.

43:21-8. (a) Any employing unit which is or becomes an employer subject to this chapter (R. S. 43:21-1 et seq.) within any calendar year shall be subject to this chapter (R. S. 43:21-1 et seq.) during the whole of such calendar year.

(b) Except as otherwise provided in subsection (c) of this section, an employing unit shall cease to be an employer subject to this chapter (R. S. 43:21-1 et seq.) only as of January 1 of any calendar year, if

(1) The employing unit files with the Division of Employment Security prior to February 1 of such year, a written application for termination of coverage, and the division finds that there were no 20 different days, each day being in a different week within the preceding calendar year, within which such employing unit employed 4 or more individuals in employment subject to this chapter (R. S. 43:21-1 et seq.).

(2) The division finds that during the 2 calendar years preceding such January 1, there was no day on which such employing unit employed 1 or more individuals in employment subject to this chapter (R. S. 43:21-1 et seq.).

For the purpose of this subsection, the employing units mentioned in section 43:21-19 (h)(2) or (3) of the Revised Statutes shall be treated as a single employing unit.

(c) (1) An employing unit, not otherwise subject to this chapter (R. S. 43:21-1 et seq.), which files with the division its written election to become an employer subject hereto for less than 2 calendar years shall, with the written approval of such election by the division, become an employer subject hereto, to the same extent as all other employers, as of the date stated in such approval; provided, that the division shall not approve such election by such employing unit to become an employer subject hereto if written objections on the part of a substantial proportion of the individuals in the employ

of such unit are presented to the division within 10 days following the filing of such election, and shall cease to be subject to this chapter (R. S. 43:21-1 et seq.) as of January 1 of any calendar year subsequent to such period of election, only, if, (a) prior to February 1, of such calendar year, such employing unit has filed with the division a written notice to that effect; and it meets the conditions for termination of coverage set forth in subsection (b) hereof.

(2) Any employing unit for which services do not constitute employment as defined in this chapter (R. S. 43:21-1 et seq.) are performed, may file with the division a written notice that all such services performed by individuals in its employ in 1 or more distinct establishments or places of business shall be deemed to constitute employment for all purposes of this chapter (R. S. 43:21-1 et seq.) for not less than 2 calendar years; provided written objections on the part of a substantial proportion of such individuals affected are not presented to the division within 10 days following the filing of such election. Upon the written approval of such election by the division, such services shall be deemed to constitute employment subject to this chapter (R. S. 43:21-1 et seq.) from and after the date stated in such approval such services shall be deemed employment subject to this chapter (R. S. 43:21-1 et seq.) as of January 1 of any calendar year subsequent to such period of election, only, if, (A) prior to February 1 of such calendar year, such employing unit has filed with the division a written notice to that effect, or (B) the division finds that during the 2 calendar years preceding such January 1, there was no day on which such services were performed for the employing unit.

7. Section 43:21-11 of the Revised Statutes is amended to read as follows:

Section  
amended.

43:21-11. (a) Duties and powers of the division. It shall be the duty of the division to determine all matters of policy; and it shall have power and authority to adopt, amend, or rescind such rules

Administra-  
tion.

and regulations, require such reports, make such investigations, and take such other action as it deems necessary or suitable to that end or to administer this chapter; provided, that the division may delegate such power and authority to the director subject to their ultimate supervision and control. Such rules and regulations shall be effective upon publication in the manner, not inconsistent with the provisions of this chapter, which the division shall prescribe. The division shall determine its own organization and methods of procedure in accordance with the provisions of this chapter, and shall have an official seal which shall be judicially noticed. Not later than March 1 of each year, the division shall submit to the Governor a report covering the administration and operation of this chapter during the preceding calendar year and shall make such recommendations for amendments to this chapter as the division deems proper. Such report shall include a balance sheet of the moneys in the fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the division in accordance with accepted actuarial principles on the basis of statistics of employment, business activity, and other relevant factors for the longest possible period. Whenever the division believes that a change in contribution or benefit rates will become necessary to protect the solvency of the fund, it shall promptly so inform the Governor and the Legislature, and make recommendations with respect thereto. The division shall make a study of the problem of paying partial benefits for partial unemployment.

(b) Regulations and general and special rules. General and special rules may be adopted, amended, or rescinded by the division. General rules shall become effective 10 days after filing with the Secretary of State and publication in 1 or more newspapers of general circulation in this State. Special rules shall become effective 10 days after notifica-

tion to or mailing to the last known address of the individuals or concerns affected thereby. Regulations may be adopted, amended, or rescinded by the division and shall become effective in the manner and at the time prescribed by the division.

(c) Publication. The division shall cause to be printed for distribution to the public the text of this chapter, the division's regulations and general rules, its annual reports to the Governor, and any other material the division deems relevant and suitable and shall furnish the same to any person upon application therefor.

(d) Personnel. Subject to other provisions of this chapter, the division is authorized to appoint (subject to the provisions of Title 11, Civil Service), fix the compensation, and prescribe the duties and powers of such officers, accountants, attorneys, experts, and other persons as may be necessary in the performance of its duties. All positions shall be filled by persons selected and appointed on a nonpartisan merit basis from lists of eligible persons prepared by the Civil Service Commission, in accordance with the provisions of Title 11, Civil Service, except that any attorney, now or hereafter in office or position of legal assistant for the division, shall be placed in the exempt class of the civil service and thereafter shall not be subject to removal except for cause and then only in accordance with the provisions of Title 11, Civil Service; provided, however, that nothing herein shall be construed to apply to any attorney designated as special counsel in accordance with the provisions of sections 43:21-6, subsection (h), and 43:21-17. The division shall not employ or pay any person who is an officer or committee member of any political party organization. The division may delegate to any such person so appointed such power and authority as it deems reasonable and proper for the effective administration of this chapter, and may in its discretion bond any person handling moneys or signing checks hereunder.

(e) Employment Security Council. There shall be within the Division of Employment Security, an Employment Security Council, as established and constituted under the Department of Labor and Industry Act of 1948 (P. L. 1948, c. 446; N. J. S. 34:1A-1 et seq.)

(f) Employment stabilization. The division, with the advice and aid of the Employment Security Council shall take all appropriate steps to reduce and prevent unemployment; to encourage and assist in the adoption of practical methods of vocational training, retraining and vocation guidance; to investigate, recommend, advise, and assist in the establishment and operation, by municipalities, counties, school districts, and the State, of reserves for public works to be used in times of business depression and unemployment; to promote the re-employment of unemployed workers throughout the State in every other way that may be feasible, and to these ends to carry on and publish the results of investigations and research studies.

(g) Records and reports. Each employing unit shall keep true and accurate employment records, containing such information as may be prescribed. Such records shall be open to inspection and be subject to being copied by the director of the division or his authorized representatives at any reasonable time. The director may require from any employing unit any sworn or unsworn reports, with respect to persons employed by it, which are deemed necessary for the effective administration of this chapter. Under such rules and regulations as may be adopted by the division reports relative to wages and separation from employment may be required from any employer or employing unit at the time such employer or employing unit suspends business operations in this State, or from any employer or employing unit which fails to co-operate in submitting promptly the wage and employment data which may be required under paragraph (2) of subsection (b) of section 43:21-6 of this Title. If the nature of such suspension is

temporary or in the nature of a transfer, then the director may excuse the employer or employing unit from furnishing such a termination report upon assurances that proper arrangements have been made to supply any information which may be required under paragraph (2) of subsection (b) of section 43:21-6 of this Title. The director may, in his discretion, require from any employer or employing unit, reports relative to wages and separation in such manner and at such time as he may deem necessary for the effective administration of this chapter.

Information thus obtained shall not be published or be open to public inspection (other than to public employees in the performance of their public duties) in any manner revealing the employing unit's identity, but any claimant at a hearing before an appeal tribunal, the division or the board of review, shall be supplied with information from such records to the extent necessary for the proper presentation of his claim. Any officer or employee of the division who violates any provision of this section shall be liable to a fine of \$200.00, to be recovered in a civil action in the name of the division, said fine when recovered to be paid to the unemployment compensation fund for the use of said fund.

(h) Oaths and witnesses. In the discharge of the duties imposed by this chapter, the chairman of an appeal tribunal and any duly authorized representative or member of the division, the director or any deputy director thereof or member of the board of review shall have power to administer oaths and affirmations, take depositions, certify to official acts, and issue subpoenas to compel the attendance of witnesses and the production of books, papers, correspondence, memoranda and other records deemed necessary as evidence in connection with a disputed claim or the administration of this chapter. Witnesses subpoenaed pursuant to this section shall in the discretion of the division be allowed fees at a rate to be fixed by it. Such fees

shall be deemed a part of the expense of administering this chapter.

(i) Subpœnas. In case of contumacy by or refusal to obey a subpœna issued to any person, any court of this State within the jurisdiction of which the inquiry is carried on or within the jurisdiction of which said person guilty of contumacy or refusal to obey is found or resides or transacts business, upon application by the division or its duly authorized representative, or the board of review, shall have jurisdiction to issue to such person an order requiring such person to appear before the board of review or a member thereof, the division, the director, or his duly authorized representative, there to produce evidence if so ordered or there to give testimony touching the matter under investigation or in question; and any failure to obey such order of the court may be punished by said court as a contempt thereof. Any person who shall without just cause fail or refuse to attend and testify or to answer any lawful inquiry or to produce books, papers, correspondence, memoranda, and other records, if it is in his power so to do, in obedience to a subpœna of the division or of the board of review shall be punished by a fine of not more than \$200.00 or by imprisonment for not longer than 60 days, or by both such fine and imprisonment, and each day such violation continues shall be deemed to be a separate offense.

(j) Protection against self-incrimination. No person shall be excused from attending and testifying or from producing books, papers, correspondence, memoranda and other records before the division or the board of review or in obedience to the subpœna of a member of the division or the director thereof, the board of review or a member thereof, or any duly authorized representative of the division in any cause or proceeding before the division, the board of review or a member thereof, on the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate him or subject him to a penalty



or forfeiture; but no individual shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he is compelled, after having claimed his privilege against self-incrimination, to testify or produce evidence, documentary or otherwise, except that such individual so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

(k) State-Federal co-operation. In the administration of this chapter the division shall co-operate to the fullest extent consistent with the provisions of this chapter, with the United States Department of Labor to secure to this State and its citizens all advantages available under the provisions of the Social Security Act (42 U. S. C. 301 et seq.), as amended, the Federal Unemployment Tax Act (26 U. S. C. 3301 et seq.), as amended, and the Wagner-Peyser Act (29 U. S. C. 49 et seq.), as amended; shall make such reports, in such form and containing such information as the United States Secretary of Labor may from time to time require, and shall comply with such provisions as the United States Secretary of Labor may from time to time find necessary to assure the correctness and verification of such reports, and shall comply with the regulations prescribed by the United States Secretary of Labor governing the expenditure of such sums as may be allotted and paid to this State under any of such Federal acts.

Upon request therefor the director shall furnish to any agency of the United States charged with the administration of public works or assistance through public employment, the name, address, ordinary occupation and employment status of each recipient of benefits and such recipient's rights to further benefits under this chapter.

The division may afford reasonable co-operation with every agency of the United States charged with the administration of any unemployment insurance law.

The division is authorized to make such investigations and exercise such of the other powers provided herein with respect to the administration of this chapter and to transmit such information and make available such services and facilities to the agency charged with the administration of any State or Federal unemployment insurance or public employment service law as it deems necessary or appropriate to facilitate the administration of such law and to accept and utilize information, services and facilities made available to this State by such agency.

Section  
amended.

8. Section 43:21-16 of the Revised Statutes is amended to read as follows:

Penalties.

43:21-16. (a) Whoever makes a false statement or representation knowing it to be false or knowingly fails to disclose a material fact, to obtain or increase any benefit or other payment under this chapter (R. S. 43:21-1 et seq.), or under an employment security law of any other State or of the Federal Government, either for himself or for any other person, shall be liable to a fine of \$20.00 for each offense, to be recovered in an action at law in the name of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey or as provided in subsection (e) of section 43:21-14, said fine when recovered to be paid to the unemployment compensation auxiliary fund for the use of said fund; and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense. Any penalties imposed by this subsection shall be in addition to those otherwise prescribed in this chapter (R. S. 43:21-1 et seq.).

(b) (1) An employing unit or any officer or agent of an employing unit or any other person who makes a false statement or representation knowing it to be false, or who knowingly fails to disclose a material fact, to prevent or reduce the payment of benefits to any individual entitled thereto or to avoid becoming or remaining subject hereto or to avoid or reduce any contribution or other payment

required from an employing unit under this chapter (R. S. 43:21-1 et seq.), or under an employment security law of any other State or of the Federal Government, or who willfully fails or refuses to furnish any reports required hereunder (except for such reports as may be required under paragraph 43:21-6(b) (2) of this Title) or to produce or permit the inspection or copying of records as required hereunder, shall be liable to a fine of \$50.00, to be recovered in an action at law in the name of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey or as provided in subsection (e) of section 43:21-14, said fine when recovered to be paid to the unemployment compensation auxiliary fund for the use of said fund; and each such false statement or representation or failure to disclose a material fact, and each day of such failure or refusal shall constitute a separate offense. Any penalties imposed by this paragraph shall be in addition to those otherwise prescribed in this chapter (R. S. 43:21-1 et seq.).

Any employing unit or any officer or agent of an employing unit or any other person who fails to submit any report required under paragraph 43:21-6 (b) (2) of this Title shall be subject to a penalty of \$5.00 for each such report not submitted within 7 days after the mailing of a request for such report, and an additional \$5.00 penalty may be assessed for each 7-day period which may elapse after the end of the initial 7-day period and before the report is filed; provided, that when such report or reports are not filed within the prescribed time but it is shown to the satisfaction of the director that the failure was due to a reasonable cause, no such penalty shall be imposed. Any penalties imposed by this paragraph shall be recovered as provided in subsection (e) of section 43:21-14 of this Title, and when recovered shall be paid to the unemployment compensation auxiliary fund for the use of said fund.

(c) Any person who shall willfully violate any provision of this chapter (R. S. 43:21-1 et seq.) or any rule or regulation thereunder, the violation of which is made unlawful or the observance of which is required under the terms of this chapter (R. S. 43:21-1 et seq.), and for which a penalty is neither prescribed herein nor provided by any other applicable statute, shall be liable to a fine of \$50.00, to be recovered in an action at law in the name of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey or as provided in subsection (e) of section 43:21-14, said fine when recovered to be paid to the unemployment compensation auxiliary fund for the use of said fund; and each day such violation continues shall be deemed to be a separate offense.

(d) When it is determined by a representative or representatives designated by the Director of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey that any person, whether (i) by reason of the nondisclosure or misrepresentation by him or by another, of a material fact (whether or not such nondisclosure or misrepresentation was known or fraudulent), or (ii) for any other reason, has received any sum as benefits under this chapter (R. S. 43:21-1 et seq.) while any conditions for the receipt of benefits imposed by this chapter (R. S. 43:21-1 et seq.) were not fulfilled in his case, or while he was disqualified from receiving benefits, or while otherwise not entitled to receive such sum as benefits, such person shall be liable, if the director in his discretion directs recovery, either to have such sum deducted from any future benefits payable to him under this chapter (R. S. 43:21-1 et seq.) or to repay to the division for the unemployment compensation fund, a sum equal to the amount so received by him, and such sum shall be collectible in the manner provided in subsection (e) of section 43:21-14 of this chapter (R. S. 43:21-1 et seq.) for the collection of past-due contributions; provided, however, that, except in the event of fraud, no

person shall be liable for any such refunds or deductions against future benefits unless so notified before 4 years have elapsed from the time the benefits in question were paid. Such person shall be promptly notified of the determination and the reasons therefor. Unless such person, within 5 calendar days after the delivery of such determination, or within 7 calendar days after such notification was mailed to his last-known address, files an appeal from such determination, such determination shall be final.

(e) Any employing unit or any officer or agent of an employing unit, employer or person failing to remit, when payable, any employer contributions, or worker contributions (if withheld or deducted), or the amount of such worker contributions (if not withheld or deducted), or filing or causing to be filed with the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey, any false or fraudulent report or statement, and any person who aids or abets an employing unit, employer, or any person in the preparation or filing of any false or fraudulent report or statement with the aforesaid division with intent to defraud the aforesaid division or the State of New Jersey or an employment security agency of any other State or of the Federal Government, or with intent to evade the payment of any contributions, interest or penalties, or any part thereof, which shall be due under the provisions of this chapter (R. S. 43:21-1 et seq.), shall be liable for each offense upon conviction before any County Court, county district court, criminal judicial district court, or magistrate's court, to a fine not to exceed \$1,000.00 or by imprisonment for a term not to exceed 90 days, or both, at the discretion of the court. The fine upon conviction shall be payable to the unemployment compensation auxiliary fund of the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey. Any penalties imposed by this sub-

section shall be in addition to those otherwise prescribed in this chapter (R. S. 43:21-1 et seq.).

(f) Any employing unit or any officer or agent of an employing unit or any other person who aids and abets any person to obtain any sum of benefits under this chapter to which he is not entitled, or a larger amount as benefits than that to which he is justly entitled, shall be liable for each offense upon conviction before any County Court, county district court, criminal judicial district court, or magistrate's court, to a fine not to exceed \$1,000.00 or by imprisonment for a term not to exceed 90 days or both, at the discretion of the court. The fine upon conviction shall be payable to the unemployment compensation auxiliary fund of the Division of Employment Security of the Department of Labor and Industry of New Jersey. Any penalties imposed by this subsection shall be in addition to those otherwise prescribed in this chapter (R. S. 43:21-1 et seq.).

(g) There shall be created in the Division of Employment Security of the Department of Labor and Industry of the State of New Jersey an investigating staff for the purpose of investigating violations referred to in this section and enforcing the provisions thereof.

Section  
amended.

9. Section 43:21-19 of the Revised Statutes is amended to read as follows:

Terms  
defined.

43:21-19. As used in this chapter (R. S. 43:21-1 et seq.), unless the context clearly requires otherwise:

(a) (1) "Annual payroll" means the total amount of wages paid during a calendar year (regardless of when earned) by an employer for employment.

(2) "Average annual payroll" means the average of the annual payrolls of any employer for the last 3 or 5 preceding calendar years, whichever average is higher, except that any year or years throughout which an employer has had no "annual payroll" because of military service shall be deleted from the reckoning; the "average annual payroll" in such case is to be determined on the

basis of the prior 3 or 5 calendar years in each of which the employer had an "annual payroll" in the operation of his business, if the employer resumes his business within 12 months after separation, discharge or release from such service, under conditions other than dishonorable, and makes application to have his "average annual payroll" determined on the basis of such deletion within 12 months after he resumes his business; provided, however, that "average annual payroll" solely for the purposes of paragraph (3) of subsection (e) of section 43:21-7 of this Title means the average of the annual payrolls of any employer, on which he paid contributions to the State disability benefits fund, for the last 3 or 5 preceding calendar years, whichever average is higher; provided further, that only those wages be included on which employer contributions have been paid on or before January 31 (or the next succeeding day if such January 31 is a Saturday or Sunday) immediately preceding the beginning of the 12 months' period for which the employer's contribution rate is computed.

(b) "Benefits" means the money payments payable to an individual, as provided in this chapter (R. S. 43:21-1 et seq.), with respect to his unemployment.

(c) "Base year" with respect to benefit years commencing on or after January 1, 1953, shall mean the 52 calendar weeks ending with the second week immediately preceding an individual's benefit year.

(d) "Benefit year" with respect to any individual means the 364 consecutive calendar days beginning with the day on, or as of, which he first files a valid claim for benefits, and thereafter beginning with the day on, or as of, which the individual next files a valid claim for benefits after the termination of his last preceding benefit year. Any claim for benefits made in accordance with subsection (a) of section 43:21-6 of this Title shall be deemed to be a "valid claim" for the purpose of this subsection if (1) no remuneration was paid or is payable

for the day on which, or as of which he files a claim for benefits, and no work is available to him with his current employing unit on such day, or, he is unemployed for the week in which, or as of which, he files a claim for benefits; and (2) he has fulfilled the conditions imposed by subsection (e) of section 43:21-4 of this Title.

(e) "Division" means the Division of Employment Security of the Department of Labor and Industry established by chapter 446, P. L. 1948, and any transaction or exercise of authority by the director of the division thereunder, or under this chapter (R. S. 43:21-1 et seq.), shall be deemed to be performed by the division.

(f) "Contributions" means the money payments to the State unemployment compensation fund required by this chapter (R. S. 43:21-1 et seq.).

(g) "Employing unit" means any individual or type of organization, including any partnership, association, trust, estate, joint-stock company, insurance company or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or successor thereof, or the legal representative of a deceased person, which has or subsequent to January 1, 1936, had in its employ 1 or more individuals performing services for it within this State. All individuals performing services within this State for any employing unit which maintains 2 or more separate establishments within this State shall be deemed to be employed by a single employing unit for all the purposes of this chapter (R. S. 43:21-1 et seq.). Whenever any employing unit contracts with or has under it any contractor or subcontractor for any employment which is part of its usual trade, occupation, profession, or business, unless the employing unit as well as each such contractor or subcontractor is an employer by reason of subsection (c) of section 43:21-8 of this Title or subsection (h) of this section, the employing unit shall for all the purposes of this chapter be deemed to employ each individual in the employ of each such contractor or sub-



contractor for each day during which such individual is engaged in performing such employment; except that each such contractor or subcontractor who is an employer by reason of subsection (c) of section 43:21-8 of this Title or subsection (h) of this section, shall alone be liable for the contributions measured by wages payable to individuals in his employ, and except that any employing unit who shall become liable for and pay contributions with respect to individuals in the employ of any such contractor or subcontractor who is not an employer by reason of subsection (c) of section 43:21-8 of this Title or subsection (h) of this section, may recover the same from such contractor or subcontractor. Each individual employed to perform or to assist in performing the work of any agent or employee of an employing unit shall be deemed to be employed by such employing unit for all the purposes of this chapter (R. S. 43:21-1 et seq.), whether such individual was hired or paid directly by such employing unit or by such agent or employee; provided, the employing unit had actual or constructive knowledge of the work.

(h) "Employer" means:

(1) Any employing unit which for some portion of a day, but not necessarily simultaneously, in each of 20 different weeks, whether or not such weeks are or were consecutive, within either the current or the preceding calendar year has or had in employment 4 or more individuals (irrespective of whether the same individuals are or were employed in each such day)

(2) Any employing unit (whether or not an employing unit at the time of acquisition) which acquired the organization, trade or business, or substantially all the assets thereof, of another which at the time of such acquisition was an employer subject to this chapter (R. S. 43:21-1 et seq.);

(3) Any employing unit which acquired the organization, trade or business, or substantially all the assets thereof, of another employing unit and

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which, if treated as a single unit with such other employing unit, would be an employer under paragraph (1) of this subsection;

(4) Any employing unit which is an instrumentality of the United States (except such as are wholly or partially owned by the United States, or exempt from the tax imposed by section 3301 of the Federal Unemployment Tax Act (26 U. S. C. 3301), as amended, by virtue of any other provisions of law), and which for some portion of a day in each of 20 different weeks, whether or not such weeks are or were consecutive, within either the current or the preceding calendar year, has or had in employment the number of individuals required to become an employer under paragraph (1) of this subsection, subject, however, to section 5240 of the Revised Statutes of the United States (12 U. S. C. 484), as amended and modified by subsection (c) of section 3305 of said Federal Unemployment Tax Act as amended; if in any year, this State shall not be certified under section 3304 of said Federal Unemployment Tax Act (26 U. S. C. 3304), as amended, any contributions, penalties and interest required under this chapter (R. S. 43:21-1 et seq.) from any such instrumentality of the United States, or its employees, with respect to such year shall be refunded without interest upon application not later than 2 years after the calendar year in which the contributions, penalties and interest were paid to, or collected by, the division;

(5) Any employing unit which, having become an employer under paragraphs (1), (2), (3) or (4) has not, under section 43:21-8 of this chapter (R. S. 43:21-1 et seq.) ceased to be an employer subject to this chapter (R. S. 43:21-1 et seq.); or

(6) For the effective period of its election pursuant to subsection (c) of section 43:21-8 of this chapter (R. S. 43:21-1 et seq.) any other employing unit which has elected to become fully subject to this chapter (R. S. 43:21-1 et seq.).

(i) (1) "Employment" means service, including service in interstate commerce performed for re-

muneration or under any contract of hire, written or oral, express or implied.

(2) The term "employment" shall include an individual's entire service performed within or both within and without this State if:

- (A) The service is localized in this State; or
- (B) The service is not localized in any State but some of the service is performed in this State, and (i) the base of operations, or, if there is no base of operations, then the place from which such service is directed or controlled, is in this State; or (ii) the base of operations or place from which such service is directed or controlled is not in any State in which some part of the service is performed, but the individual's residence is in this State.

(3) Services performed within this State but not covered under paragraph (2) of this subsection shall be deemed to be employment subject to this chapter (R. S. 43:21-1 et seq.) if contributions are not required and paid with respect to such services under an unemployment compensation law of any other State or of the Federal Government.

(4) Services not covered under paragraph (2) of this subsection, and performed entirely without this State, with respect to no part of which contributions are required and paid under an unemployment compensation law of any other State or of the Federal Government, shall be deemed to be employment subject to this chapter (R. S. 43:21-1 et seq.) if the individual performing such services is a resident of this State and the division approves the election of the employing unit for whom such services are performed that the entire service of such individual shall be deemed to be employment subject to this chapter (R. S. 43:21-1 et seq.); provided, written objections on the part of a substantial proportion of such individuals affected are not presented to the division within 10 days following the filing of such election.

(5) Service shall be deemed to be localized within a State if

(A) the service is performed entirely within such State; or

(B) the service is performed both within and without such State, but the service performed without such State is incidental to the individual's service within the State, for example, is temporary or transitory in nature or consists of isolated transactions.

(6) Services performed by an individual for remuneration shall be deemed to be employment subject to this chapter (R. S. 43:21-1 et seq.) unless and until it is shown to the satisfaction of the division that

(A) such individual has been and will continue to be free from control or direction over the performance of such service, both under his contract of service and in fact; and

(B) such service is either outside the usual course of the business for which such service is performed, or that such service is performed outside of all the places of business of the enterprise for which such service is performed; and

(C) such individual is customarily engaged in an independently established trade, occupation, profession or business.

(7) The term "employment" shall not include:

(A) Agricultural labor;

(B) Domestic service in a private home;

(C) Service performed by an individual in the employ of his son, daughter or spouse, and service performed by a child under the age of 21 in the employ of his father or mother;

(D) Service performed in the employ of this State or of any political subdivision thereof or of any instrumentality of this State or its political subdivisions;

(E) Service performed in the employ of any other State or its political subdivisions, or of the United States Government, or of an instrumentality of any other State or States or their political subdivisions or of the United States, but this subparagraph shall not apply to an instrumentality of the United States which may become an employer under R. S. 43:21-19 (h) (5) hereof;

(F) Services performed in the employ of a corporation, community chest, fund, or foundation, organized and operated exclusively for religious, charitable, scientific, literary, hospital, benevolent, philanthropic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual;

(G) Services performed in the employ of fraternal beneficiary societies, orders, or associations operating under the lodge system or for the exclusive benefit of the members of a fraternity itself operating under the lodge system and providing for the payment of life, sick, accident, or other benefits to the members of such society, order, or association, or their dependents;

(H) Services performed as an officer or other employee of any building and loan association of this State, except where such services constitute the principal employment of the individual; services performed as an officer or other employee of any building and loan association where such association is a member of the Federal Home Loan Bank System; services performed as an officer or other employee of any bank which is a member of the Federal Reserve System;

(I) Service with respect to which unemployment insurance is payable under an unemployment insurance program established by an Act of Congress;

(J) Service performed by agents of insurance companies, exclusive of industrial insurance agents, or by agents of investment companies, who are compensated wholly on a commission basis;

(K) Services performed by real estate salesmen or brokers who are compensated wholly on a commission basis;

(L) Services performed in the employ of any veterans' organization chartered by Act of Congress or of any auxiliary thereof, no part of the net earnings of which organization, or auxiliary thereof, inures to the benefit of any private shareholder or individual;

(M) Service heretofore or hereafter performed for or in behalf of the owner or operator of any theatre, ballroom, amusement hall or other place of entertainment, not in excess of 10 weeks in any calendar year for the same owner or operator, by any leader or musician of a band or orchestra, commonly called a "name band," entertainer, vaudeville artist, actor, actress, singer or other entertainer;

(N) Services performed by an individual for a labor union organization, known and recognized as a union local, as a member of a committee or committees reimbursed by the union local for time lost from regular employment, or as a part-time officer of a union local and the remuneration for such services is less than \$250.00 in a calendar year.

(j) "Employment office" means a free public employment office, or branch thereof operated by this State or maintained as a part of a State-controlled system of public employment offices.

(k) "Fund" means the unemployment compensation fund established by this chapter (R. S. 43:21-1 et seq.), to which all contributions required and from which all benefits provided under this chapter (R. S. 43:21-1 et seq.) shall be paid.

(l) "State" includes, in addition to the States of the United States of America, the District of Columbia.

(m) Unemployment.

(1) An individual shall be deemed "unemployed" for any week during which he is not engaged in full-time work and with respect to which his remuneration is less than his weekly benefit rate, including any week during which he is on vacation without pay; provided, such vacation is not the result of the individual's voluntary action.

(2) The term "remuneration," with respect to any individual for benefit years commencing on or after July 1, 1961, and as used in this subsection, shall include only that part of the same which in any week exceeds 20% of his weekly benefit rate (fractional parts of a dollar omitted) or \$5.00, whichever is the larger.

(3) An individual's week of unemployment shall be deemed to commence only after his registration at an employment office, except as the division may by regulation otherwise prescribe.

(n) "Unemployment compensation administration fund" means the unemployment compensation administration fund established by this chapter (R. S. 43:21-1 et seq.), from which administrative expenses under this chapter (R. S. 43:21-1 et seq.) shall be paid.

(o) "Wages" means remuneration paid subsequent to December 31, 1946, by employers for employment; provided, however, that for eligibility and benefit purposes wages earned but not paid when the amount thereof has been calculated and is due as determined by the established and customary practices of the employer shall be construed as having been paid when earned.

(p) "Remuneration" means all compensation for personal services, including commissions and bonuses and the cash value of all compensation in any medium other than cash.

(q) "Week" means such period or periods of 7 consecutive days ending at midnight, as the division may by regulation prescribe.

(r) "Calendar quarter" means the period of 3 consecutive calendar months ending on March 31, June 30, September 30, or December 31.

(s) "Investment company" means any company as defined in paragraph 1-a of chapter 322 of the laws of 1938, entitled "An act concerning investment companies, and supplementing Title 17 of the Revised Statutes by adding thereto a new chapter entitled 'investment companies.' "

(t) "Base week" means any calendar week of an individual's base year during which he earned in employment from an employer remuneration equal to not less than \$15.00; provided, if in any calendar week, an individual is in employment with more than 1 employer, he may in such calendar week establish a base week with respect to each such employer from whom the individual earns remuneration equal to not less than \$15.00 during such week.

(u) "Average weekly wage" means the amount derived by dividing an individual's total wages received during his base year base weeks (as defined in subsection (t) of this section) from that most recent base year employer with whom he had established at least 17 base weeks, by the number of base weeks in which such wages were earned. In the event that such claimant had no employer in his base year with whom he had established at least 17 base weeks, then such individual's average weekly wage shall be computed as if all of his base week wages were received from 1 employer and as if all his base weeks of employment had been performed in the employ of 1 employer.

If on application of a claimant it is determined that he has been employed during at least the 4 weeks immediately preceding his separation from employment by an employer on a substantially reduced schedule of weekly hours due to lack of work, all weeks of substantially reduced schedule within



the base period and his wages therefor shall be disregarded in computing his average weekly wage.

(v) "Initial determination" means, subject to the provisions of R. S. 43:21-6 (b) (2) and (3), a determination of benefit rights as measured by an eligible individual's base year employment with a single employer covering all periods of employment with that employer during the base year. Subject to the provisions of R. S. 43:21-3 (d) (3) if an individual has been in employment in his base year with more than 1 employer, no benefits shall be paid to that individual under any successive initial determination until his benefit rights have been exhausted under the next preceding initial determination.

(w) "Last date of employment" means the last calendar day in the base year of an individual on which he performed services in employment for a given employer.

(x) "Most recent base year employer" means that employer with whom the individual most recently, in point of time, performed services in employment in the base year.

10. Section 5 of chapter 110 of the laws of 1948 is amended to read as follows: Section amended.

5. Compensable disability. Disability shall be compensable subject to the limitations of this act, where a covered individual suffers any accident or sickness not arising out of and in the course of his employment or if so arising not compensable under the workmen's compensation law (Title 34 of the Revised Statutes), and resulting in his total inability to perform the duties of his employment. For the purposes of this act, pregnancy may be deemed to be a sickness during the 4 weeks immediately preceding the expected birth of child and the 4 weeks immediately following the termination of the pregnancy. C. 43:21-29. Compensable disability.

11. Section 15 of chapter 110 of the laws of 1948 is amended to read as follows: Section amended.

C. 43:21-39.  
Limitation  
of benefits.

#### 15. Limitation of benefits.

Notwithstanding any other provision of this act, no benefits shall be payable under the State plan to any person:

(a) for the first 7 consecutive days of each period of disability, or for more than 26 weeks with respect to any 1 period of disability, or for any period of disability which did not commence while the claimant was a covered individual;

(b) for any period during which a claimant is not under the care of a legally licensed physician;

(c) for any period of disability due to pregnancy or resulting childbirth, miscarriage, or abortion, except for disability existing during the 4 weeks immediately before the expected birth of child, and the 4 weeks following the termination of the pregnancy;

(d) for any period of disability due to willfully and intentionally self-inflicted injury, or to injury sustained in the perpetration by the claimant of a high misdemeanor;

(e) for any period during which the claimant performs any work for remuneration or profit;

(f) in a weekly amount which together with any remuneration he continues to receive from his employer would exceed his regular weekly wages immediately prior to disability;

(g) for any period during which a covered individual would be disqualified for unemployment compensation benefits under subsection (d) of section 43:21-5 of the Revised Statutes unless the disability commenced prior to such disqualification;

(h) for any period of disability commencing prior to January 1, 1949; and there shall be no other cause of disqualification or ineligibility to receive disability benefits hereunder except as may be specifically provided in this act.

Section  
amended.

12. Section 16 of chapter 110 of the laws of 1948 is amended to read as follows:

C. 43:21-40.  
Weekly and  
daily benefit  
amounts.

#### 16. Weekly and daily benefit amounts.

(a) With respect to periods of disability commencing prior to July 1, 1961:

(1) The weekly benefit amount of an individual whose average weekly wage does not exceed \$45.00 shall be determined as  $\frac{2}{3}$  of his average weekly wage; provided, that such amount shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof, and shall not be more than \$30.00 nor less than \$10.00.

(2) The weekly benefit amount of an individual whose average weekly wage exceeds \$45.00 shall be determined as \$30.00 plus  $\frac{2}{5}$  of the amount by which his average weekly wage exceeds \$45.00; provided that such rate shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof, and shall not be more than \$35.00. The amount of the benefits for each day of the disability for which benefits are payable shall be  $\frac{1}{7}$  of the corresponding weekly benefit amount; provided, that the total benefits for a fractional part of a week shall be computed in the next higher multiple of \$1.00 if not already a multiple thereof.

(b) With respect to periods of disability commencing on or after July 1, 1961, an individual's weekly benefit amount shall be determined and computed by the division on the same basis as the weekly benefit rate is determined and computed pursuant to section 43:21-3 (c) (3) of the Revised Statutes. The amount of benefits for each day of disability for which benefits are payable shall be  $\frac{1}{7}$  of the corresponding weekly benefit amount; provided, that the total benefits for a fractional part of a week shall be computed to the next higher multiple of \$1.00 if not already a multiple thereof.

13. This act shall take effect on July 1, 1961.

Approved June 3, 1961.

Note:  
Act  
effective.

## CHAPTER 44

AN ACT concerning corporations and amending sections 14:7-2 and 48:12-9 of the Revised Statutes.

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

Section  
amended.

1. Section 14:7-2 of the Revised Statutes is amended to read as follows:

Qualifications  
of directors;  
application  
of provisions.

14:7-2. Each director shall be a bona fide shareholder in the corporation at the time of his election, or a bona fide shareholder in a corporation holding 25% or more of its capital stock.

Any corporation may determine by its certificate of incorporation or by-laws how many shares a person shall hold to qualify him as a director.

Any director ceasing to be a bona fide stockholder shall cease to be a director.

The provisions of this section shall not apply (1) to a corporation all of the stock of which is owned by savings and loan associations and directors of such a corporation need not be or become holders of shares of the capital stock of such corporation or (2) to a trustee of a corporation in a reorganization proceeding in a Federal court under the national bankruptcy act if the trustee was initially appointed as a director of such corporation by such court.

Section  
amended.

2. Section 48:12-9 of the Revised Statutes is amended to read as follows:

Directors;  
number;  
qualifications;  
application  
of provisions.

48:12-9. There shall be not less than 7 nor more than 17 directors of every railroad company, who shall be stockholders, and the first directors shall be those specified as such in the certificate of incorporation, and thereafter directors shall be chosen at the annual meetings of stockholders.

The directors may add to their number by selecting from the stockholders from time to time addi-

tional members to act as vice-presidents with such powers, duties and compensation as the company or directors may determine, but the number of directors shall not thereby be made more than 20.

The number of directors may be decreased to not less than 3 when authorized by the affirmative vote, cast in person or by proxy, of 4/5 in interest of the holders of each class of stock having voting powers on such proposal given at a stockholders' meeting duly called for that purpose.

One of the directors shall be an actual resident of this State, but it shall not be necessary for the president or more than 1 director to be such resident notwithstanding the provisions of any special charter or other law.

The requirement that such directors be stockholders shall not apply to a trustee of a corporation in a reorganization proceeding in a Federal court under the national bankruptcy act if the trustee was initially appointed as a director of such corporation by such court.

3. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 45

AN ACT concerning the acquisition of lands for recreation and conservation purposes, governing the expenditure of money for such purposes, appropriating \$60,000,000.00 from the State Recreation and Conservation Land Acquisition Fund for such expenditure, and supplementing Title 13 of the Revised Statutes.

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

1. This act may be cited as the "New Jersey Green Acres Land Acquisition Act of 1961."

C. 13:18A-1.  
Short title.

C. 13:8A-2.  
Legislative  
findings.

2. The Legislature hereby finds that:

(a) The provision of lands for public recreation and the conservation of natural resources promotes the public health, prosperity and general welfare and is a proper responsibility of government;

(b) Lands now provided for such purposes will not be adequate to meet the needs of an expanding population in years to come;

(c) The expansion of population, while increasing the need for such lands, will continually diminish the supply and tend to increase the cost of public acquisition of lands available and appropriate for such purposes;

(d) The State of New Jersey must act now to acquire and to assist local governments to acquire substantial quantities of such lands as are now available and appropriate for such purposes so that they may be used and preserved for use for such purposes; and

(e) The sum of \$60,000,000.00 is needed now to make such acquisition possible.

(f) Such sum will be made available by the sale of bonds authorized by the New Jersey Green Acres Bond Act of 1961, if the same be approved by the people;

(g) It is desirable to appropriate said sum for prompt use and to specify the manner in which the Legislature now proposes that such sum, and such other funds as may be appropriated, shall be used for such purposes.

C. 13:8A-3.  
Terms  
defined.

3. Except as the context may otherwise require:

(a) "Commissioner" means the Commissioner of Conservation and Economic Development or his designated representative;

(b) "Local unit" means a municipality, county or other political subdivision of this State, or any agency thereof.

(c) "Recreation and conservation purposes" means use of lands for parks, natural areas, forests, camping, fishing, water reserves, wildlife, reservoirs, hunting, boating, winter sports and similar

uses for public outdoor recreation and conservation of natural resources; and

(d) "Land" or "lands" means real property, including improvements thereof or thereon, rights of way, water, riparian and other rights, easements, privileges and all other rights or interests of any kind or description in, relating to or connected with real property.

4. The commissioner shall use the sum appropriated by this act from the proceeds of the sale of bonds under the New Jersey Green Acres Bond Act of 1961, and such other sums as may be appropriated from time to time for like purpose, to acquire lands for recreation and conservation purposes and to make grants to assist local units to acquire lands for such purposes, subject to the conditions and limitations prescribed by this act.

C. 13:8A-4.  
Use of  
funds.

5. In acquiring lands and making grants to assist local units to acquire lands the commissioner shall:

C. 13:8A-5.  
Procedure  
the commis-  
sioner should  
use in  
acquiring  
land.

(a) seek to achieve a reasonable balance among all areas of the State in consideration of the relative adequacy of area recreation and conservation facilities at the time and the relative anticipated future needs for additional recreation and conservation facilities;

(b) insofar as practicable, limit acquisition to predominantly open and natural land to minimize the cost of acquisition and the subsequent expense necessary to render land suitable for recreation and conservation purposes;

(c) wherever possible, select land for acquisition which is suitable for multiple recreation and conservation purposes;

(d) give due consideration to co-ordination with the plans of other departments of State Government with respect to land use or acquisition. For this purpose, the commissioner is authorized to use the facilities of any interdepartmental committee or other agency suitable to assist in such co-ordination.

6. Lands acquired by the State shall be acquired by the commissioner in the name of the State. They

C. 13:8A-6.  
Acquisition  
of land.

may be acquired by purchase or otherwise on such terms and conditions as the commissioner shall determine, or by the exercise of the power of eminent domain in the manner provided in chapter 1 of Title 20 of the Revised Statutes. This power of acquisition shall extend to lands held by any local unit.

At least 60 days prior to any acquisition the commissioner shall submit a statement of any such intended acquisition to each of the following bodies in the Department of Conservation and Economic Development: the Water Policy and Supply Council, the Planning and Development Council, the Fish and Game Council and the Shell Fisheries Council.

C. 13:8A-7.  
Rules and  
regulations.

7. The commissioner shall prescribe rules and regulations governing the administration, operation and use of lands acquired by the State under this act to effect the purpose of this act.

C. 13:8A-8.  
Land acquired  
in name of  
local unit.

8. Lands approved by the commissioner for acquisition by a local unit with State assistance shall be acquired by and in the name of the local unit and may be acquired in any manner authorized by law for the acquisition of lands for such purposes by the local unit.

C. 13:8A-9.  
Conditions  
for a local  
unit to  
receive  
grant.

9. A grant to assist a local unit to acquire lands for recreation and conservation purposes shall not be made under this act until:

(a) The local unit has applied to the commissioner on forms prescribed by him describing the land acquisition for which a grant is sought, stating the recreation and conservation purpose or purposes to which such lands will be devoted, stating the facts which give rise to the need for such lands for such purpose, enclosing a comprehensive plan for the development of the local unit approved by its governing body, and stating such other matters as the commissioner shall prescribe;

(b) The commissioner shall have prescribed the terms and conditions under which the grant applied for will be made; and



(c) The local unit shall have filed with the commissioner its acceptance of such terms and conditions, and has otherwise complied with the provisions of this act.

10. A grant may not be made under this act until the local unit has adopted regulations governing the administration, use and development of the lands in question, and until the commissioner shall have approved such regulations. No such regulation may be altered thereafter without the approval of the commissioner.

C. 13:8A-10.  
Regulations  
adopted by  
local unit  
on use, etc.,  
of land.

11. Grants under this act shall be made by the State Treasurer upon certification of approval by the commissioner. Each grant shall be in an amount equal to 50% of the actual price to be paid for the lands in question.

C. 13:8A-11.  
Grants made  
by State  
treasurer;  
amount.

12. Without limitation of the definition of "lands" herein, the commissioner may acquire, or approve grants to assist a local unit to acquire:

C. 13:8A-12.  
May make  
grant to  
acquire a  
lesser interest  
in lands.

(a) lands subject to the right of another to occupy the same for a period measured in years or otherwise; or

(b) an interest or right consisting, in whole or in part, of a restriction on the use of land by others including owners of other interests therein; such interest or right sometimes known as a "conservation easement."

13. (a) Lands acquired by a local unit with the aid of a grant under this act shall not be disposed of or diverted to a use for other than recreation and conservation purposes without the approval of the commissioner and the State House Commission. Such approval of the State House Commission shall not be given unless the local unit shall agree to pay an amount equal to 50% of the value of such land, as determined by the commission, into the State Recreation and Conservation Land Acquisition Fund, if the original grant shall have been made from that fund, or, if not, then into the State Treasury. Money so returned to said fund shall be deemed wholly a part of the portion of that fund available for grants to local units under this act.

C. 13:8A-13.  
Disposal of  
acquired  
land; disposi-  
tion of  
returned  
moneys.

(b) Lands acquired by the State under this act with money from the State Recreation and Conservation Land Acquisition Fund shall not be disposed of or diverted to use for other than recreation and conservation purposes without the approval of the State House Commission. Such approval shall not be given unless the commissioner shall agree to pay an amount equal to the value of such land, as determined by the commission, into said fund. Money so returned to said fund shall be deemed wholly a part of the portion of that fund available for land acquisition by the State under this act.

(c) If land acquired by the State under this act with money from the State Recreation and Conservation Land Acquisition Fund is subsequently developed for any water supply projects, the commission shall pay an amount equal to the value of the land so developed, as said value is determined by the State House Commission, into said fund. Money so returned to the fund shall be deemed wholly a part of the portion of that fund available for land acquisition by the State under this act. The commissioner shall make said payment from any funds available for such purpose in the State Water Development Fund or other water development moneys appropriated and available for such purpose.

C. 13:8A-14.  
Bars  
discrimina-  
tion.

14. Use of lands acquired under this act by the State or with State assistance shall not be restricted by any conditions of race, creed, color or nationality, and shall not be restricted by any condition of residence except by direction of or with the approval of the commissioner.

C. 13:8A-15.  
State may  
acquire land  
at private sale.

15. Notwithstanding any other provision of law, lands to be acquired by the State under this act from any local unit may be sold to the State by the unit at private sale.

C. 13:8A-16.  
Powers and  
duties of  
commissioner  
to acquire land.

16. The commissioner, in executing this act, may do all things necessary or useful and convenient in connection with the acquisition of lands by the

State or with the assistance of the State, including the following:

(a) Make arrangements for and direct (i) engineering, inspection, legal, financial, geological, hydrological and other professional services, estimates and advice; (ii) and organizational, administrative and other work and services;

(b) Enter on any lands for the purpose of making surveys, borings, soundings or other inspections or examinations;

(c) Prescribe rules and regulations to implement any provisions of this act.

17. The money in the State Recreation and Conservation Land Acquisition Fund created by the New Jersey Green Acres Bond Act of 1961 is hereby appropriated to the Department of Conservation and Economic Development for use in executing the provisions of this act, according to the following division:

C. 13:8A-17.  
Appropriation.

(a) with respect to acquisition of lands by the State under this act, \$40,000,000.00;

(b) with respect to State grants under this act to assist local units to acquire lands, \$20,000,000.00.

18. Section 17 of this act shall take effect upon approval by the people at a general election of the New Jersey Green Acres Bond Act of 1961, and the remainder of this act shall take effect immediately.

C. 13:8A-18.  
Act effective.

Approved June 3, 1961.

## CHAPTER 46

AN ACT authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of \$60,000,000.00 to provide money for public acquisition of lands for recreation and conservation purposes to meet the future needs of the expanding population; to enable the State to acquire such lands and to provide for State grants to assist municipalities and counties and other units of local government to acquire such lands; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof; and providing for the submission of this act to the people at a general election.

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

Short title.

1. This act may be cited as the "New Jersey Green Acres Bond Act of 1961."

Legislative findings.

2. The Legislature hereby finds that:

(a) The provision of lands for public recreation and the conservation of natural resources promotes the public health, prosperity and general welfare and is a proper responsibility of government;

(b) Lands now provided for such purposes will not be adequate to meet the needs of an expanding population in years to come;

(c) The expansion of population, while increasing the need for such lands, will continually diminish the supply and tend to increase the cost of public acquisition of lands available and appropriate for such purposes;

(d) The State of New Jersey must act now to acquire and to assist local governments to acquire substantial quantities of such lands as are now

available and appropriate for such purposes so that they may be used and preserved for use for such purposes; and

(e) The sum of \$60,000,000.00 is needed now to make such acquisition possible.

3. Bonds of the State of New Jersey in the sum of \$60,000,000.00 are hereby authorized to provide money to meet the cost of public acquisition of lands for recreation and conservation purposes. Bonds authorized.

The cost of public acquisition of such lands shall include the full cost of acquisition of any such lands by the State and, subject to legislation and the conditions prescribed therein, not more than 50% of the cost of acquisition of any such lands by any municipality or county.

4. Except as the context may otherwise require: Terms defined.

(a) "Recreation and conservation purposes" means use of lands for parks, natural areas, forests, camping, fishing, water reserves, wildlife, reservoirs, hunting, boating, winter sports and similar uses for public outdoor recreation and conservation of natural resources;

(b) "Lands" means real property, including improvements thereof or thereon, rights of way, water, riparian and other rights, easements, privileges and all other rights or interests of any kind or description in, relating to or connected with real property; and

(c) "Cost," as used with respect to cost of acquisition, shall include, in addition to the usual connotations thereof, the cost of all things deemed necessary or useful and convenient in connection with the acquisition of lands by or with the assistance of the State, for recreation and conservation purposes, including interest or discount on bonds, cost of issuance of bonds, the cost of engineering, inspection, legal, financial, geological, hydrological and other professional services, estimates and advice, the cost of organizational, administrative and other work and services, and the cost of reimbursement of any fund from which moneys shall have

been advanced to the State Recreation and Conservation Land Acquisition Fund, created herein.

(d) "Municipality" and "county" shall mean any political subdivision of this State, and any agency thereof.

State Recrea-  
tion and Con-  
servation Land  
Acquisition  
Bonds.

5. Said bonds shall be serial bonds and known as "State Recreation and Conservation Land Acquisition Bonds" and, as to each series, the last installment thereof (subject to redemption prior to maturity) shall mature and be paid not later than 35 years from the date of its issuance.

Issuing  
bonds.

6. Said bonds shall be issued from time to time as money is required for the purpose aforesaid, as the issuing officials herein named shall determine.

Issuing  
officials.

7. The Governor, State Treasurer and Comptroller of the Treasury or any 2 of such officials (hereinafter referred to as "the issuing officials") are hereby authorized to carry out the provisions of this act relating to the issuance of said bonds, and shall determine all matters in connection therewith subject to provisions hereof. In case any of said officials shall be absent from the State or incapable of acting for any reason his powers and duties shall be exercised and performed by such person as shall be authorized by law to act in his place as a State official.

Direct obliga-  
tion of State;  
tax exempt.

8. Bonds, issued in accordance with the provisions of this act shall be a direct obligation of the State of New Jersey and the faith and credit of the State are pledged for the payment of the interest thereon as same shall become due and the payment of the principal at maturity. The principal and interest of such bonds shall be exempt from taxation by the State or by any county, municipality or other taxing district of the State.

Signatures  
required.

9. Said bonds shall be signed in the name of the State by the Governor or by his facsimile signature, under the Great Seal of the State, and attested by the Secretary of State, or an assistant Secretary of State, and shall be countersigned by the facsimile signature of the Comptroller of the Treasury. Interest coupons attached to said bonds shall be

signed by the facsimile signature of the Comptroller of the Treasury. Such bonds may be issued notwithstanding that any of the officials signing them or whose facsimile signatures appear on the bonds or coupons shall cease to hold office at the time of such issue or at the time of the delivery of such bonds to the purchaser.

10. (a) Such bonds shall recite that they are issued for the purpose set forth in section 3 of this act and that they are issued in pursuance of this act and that this act was submitted to the people of the State at the general election held in the month of November, 1961, and that it was approved by a majority of the legally qualified voters of the State voting thereon at such election. Such recital in said bonds shall be conclusive evidence of the authority of the State to issue said bonds and of their validity. Any bonds containing such recital shall in any suit, action or proceeding involving their validity be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith and with all other provisions of statutes applicable thereto, and shall be incontestable for any cause.

Bond  
recital.

(b) Such bonds shall be issued in such denominations and in such form or forms, whether coupon or registered as to both principal and interest, and with or without such provisions for interchangeability thereof, as may be determined by the issuing officials.

11. When the bonds are issued from time to time, the bonds of each issue shall constitute a separate series to be designated by the issuing officials. Each series of bonds shall bear such rate or rates of interest, that the aggregate amount of interest payable over the life of such series, less the premium, if any, received upon the sale thereof, shall not exceed an amount equal to 4% per annum computed over the life of such series, as may be determined by the issuing officials, which interest shall be payable semiannually; provided, that the first and last interest periods may be longer or

Each issue  
a separate  
series; rate  
of interest.

shorter, in order that intervening semiannual payments may be at convenient dates.

Sale.

12. Said bonds shall be issued and sold at such price not less than the par value thereof and accrued interest thereon, and under such terms, conditions and regulations, as the issuing officials may prescribe, after notice of said sale, published at least 3 times in at least 3 newspapers published in the State of New Jersey, and at least once in a publication carrying municipal bond notices and devoted primarily to financial news, published in the city of New York or in New Jersey, the first notice to be at least 7 days prior to the day of bidding. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection or of failure to receive any acceptable bid, the issuing officials, at any time within 60 days from the date of such advertised sale, may sell such bonds at private sale upon terms not less favorable to the State than the terms offered by any rejected bid. The issuing officials may sell all or part of the bonds of any series as issued to any State fund or to the Federal Government or any agency thereof, at private sale, without advertisement.

Temporary bonds.

13. Until permanent bonds can be prepared, the issuing officials may, in their discretion, issue in lieu of such permanent bonds temporary bonds in such form and with such privileges as to registration and exchange for permanent bonds as may be determined by the issuing officials.

Proceeds of sale; State Recreation and Conservation Land Acquisition Fund.

14. The proceeds from the sale of the bonds shall be paid to the State Treasurer and be held by him in a separate fund, and be deposited in such depositories as may be selected by him to the credit of the fund, which fund shall be known as the "State Recreation and Conservation Land Acquisition Fund."

Moneys dedicated.

15. The moneys in the said State Recreation and Conservation Land Acquisition Fund are hereby specifically dedicated to meeting the cost of public



acquisition of lands for recreation and conservation purposes and shall not be expended except in accordance with appropriations from said fund made by law.

At any time prior to the issuance and sale of bonds under this act, the State Treasurer is hereby authorized to transfer from any available money in the treasury of the State to the credit of the State Recreation and Conservation Land Acquisition Fund such sum as may be deemed necessary for the purposes of this act by the State House Commission, which said sum so transferred shall be returned to the treasury of this State by the treasurer thereof from the proceeds of the sale of the first issue of bonds.

Pending their application to the purposes provided in this act, moneys in the State Recreation and Conservation Land Acquisition Fund may be invested and reinvested as other trust funds in the custody of the State Treasurer in the manner provided by law. All earnings received from the investment or deposit of such funds shall be paid into the General Treasury and become a part of the General State Fund.

16. In case any coupon bonds and coupons thereunto appertaining or any registered bond shall become lost, mutilated or destroyed, a new bond shall be executed and delivered of like tenor, in substitution for the lost, mutilated or destroyed bonds or coupons, upon the owner furnishing to the issuing officials evidence satisfactory to them of such loss, mutilation or destruction and also such security and indemnity as the issuing officials may require.

Replacement  
of lost, etc.,  
bonds or  
coupons.

17. Accrued interest received upon the sale of said bonds shall be applied to the discharge of a like amount of interest upon said bonds when due. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of this act shall be paid from the proceeds of the sale of said

Use of  
accrued in-  
terest, issuing  
expense.

bonds, by the State Treasurer upon warrant of the Comptroller of the Treasury, in the same manner as other obligations of the State are paid.

Maturities.

18. Bonds of each series issued hereunder shall mature in installments commencing not later than the fifth year and ending not later than the thirty-fifth year from the date of issue of such series, and in such amounts as shall be determined by the issuing officials, but the issuing officials may reserve to the State by appropriate provision in the bonds of any series the power to redeem all or any of such bonds prior to maturity at such price or prices and upon such terms and conditions as may be provided in such bonds.

Refunding  
bonds.

19. The issuing officials may at any time and from time to time issue refunding bonds for the purpose of refunding in whole or in part an equal principal amount of the bonds of any series issued and outstanding hereunder, which by their terms are subject to redemption prior to maturity, providing such refunding bonds shall mature at any time or times not later than the latest maturity date of such series, and the aggregate amount of interest to be paid on the refunding bonds, plus the premium, if any, to be paid on the bonds refunded, shall not exceed the aggregate amount of interest that would be paid on the bonds refunded if such bonds were not so refunded. Refunding bonds shall constitute direct obligations of the State of New Jersey, and the faith and credit of the State are pledged for the payment of the principal thereof and the interest thereon. The proceeds received from the sale of refunding bonds shall be held in trust and applied to the payment of the bonds refunded thereby. Refunding bonds shall be entitled to all the benefits of this act and subject to all its limitations except as to the maturities thereof and to the extent herein otherwise expressly provided.

Payment of  
interest and  
principal.

20. To provide funds to meet the interest and principal payment requirements for the bonds

issued under this act and outstanding, there is hereby appropriated in the order following:

(a) Revenue derived by the State from fees and other charges of any nature made for the use of State parks and other State recreational facilities or so much thereof as may be required;

(b) Revenue derived from the tax collected under and by virtue of the provisions of the Corporation Business Tax Act (1945) (P. L. 1945, c. 162, as amended and supplemented), or so much thereof as may be required; and

(c) If in any year or at any time funds, as hereinabove appropriated, necessary to meet interest and principal payments upon outstanding bonds issued under this act, be insufficient or not available, then and in that case there shall be assessed, levied and collected annually in each of the municipalities of the counties of this State a tax on real and personal property upon which municipal taxes are or shall be assessed, levied and collected, sufficient to meet the interest on all outstanding bonds issued hereunder and on such bonds as it is proposed to issue under this act in the calendar year in which such tax is to be raised and for the payment of bonds falling due in the year following the year for which the tax is levied. The tax thus imposed shall be assessed, levied and collected in the same manner and at the same time as other taxes upon real and personal property are assessed, levied and collected. The governing body of each municipality shall cause to be paid to the county treasurer of the county in which such municipality is located, on or before December 15 in each year, the amount of tax herein directed to be assessed and levied, and the county treasurer shall pay the amount of said tax to the State Treasurer on or before December 20 in each year.

If on or before December 31 in any year the issuing officials shall determine that there are moneys in the General State Fund beyond the needs of the State, sufficient to meet the principal of bonds falling due and all interest payable in the

ensuing calendar year, then and in that event such issuing officials shall by resolution so find and shall file the same in the office of the State Treasurer, whereupon the State Treasurer shall transfer such moneys to a separate fund to be designated by him, and shall pay the principal and interest out of said fund as the same shall become due and payable, and the other sources of payment of said principal and interest provided for in this section shall not then be available, and the receipts for said year from the fees, charges and taxes specified in subsections (a) and (b) of this section treated as part of the General State Fund, available for general purposes.

Tax assessed  
in case of  
deficit.

21. Should the State Treasurer by December 31 of any year deem it necessary, because of insufficiency of funds to be collected from the sources of revenues as hereinabove provided, to meet the interest and principal payments for the year after the ensuing year, then the treasurer shall certify to the Comptroller of the Treasury the amount necessary to be raised by taxation for such purposes, the same to be assessed, levied and collected for and in the ensuing calendar year. In such case the Comptroller of the Treasury shall, on or before March 1 following, calculate the amount in dollars to be assessed, levied and collected as herein set forth in each county. Such calculation shall be based upon the corrected assessed valuation of such county for the year preceding the year in which such tax is to be assessed, but such tax shall be assessed, levied and collected upon the assessed valuation of the year in which the tax is assessed and levied. The Comptroller of the Treasury shall certify said amount to the county board of taxation and the county treasurer of each county. The said county board of taxation shall include the proper amount in the current tax levy of the several taxing districts of the county in proportion to the ratables as ascertained for the current year.

22. For the purpose of complying with the provisions of the State Constitution this act shall, at the general election to be held in the month of November, 1961, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect, and at least 15 days prior to the said election, to cause this act to be published in at least 10 newspapers published in the State and to notify the clerk of each county of this State of the passage of this act, and the said clerks respectively shall cause to be printed on each of the said ballots, the following:

Referendum;  
voting in-  
structions;  
question;  
canvass.

If you approve the act entitled below, make a cross X, plus +, or check √ mark in the square opposite the word "Yes."

If you disapprove the act entitled below, make a cross X, plus +, or √ mark in the square opposite the word "No."

If voting machines are used, a vote of "Yes" or "No" shall be equivalent to such markings respectively.

	Yes.	<p style="text-align: center;">Green Acres Bond Issue</p> <p>Shall the act entitled "An Act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in the sum of \$60,000,000.00 to provide money for public acquisition of lands for recreation and conservation purposes to meet the future needs of the expanding population; to enable the State to acquire such lands and to provide for State grants to assist municipalities and counties and other units of local government to acquire such lands; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof; and providing for the submission of this act to the people at a general election" be approved?</p>
	No.	

The fact and date of the approval or passage of this act, as the case may be, may be inserted in the appropriate place after the title in said ballot. No other requirements of law of any kind or character

as to notice or procedure except as herein provided need be adhered to.

The said votes so cast for and against the approval of this act, by ballot or voting machine, shall be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the approval or disapproval of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such an election in favor of the approval of this act, then all the provisions of this act shall take effect forthwith.

23. This section and section 22 of this act shall take effect immediately and the remainder of the act shall take effect as and when provided in the preceding section. Act effective.

Approved June 3, 1961.

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## CHAPTER 47

AN ACT creating a Division of State and Regional Planning in the Department of Conservation and Economic Development, and amending and supplementing the "Department of Conservation and Economic Development Act of 1948," approved October 25, 1948 (P. L. 1948, c. 448).

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

1. The Legislature hereby finds and determines that:

a. The rapid urbanization and continuing growth and development of the State and its regions, technological advances and changing standards of

C. 13:1B-5.1.  
Legislative  
findings and  
determination.

living have created, and are creating a need for continuing assembly and analysis of pertinent facts on a State-wide basis pertaining to existing development conditions and trends in economic growth, population change and distribution, land use, urban, suburban and rural development and redevelopment, resource utilization, transportation facilities, public facilities, housing and other factors, and has created and will continue to create a greater need for the preparation and maintenance of comprehensive State plans and long term development programs for the future improvement and development of the State.

b. The public services and facilities which the State Government provides, especially those of education, recreation, conservation of resources, water storage, highways, industrial development, agriculture, and many others have a definite impact both on each other and on the sound development and redevelopment of the State and its regions. Further, the planning and construction of such facilities and the provision of such services should be directly related to each other and to a comprehensive view of State development objectives. This impact has created and will continue to create a need to undertake the task of achieving fuller coordination of the activities of the several State departments including the preparation of long range capital improvement programs; and that

c. Local, county and regional planning assistance is a function of State Government and a vital aspect of State planning. Such assistance should be provided as part of an over-all continuing program of obtaining and considering information on local problems and trends in the growth and development of the State. There is also a vital need for stimulating, assisting and co-ordinating local, county and regional planning activities as an integral part of State development planning to insure a permanent and continuing interaction between and among various governmental activities.



2. Section 5 of the act of which this act is amend-  
atory is amended to read as follows:

Section  
amended.

5. There is hereby established in the Department of Conservation and Economic Development, a Division of Resource Development, a Division of Veterans' Services, a Division of Fish and Game, a Division of Shell Fisheries, a Division of Water Policy and Supply and a Division of State and Regional Planning.

C. 13:1B-5.  
Divisions in  
department;  
administrative  
division.

The commissioner shall have authority to organize and maintain in his offices an Administrative Division and to assign to employment therein such secretarial, clerical and other assistants in the department as his office and the internal operations of the department shall require.

3. Section 7 of the act of which this act is amend-  
atory is amended to read as follows:

Section  
amended.

7. All of the functions, powers and duties of the Economic Council and the Division of Commerce in the existing Department of Economic Development and all of the functions, powers and duties of the Department of Economic Development relating to the preparation of the standard building code of New Jersey or to local housing authorities, the former State Housing Authority and the public housing and development authority, exclusive of those of, or relating to, or administered through, the Division of Veterans' Services, the veterans loan authority, and exclusive of those functions, powers and duties of the public housing and development authority hereinafter required to be exercised and performed through the Division of Veterans' Services established hereunder; and all of the functions, powers and duties of the existing Department of Aviation, of the State Aviation Commission, and of the State Director of Aviation, herein transferred to the Department of Conservation and Economic Development; and all of the functions, powers and duties of the State Commissioner of Conservation, of the existing State Department of Conservation and of the respective

C. 13:1B-7.  
Transfer of  
powers and  
duties.

divisions and councils therein, herein transferred to the Department of Conservation and Economic Development, exclusive of those of, or relating to, or administered through, the Division of Fish and Game, the Division of Shell Fisheries, and the Division of Water Policy and Supply; and all of the functions, powers and duties of the harbor masters under and pursuant to the provisions of article 1, chapter 9, of Title 12 of the Revised Statutes, of the harbor master for the harbor of Elizabeth and Elizabeth creek under and pursuant to the provisions of article 2, chapter 9, of Title 12 of the Revised Statutes, and of the port wardens under and pursuant to the provisions of chapter 10 of Title 12 of the Revised Statutes, herein transferred to the Department of Conservation and Economic Development, are hereby assigned to, and shall be exercised and performed through, the Division of Resource Development in the department.

Section  
amended.

4. Section 8 of the act of which this act is amendatory is amended to read as follows:

Director  
division of  
resource  
development.

8. The Division of Resource Development shall be under the immediate supervision of a director, who shall be a person qualified by training and experience to direct the work of such division. The director of such division shall be appointed by the Governor, with the advice and consent of the Senate, and shall serve during the term of office of the Governor appointing him and until the director's successor is appointed and has qualified. He shall receive such salary as shall be provided by law.

The director shall administer the work of such division under the direction and supervision of the commissioner, and shall perform such other functions of the department as the commissioner may prescribe.

Section  
amended.

5. Section 9 of the act of which this act is amendatory is amended to read as follows:

9. In addition to other functions, powers and duties vested in it by this act or by any other law, the department shall, through the Division of Resource Development:

C. 13:1B-9.  
Powers and  
duties per-  
formed through  
division of  
resource  
development.

a. Promote and encourage the expansion and development of markets for New Jersey products.

b. Promote and encourage the location and development of new business in this State as well as the maintenance and expansion of existing business, and for that purpose to co-operate with State and local agencies, individuals and officers, both within and outside the State.

c. Plan and develop an effective business information service both for the direct assistance of industry of this State and for the encouragement of industry outside the State to use business facilities within the State.

d. Co-operate with interstate commissions, agencies and authorities engaged in formulating and promoting the adoption of interstate compacts and agreements helpful to business, industry and commerce.

e. Conduct or encourage research designed to further new and more extensive uses of the natural and other resources of the State, and designed to develop new products.

f. Advise and co-operate with municipal, county, regional and other local agencies and officers within the State to plan and otherwise co-ordinate the development of a system of air routes, airports and landing fields within the State and to protect their approaches.

g. Co-operate with interstate commissions and authorities, State departments, and with councils, commissions and other State agencies, and with appropriate Federal agencies, and with interested private individuals and clubs in the co-ordination of plans and policies for the development of air commerce and air facilities.

6. Section 10 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

C. 13:1B-10.  
Resource  
development  
council;  
membership.

10. There shall be within the Division of Resource Development, a Resource Development Council which shall consist of 12 members. Each member of the council shall be appointed by the Governor, with the advice and consent of the Senate, for a term of 4 years and shall serve until his successor has been appointed and has qualified, except that of the first appointments hereunder, 3 shall be for a term of 1 year, 3 for 2 years, 3 for 3 years and 3 for 4 years.

Each Governor shall designate 1 of the members of the council as chairman of such council. Any member of the council so designated shall serve as such chairman at the pleasure of the Governor designating him and until his successor has been designated. The chairman of the council shall be its presiding officer.

Any vacancies in the membership of said council occurring other than by expiration of term shall be filled by the Governor, with the advice and consent of the Senate, for the unexpired term only. Any member of the council may be removed from office by the Governor, for cause, upon notice and opportunity to be heard.

The members of the council shall serve without compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties.

Section  
amended.

7. Section 11 of the act of which this act is amendatory is amended to read as follows:

C. 13:1B-11.  
Formulation  
of policy.

11. The Resource Development Council shall, subject to the approval of the commissioner:

a. Formulate comprehensive economic policies for the development and use of the natural and economic resources of the State, for the development of technical services and information useful to small business units, for the increase of employment opportunities, for the promotion and encouragement of the expansion and development of markets for New Jersey products, and for the promotion and encouragement of the development of

new business in New Jersey as well as the maintenance and expansion of existing business.

b. Formulate comprehensive policies for the preservation and conservation and use of all State forests and State parks, except those regulated by interstate compact, and of all historic sites within the State; formulate plans for the improvement, use and extension of the State forests, parks and historic sites under the jurisdiction of the department, and for the establishment of a uniform forest and park policy by the State, so far as the character and use of such forests and parks will permit; and formulate plans for the best methods to reforest cut-over, denuded, waste and other lands and to prevent injury of forests, brush land and salt marshes by fire, insects and disease.

c. Formulate comprehensive policies for the prevention and control of beach erosion.

8. Section 12 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

12. In addition to its powers and duties otherwise provided in section 11 hereof, the Resource Development Council shall:

C. 13:1B-12.  
Additional  
powers and  
duties.

a. Consult with and advise the commissioner and the director of the Division of Resource Development with respect to the work of such division.

b. Study the activities of the Division of Resource Development and hold hearings with respect thereto as it may deem necessary or desirable.

c. Report to the Governor and the Legislature annually, and at such other times as it may deem in the public interest, with respect to its findings and conclusions.

9. Section 13 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

13. No riparian leases or grants shall hereafter be allowed except when approved by at least a majority of the Resource Development Council; and no such leases or grants shall hereafter in any case be allowed except when approved and signed by the Governor and the Commissioner of Conservation and Economic Development.

C. 13:1B-13.  
Riparian  
leases and  
grants;  
approval.

Section  
amended.

10. Section 16 of the act of which this act is amendatory is amended to read as follows:

C. 13:1B-14.  
N. J. Pilot  
commissioners  
transferred.

16. The Board of New Jersey Pilot Commissioners, also referred to as the Commissioners of Pilotage, and all of its functions, powers and duties are hereby transferred to the Division of Resource Development established hereunder. Such commissioners shall continue to have all of the powers and shall exercise all of the functions and duties vested in, or imposed upon, them by law. This act shall not affect the terms of office of the present Commissioners of Pilotage. Such board shall continue to be constituted as provided by existing law. Any commissioner of pilotage may be removed from office by the Governor, for cause, upon notice and opportunity to be heard.

Section  
amended.

11. Section 117 of the act of which this act is amendatory is amended to read as follows:

C. 13:1B-66.  
Ineligibility  
of persons  
engaged in  
certain busi-  
nesses to hold  
office or  
accept  
employment.

117. No person shall be eligible to or shall continue to hold the office of Commissioner of Conservation and Economic Development who is engaged in any business in which water is distributed or sold under any public franchise, or who is engaged in the shellfish business in this State, or who is engaged in the business of lumbering in any forest preserve in this State. No person shall be eligible for any employment in any capacity in the Division of Water Policy and Supply who is engaged in any business in which water is distributed or sold under any public franchise. No person shall be eligible for employment in any capacity in the Division of Resource Development who is engaged in the business of lumbering in any forest preserve in this State. No person shall be eligible for any employment in any capacity in the Division of Shell Fisheries who is engaged in the shellfish business in this State.

Section  
amended.

12. Section 120 of the act of which this act is amendatory is amended to read as follows:

120. Whenever the term "Department of Economic Development" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Department of Conservation and Economic Development established hereunder.

C. 13:1B-69.  
Terms as  
used in laws,  
contracts or  
documents  
defined.

Whenever the terms "Co-ordinator" or "Commissioner of the Department of Economic Development" occur or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term "State Department of Conservation" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Department of Conservation and Economic Development established hereunder.

Whenever the term "State Commissioner of Conservation" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term "director of shell fisheries" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the director of the Division of Shell Fisheries established hereunder.

Whenever the term "State Department of Aviation" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Department of Conservation and Economic Development established hereunder.

Whenever the term "State Aviation Commission" occurs or any reference is made thereto in any law, contract or document, the same shall be

deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term "State Director of Aviation" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term "veterans loan authority" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the veterans loan authority in the Department of Conservation and Economic Development established hereunder.

Whenever the term "public housing and development authority" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the public housing and development authority in the Department of Conservation and Economic Development established hereunder.

Whenever the term "State soil conservation committee" occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the State soil conservation committee in the Department of Agriculture.

Whenever the terms "board of New Jersey pilot commissioners" or "commissioners of pilotage" occur or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the board of New Jersey pilot commissioners or commissioners of pilotage in the Division of Resource Development established hereunder.

Whenever the term "harbor master" occurs or any reference is made thereto under and pursuant to the provisions of article 1, of chapter 9, of Title 12 of the Revised Statutes, the same shall be



deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term “harbor master for the harbor of Elizabeth and Elizabeth creek” occurs or any reference is made thereto under and pursuant to the provisions of article 2, of chapter 9, of Title 12 of the Revised Statutes, the same shall be deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term “port warden” occurs or any reference is made thereto under and pursuant to the provisions of chapter 10, of Title 12 of the Revised Statutes, the same shall be deemed to mean or refer to the Commissioner of Conservation and Economic Development, designated as the head of the Department of Conservation and Economic Development established hereunder.

Whenever the term “Division of Planning and Development” occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Division of Resource Development established hereunder.

Whenever the term “Planning and Development Council” occurs or any reference is made thereto in any law, contract or document, the same shall be deemed to mean or refer to the Resource Development Council established hereunder.

13. All of the functions, powers and duties of the Department of Economic Development and of the respective divisions therein, and of the Co-ordinator and Commissioner of the Department of Economic Development transferred to the Department of Conservation and Economic Development by the act of which this act is a supplement, exclusive of those specifically assigned to any other division of the Department of Conservation and

C. 13:1B-15.50.  
Functions,  
powers and  
duties  
transferred.

Economic Development, are hereby transferred and assigned to, and shall be exercised and performed through, the Division of State and Regional Planning in the department.

C. 13:1B-15.51.

Director  
division of  
State and  
regional  
planning.

14. The Division of State and Regional Planning shall be under the immediate supervision of a director, who shall be a person qualified by academic training and at least 7 years of responsible professional experience in city, regional or State planning to direct the work of such division. The director of such division shall be appointed by the Governor, with the advice and consent of the Senate, and shall serve during the term of office of the Governor appointing him and until the director's successor is appointed and has qualified. He shall receive such salary as shall be provided by law.

The director shall administer the work of such division under the direction and supervision of the commissioner, and shall perform such other functions of the department as the commissioner may prescribe.

C. 13:1B-15.52.

Additional  
functions,  
powers and  
duties.

15. In addition to other functions, powers and duties vested in it by this act or by any other act, the department shall, through the Division of State and Regional Planning:

a. Promote programs to insure the orderly development of the State's physical assets by:—

1. assembling and analyzing pertinent facts as to existing development conditions and trends;

2. preparing and maintaining a comprehensive guide plan and long term development and capital improvement program for the future improvement and development of the State;

3. undertaking the task of achieving fuller coordination of the development activities of the several State departments; and,

4. stimulating, assisting and co-ordinating local, county and regional planning activities.

b. Conduct such studies as shall be necessary to establish the need for programs of technical and financial assistance for the planning, development,

redevelopment and renewal of the State, and its regions and localities as are or shall be established by the Legislature or for which the Legislature made funds available or for which Federal funds shall be made available and

c. Design and administer such programs.

16. The transfer of any appropriation and other moneys available or of any employee, files, records, books, papers, equipment and other property required by the adoption of this act shall be done in accordance with the provisions of the act of which this act is amendatory.

C. 13:1B-15.53.  
Transfer of  
moneys,  
files, etc.,  
and employees.

17. This act shall take effect July 1, 1961 or at such time thereafter as it shall be approved.

Note:  
Act effective.

Approved June 3, 1961.

## CHAPTER 48

AN ACT to amend the title of "An act concerning tenement houses, amending sections 55:5-2 and 55:10-4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses located in cities having more than 400,000 inhabitants," approved April 22, 1958 (P. L. 1958, c. 23), so that the same shall read "An act concerning tenement houses, amending sections 55:5-2 and 55:10-4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses located in cities having more than 275,000 inhabitants," and to amend the body of said act.

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

1. The title of "An act concerning tenement houses, amending sections 55:5-2 and 55:10-4, and

Title amended.

supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses located in cities having more than 400,000 inhabitants," approved April 22, 1958, is amended to read "An act concerning tenement houses, amending sections 55:5-2 and 55:10-4, and supplementing chapter 5 of Title 55, of the Revised Statutes as to certain tenement houses located in cities having more than 275,000 inhabitants."

Section amended. 2. Section 1 of the act of which this act is amendatory is amended to read as follows:

C. 55:3-22.1. 1. In every fireproof tenement house containing more than 84 apartments above the entrance story, erected after the adoption of this act, located in a city having more than 275,000 inhabitants the number of fire stairways to be required may be determined as set forth in this section notwithstanding any other provisions of the Tenement House Act.

Number of fire stairs required; "room" defined; access.

Every such fireproof tenement house containing more than 84 apartments above the entrance story shall be provided with a minimum of 2 fire stairways. Any floor, above the entrance floor, on which the number of rooms exceeds 40 shall have access to an additional stairway for each additional 20 rooms or fraction thereof on said floor.

For the purpose of this calculation, a public hall, public vestibule, or other public space of the building shall not be deemed a room. Dining bays and dinettes 55 square feet or less in area, foyers, water-closet compartments, bathrooms, cooking spaces less than 59 square feet in area, and halls, corridors and passageways entirely within an apartment shall not be deemed a room. Every room used for sleeping purposes shall be deemed a room.

Every such apartment shall have access through public halls to at least 2 stairways which are remote from each other and are reached by travel in different directions, except that a common path of travel may be permitted for the first 20 feet. The distance

from the entrance door of an apartment to the nearest stairway shall not exceed 100 feet. Every required fire stairway shall be at least 3 feet 8 inches in clear width except that railings may project on each side a distance of not to exceed 3½ inches inside the required width. Every stair landing at every floor level shall be at least 3 feet 8 inches in clear width in every direction. Every public vestibule and public hall shall be at least 3 feet 8 inches in clear width. Not more than ½ the required number of stairways may be outside fire-proof stairways or fire towers as defined in section 55:3-1 of this Title. A scissors or similar type stairway or other minor variations from these requirements may be approved if they meet the spirit of this section in the opinion of the board.

3. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 49

AN ACT concerning hospital, medical, surgical and major medical expense benefits for State employees and providing for the procuring of such benefits.

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

1. This is the "State Employees Health Benefits Act." C. 52:14-17.25.  
Short title.

2. As used in this act

(a) The term "State" means the State of New Jersey.

(b) The term "commission" means the State Employees Health Benefits Commission, created by section 3 of this act.

C. 52:14-17.26.  
Terms defined.

(c) The term "employee" means an appointive or elective officer or full-time employee of the State of New Jersey. For the purposes of this act an employee of Rutgers, the State University of New Jersey, shall be deemed to be an employee of the State. For the purposes of this act the term "employee" shall not include persons employed on a short-term, seasonal, intermittent or emergency basis, persons compensated on a fee basis, persons having less than 3 months of continuous service or persons whose compensation from the State is limited to reimbursement of necessary expenses actually incurred in the discharge of their official duties. A determination by the commission that a person is an eligible employee within the meaning of this act shall be final and shall be binding on all parties.

(d) The term "dependents" means an employee's spouse and the employee's unmarried children under the age of 19 years who live with the employee in a regular parent-child relationship. "Children" shall include stepchildren, legally adopted children and foster children provided they are reported for coverage and are wholly dependent upon the employee for support and maintenance. A spouse or child enlisting or inducted into military service shall not be considered a dependent during such military service.

(e) The term "carrier" means a voluntary association, corporation or other organization which is lawfully engaged in providing or paying for or reimbursing the cost of, personal health services, including hospitalization, medical and surgical services, under insurance policies or contracts, membership or subscription contracts, or the like, in consideration of premiums or other periodic charges payable to the carrier.

C. 52:14-17.27.  
State em-  
ployees health  
benefits  
commission  
created;  
members.

3. There is hereby created a State Employees Health Benefits Commission, consisting of the State Treasurer, the Commissioner of Banking and Insurance and the President of the Civil Service Commission. The treasurer shall be chairman of

the commission and the health benefits program authorized by this act shall be administered in the Treasury Department. The commission shall establish a health benefits program for the employees of the State, the cost of which shall be paid as specified in section 6 of this act. The program shall commence at the earliest date in the fiscal year ending June 30, 1962, consistent with available appropriations. The commission shall establish rules and regulations as may be deemed reasonable and necessary for the administration of this act.

4. The commission shall negotiate with and arrange for the purchase, on such terms as it deems to be in the best interests of the State and its employees, from carriers licensed to operate in the State, contracts providing hospital, surgical, obstetrical, medical and major medical expense benefits covering employees of the State and their dependents, and shall execute all documents pertaining thereto for and on behalf and in the name of the State. The contracts providing the basic benefits of hospital, surgical, obstetrical and medical expense benefits shall be purchased from carriers authorized by chapter 48 of Title 17 of the Revised Statutes of New Jersey as amended and by chapter 74 of the laws of 1940 as amended. The contract providing the major medical expense benefits shall be purchased from an insurance company licensed to operate in the State whose premium income, as last reported to the Department of Banking and Insurance, from accident and health, hospitalization, medical-surgical or major medical expense contracts in force in the State amounts to at least \$5,000,000.00 annually. The commission shall not enter into a contract under this act unless the benefits provided thereunder equal or exceed the minimum standards specified in section 5 for the particular coverage which such contract provides; and unless coverage is available to all eligible employees and their dependents on the basis specified by section 7.

C. 52:14-17.28.  
Commission  
to purchase  
hospital,  
obstetrical,  
medical and  
major medical  
benefits;  
contract  
specifications.

C. 52:14-17.29.  
Contract to  
provide  
2 separate  
coverages;  
limitations  
in contracts;  
rates; term;  
exercising  
option to  
convert policy.

5. (A) The contract or contracts purchased by the commission pursuant to section 4 shall as a minimum provide 2 separate coverages or policies as follows:

- (1) Basic benefits which shall include
  - (a) Hospital benefits, including out-patient,
  - (b) Surgical benefits,
  - (c) In-patient medical benefits, and
  - (d) Obstetrical benefits, in the case of family contracts.

Basic benefits shall be substantially equivalent to those available on a group remittance basis to employees of the State and their dependents under the subscription contracts of the New Jersey "Blue Cross" and "Blue Shield" Plans in effect on the effective date of this act; and

(2) Major medical expense benefits which shall provide benefit payments for reasonable and necessary eligible medical expenses for hospitalization, surgery, medical treatment and other related services and supplies to the extent they are not covered by basic benefits. The commission may, by regulation, determine what types of services and supplies shall be included as "eligible medical services" under the major medical expense benefits coverage as well as those which shall be excluded from or limited under such coverage. Benefit payments for major medical expense benefits shall be equal to a percentage of the reasonable charges for eligible medical services incurred by a covered employee or an employee's covered dependent, during a calendar year as exceed a deductible for such calendar year of \$100.00 subject to the maximums hereinafter provided and to the other terms and conditions authorized by this act. The percentage shall be 80%, except that it shall be 50% in the case of charges for eligible medical services for the treatment of mental or nervous disorders in the out-patient department of a hospital or on an out-of-hospital basis. There shall be a separate de-



ductible for each covered person for each calendar year. Not more than \$7,500.00 shall be paid for major medical expense benefits with respect to any 1 person for any 1 calendar year and not more than \$15,000.00 shall be paid for such benefits with respect to any 1 person for the entire period of such person's coverage under the plan, whether continuous or interrupted, except that the maximums of \$7,500.00 and \$15,000.00 may be reapplied to a covered person. Under the conditions agreed upon by the commission and the carriers as set forth in the contract, the deductible for a calendar year may be satisfied in whole or in part by eligible charges incurred during the last 3 months of the prior calendar year.

(B) Benefits under the contract or contracts purchased as authorized by this act may be subject to such limitations, exclusions, or waiting periods as the commission finds to be necessary or desirable to avoid inequity, unnecessary utilization, duplication of services or benefits otherwise available, including coverage afforded under the laws of the United States, or for other reasons.

(C) The rates charged for any contract purchased under the authority of this act shall reasonably and equitably reflect the cost of the benefits provided based on principles which in the judgment of the commission are actuarially sound. The rates charged shall be determined by the carrier on accepted group rating principles with due regard to the experience, both past and contemplated, under the contract. No increase in rates shall be retroactive.

(D) The initial term of any contract purchased by the commission under the authority of this act shall be for such period, not extending beyond June 30, 1962 to which the commission and the carrier may agree, but permission may be made for automatic renewal in the absence of notice of termination by the State. Subsequent terms for which any contract may be renewed as herein provided shall each be limited to a period not to exceed 1 year.

(E) The contract shall contain a provision that if basic benefits of an employee or of an eligible dependent under the contract, after having been in effect for at least 1 month, is terminated, other than by voluntary cancellation of enrollment, there shall be a 31-day period following the effective date of termination during which such employee or dependent may exercise the option to convert, without evidence of good health, to left-group conversion coverage issued by the carrier on a direct payment basis. Such conversion coverage shall include benefits of the type classified as "basic benefits" in subsection A hereof. The provision shall further stipulate that the employee or dependent exercising the option to convert shall pay the full periodic charges for the left-group coverage which shall be subject to such terms and conditions as are normally prescribed by the carrier for this type of coverage.

C. 52:14-17.30.  
State to pay  
premium;  
enrollment of  
employee's  
dependents.

6. (A) For each covered employee the State, from funds appropriated therefore, shall pay the premium or periodic charges for the benefits provided under the contract in amounts equal to the premium or periodic charges for the benefits provided under such a contract covering the employee alone.

(B) An employee may, on an optional basis, enroll his dependents for coverage under the contract subject to such regulations and conditions as the commission and the carrier may prescribe. The amount of the total premium or periodic charge for such contract in excess of the amount paid by the State under subsection (A) of this section shall be the sole responsibility of the employee who, at the time of such enrollment, shall authorize the State to withhold the amount of such excess, on an advance basis, from his wages or salary. There is hereby created a health benefits fund consisting of all such withholdings from wages or salaries of employees. All such withholdings shall be remitted to such fund. Said fund shall be used to pay the portions of the premiums or periodic charges for

which the employee is responsible under this act. Whenever any dividend or retrospective rate credit is declared or allowed by a carrier under a contract, the commission shall determine, in an equitable manner, the amount thereof attributable to the dependents coverage and shall credit said fund with such amount.

7. The coverage provided solely for employees shall, subject to the provisions below, automatically become effective for all eligible employees from the first day on or after the effective date of the program on which they satisfy the definition of "employee" contained in this act.

C. 52:14-17.31.  
Coverage  
effective;  
rules and  
regulations;  
information  
furnished by  
employee.

The commission shall establish such rules and regulations governing the enrollment and effective dates of coverage of dependents of employees as it deems are necessary or desirable. Under the rules and regulations established by the commission, each employee shall be given the opportunity to enroll for coverage for his dependents as of the earliest date he becomes eligible for such enrollment. An employee may elect to enroll his dependents for basic coverage, or basic coverage and major medical expense coverage, but may not enroll for major medical expense coverage alone.

If, on the date coverage for an employee would become effective, he is not actively at work on full time at his customary place of employment or other location to which his employment requires him to travel, he shall not be covered until he is so actively at work.

Each employee shall furnish the commission, in such form as is prescribed, such information as is necessary on account of his own coverage and as is necessary to enroll his dependents. Any employee not desiring coverage at the time he first becomes eligible, shall give the commission written notice of that fact in such form as the commission may prescribe. Such employee may not enroll thereafter except at such times and under such conditions as the commission may prescribe.

If an employee eligible for coverage has a spouse who is also an employee eligible for coverage, the spouse may elect to forego coverage as an employee and to enroll for both basic benefits and the major medical expense benefits as a dependent, in which event no coverage shall be provided for such spouse as an employee while covered as a dependent. When both husband and wife are covered as employees, only 1 may enroll for their children as dependents.

C. 52:14-17.32.  
Coverage to  
cease; limited  
coverage; after  
coverage; after  
retirement.

8. The basic coverage and the major medical coverage of any employee, and of his dependents, if any, shall cease upon the discontinuance of his term of office or employment or upon cessation of active full-time employment subject to such regulations as may be prescribed by the commission for limited continuance of basic coverage and major medical coverage during disability, part-time employment, leave of absence or lay off, and for continuance of basic coverage after retirement, any such continuance after retirement to be provided on the basis that the total premium or periodic charges therefor is the sole responsibility of the retired employee. The commission may also establish regulations prescribing an extension of coverage when an employee or dependent is totally disabled at termination of coverage.

C. 52:14-17.33.  
Appropriation;  
remittance of  
premium.

9. The Legislature shall annually make appropriations to cover the expense of procuring the benefits contracts and for the other purposes of this act. No obligation of the State shall be incurred under this act except within the limits of available appropriations. Premiums or periodic charges for such contracts payable to carriers from appropriated funds and from the health benefits fund shall be remitted to said carriers at intervals not less frequent than monthly.

10. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 50

AN ACT to permit the city of Vineland in the county of Cumberland to acquire and develop certain lands for industrial purposes.

WHEREAS, The city of Vineland in the county of  
Cumberland has been affected by unemployment;  
and Preamble.

WHEREAS, This unemployment exists in part be-  
cause of the demonstrated inability of private  
resources to encourage sufficiently the develop-  
ment of industry in the city of Vineland which  
would provide the necessary additional employ-  
ment opportunities; and Preamble.

WHEREAS, An area of land in the city of Vineland  
known as the Nuova Napoli tract has remained  
vacant and undeveloped for many years although  
it is particularly suited for industrial use; and Preamble.

WHEREAS, the city of Vineland is willing to pur-  
chase said tract of land to encourage the location  
and promotion of private industry within its  
confines; and Preamble.

WHEREAS, Such actions by the city of Vineland  
would be in the best interests of the people of the  
city; and Preamble.

WHEREAS, pursuant to Article IV, Section VII,  
paragraph 10 of the New Jersey Constitution,  
the governing body of the city of Vineland has  
presented and filed with the Legislature an  
original petition petitioning the Legislature for  
passage of a local law authorizing the purchase  
and development of the tract of land known as  
the Nuova Napoli Tract; therefore, Preamble.

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

Authorized  
to purchase  
Nuova Napoli  
Tract;  
description.

1. The governing body of the city of Vineland, county of Cumberland, is hereby authorized to purchase from the owners thereof the tract of land known as the Nuova Napoli Tract and more particularly described as follows:

Beginning at a point in the center of Weymouth Road at its intersection with the extended westerly line of Carducci Avenue, as shown on the plan of Joseph Scalona's subdivision, known as Nuova Napoli, thence

(1) Along the westerly line of said Carducci Avenue, and the reserved land of Joseph and Eleanor S. Vertolli, as described in Deed Book 794, page 274 and recorded in the Cumberland County Clerk's Office at Bridgeton, New Jersey, South 1 degree and 35 minutes West, six hundred (600) feet, more or less to a point in the southerly line of Franklin Avenue, as shown on the said plan, thence

(2) Along said southerly line of Franklin Avenue and the reserved land of said Vertolli, South 88 degrees and 25 minutes East four hundred seventy five (475) feet, more or less to a point in the Westerly line of land of Carmen and Ann Petrongolo, as described in Deed Book 868, page 277, thence

(3) Along said Westerly line South 24 degrees and 45 minutes West, two hundred eighty seven (287) feet, more or less, to the southwesterly corner of said Petrongolo land; thence

(4) Along the southerly line of said Petrongolo land, South sixty four degrees East, six hundred sixty (660) feet, more or less, to a point in the westerly line of land of Joseph and Mary Lacioppa, as described in Deed Book 705, page 212; thence

(5) Along the westerly line of said Lacioppa, South 24 degrees and 6 minutes West, four hundred nine and eighty six hundredths (409.86) feet, more or less, to the southwesterly corner of said Lacioppa land; thence

(6) Along the southerly line of said Lacioppa and in part along the southerly line of land of Lothas L. and Helen Haas, as described in Deed Book 686, page 453 South 65 degrees and 15 minutes East eight hundred sixty nine and fifty two hundredths (689.52) feet, more or less, to the northwesterly corner of the land of Walter R. and Shirley Ann Pedersen, as described in Deed Book 754, page 579; thence

(7) Along the westerly line of said Walter R. and Shirley Ann Pedersen, the westerly line of land of August C. and Evelyn Pedersen, as described in Deed Book 670, page 405, and again along the westerly line of Walter R. and Shirley Ann Pedersen South two degrees and forty five minutes West, fourteen hundred sixty (1460) feet, more or less, to a point, being the southerly corner of the Pedersen land and the southwesterly corner of land of Truels and Freda Knudsen, as described in Deed Book 439, page 513; thence

(8) Along the southerly line of said Knudsen, South 76 degrees East, one thousand sixty four and seventy four hundredths (1064.74) feet, more or less, to the southeasterly corner of the same, being a point in the westerly line of formerly Louis Straus subdivision known as Nuova Napoli Addition, as described in Deed Book 287, page 605; thence

(9) Along said Nuova Napoli Addition; due South one hundred forty five and seventy six (145.76) feet, more or less, to a corner; thence

(10) Still along the same, South 43 degrees and 45 minutes West, three hundred ninety six (396) feet, more or less, to a corner; thence

(11) Still along the same, South forty two degrees West, three hundred ninety six (396) feet, more or less, to a corner; thence

(12) Still along the same, South nine degrees and forty five minutes East, five hundred eighty seven and four tenths (587.4) feet, more or less, to the southwesterly corner of said Nuova Napoli Addition; thence

(13) Still along the same, North 80 degrees and 15 minutes East, twelve hundred fifty four (1254) feet, more or less, to the southeasterly corner of said Nuova Napoli Addition, being a point in the westerly line of land of Helen Rosenberg, as described in Deed Book 913, page 541; thence

(14) Along the said Rosenberg westerly line and in part along the westerly line of land of Gerald and Geraldine Watson as described in Deed Book 812, page 457, South 13 degrees 30 minutes East, one hundred twenty two and forty four hundredths (122.44) feet, more or less, to the northeasterly corner of land of the Atlantic City Electric Company, as described in Deed Book 863, page 37; thence

(15) Along the northerly line of said Atlantic City Electric Company land, said line being the southerly side of Petrarca Avenue, as shown on the plan of Nuova Napoli, South 83 degrees 52 minutes 36 seconds West, twelve hundred twenty eight and thirty eight hundredths (1228.38) feet to southeasterly corner of said Petrarca Avenue and Giordano Bruno Avenue, as shown in said plan, being also the northwesterly corner of the Atlantic City Electric Company land; thence

(16) Along the westerly line of the same, it being the easterly line of Giordano Bruno Avenue, South 6 degrees 7 minutes 24 seconds East fifteen hundred twenty five (1525) feet to the southwesterly corner of the Atlantic City Electric Company land, being a point in the northerly line of land of Jesse and Jean Hucknell, as described in Deed Book 770, page 471; thence

(17) Along the northerly line of said Hucknell, South 73 degrees West, two hundred (200) feet, more or less, to the northwesterly corner of Hucknell's land; thence

(18) Still along the same, South 5 degrees and 30 minutes East, forty nine and five tenths (49.5) feet, more or less, to the northeasterly corner of land of Ernst and Katharina Lampe and Carl Heinz



Lampe, as described in Deed Book 620, page 109; thence

(19) Along the northerly line of said Lampe, South 84 degrees and 30 minutes West, six hundred seventy nine and eight tenths (679.8) feet, more or less, to a corner; thence

(20) Still along the same, South 73 degrees and 30 minutes West, five hundred twenty eight (528) feet, more or less, to a corner; thence

(21) Still along the same, North forty eight degrees West, four hundred ninety five (495) feet, more or less, to a corner; thence

(22) Still along the same, North eighty eight degrees West, four hundred ninety five (495) feet, more or less, to a corner; thence

(23) Still along Lampe land and along the land of Theodore Ritter, as described in Deed Book 452, page 570, South 66 degrees 15 minutes West, one thousand twenty three (1023) feet, more or less to the northwesterly corner of said Ritter; thence

(24) Still along land of said Ritter, South twenty four degrees East, one hundred fifty five and one tenth (155.1) feet to a corner in the northerly line of said Lampe; thence

(25) Along the Lampe land, South 60 degrees West, twelve hundred eighty seven (1287) feet, more or less, to a corner; thence

(26) Still along the same, South forty five degrees fifteen minutes West, thirteen hundred twenty (1320) feet, more or less, to the most westerly corner of the said Lampe Land; thence

(27) Along the northerly line of an unknown owner, North 86 degrees West, three hundred ninety six (396) feet, more or less, to the center of the Maurice River; thence

(28) Along the center of the Maurice River in a northerly direction, the several courses and distances to its intersection with the extended center line of Volta Avenue, as shown on the plan of Nuova Napoli; thence

(29) Along the center line of said Volta Avenue, said center line being the southerly line of reserved

land of the South Jersey Improvement Company, as described in Deed Book 275, page 85, also the northerly line of land conveyed by the South Jersey Improvement Company to Joseph Scalona, described in Deed Book 399, page 538, South 89 degrees 5 minutes East, nineteen hundred seventy (1970) feet, more or less to a corner in the westerly line of land conveyed by the South Jersey Improvement Company to Joseph Scalona, as described in Deed Book 328, page 624; thence

(30) Along the reserved land of the South Jersey Improvement Company, North 1 degree 35 minutes East nineteen hundred ten (1910) feet, more or less, to the center line of Weymouth Road; thence

(31) Along the center line of said Road, South 63 degrees East, six hundred ninety four and fifty one (694.51) feet, more or less, to the Northwestern corner of land of Arthur and Mary Lou Kruysman, as described in Deed Book 841, page 186; thence

(32) Along Kruysman's westerly line, South one degree and thirty five minutes West, two hundred twenty five (225) feet to the south westerly corner of the same; thence

(33) Along Kruysman's southerly line, South 63 degrees East, one hundred ten and forty one hundredths (110.41) feet to his south easterly corner; thence

(34) Along said Kruysman's easterly line, North 1 degree 35 minutes East, two hundred twenty five (225) feet to the center line of Weymouth Road; thence

(35) Along the centerline of said Weymouth Road, south 63 degrees East, three hundred fifty three and thirty one hundredths (353.31) feet, more or less, to the place of Beginning.

Containing within said bounds seven hundred one (701) acres, more or less.

All courses, distances and acreage are taken from the old conveyances of record and are subject to correction by survey.

2. The consideration for such a purchase shall not exceed the aggregate sum of \$34,500.00 plus any interest thereon and shall be paid by the city of Vineland to the sellers within a period of time not to exceed 3 years from the date of purchase.

Purchase price; payment within 3 years.

3. Land acquired by the city of Vineland pursuant to this act may be used for any public purpose authorized by law or may be sold or leased to any person, partnership, corporation or other business association which will develop and use such lands for industrial purposes.

Use of land.

4. Before leasing or selling said land or any part thereof, said governing body shall have, by resolution duly adopted, declared said lands to be not needed for any public purpose and shall have advertised for proposals and bids for the leasing or selling of said land, in which advertisement there shall have been a brief description of said land, the improvements and type of construction to be made thereon, the industrial uses for which it may be used, the duration of any lease or of the conditions in use placed on any buyer and the other terms and conditions upon which such lease or sale will be made, and in which advertisement shall be fixed the sale price or an annual rental to be paid for the use of such lands for said purposes, as a minimum for the bids, and the time within which such proposals and bids shall be furnished, which advertisement shall be published once a week for 4 weeks in a newspaper of general circulation published and circulated in said city.

Resolution declaring land not needed for public purpose; advertising.

5. Every bidder shall be required to file his bid and proposals within the time so fixed, describing the terms and conditions upon which the same are made, and said governing body may by resolution accept the proposal and bid of the highest bidder submitting a proposal satisfactory to it which complies with the provisions of this act, and may by ordinance authorize the leasing or sale of said lands on the terms set forth in such proposal and bid.

Bidder to file proposal within time limit.

6. This act is a special law enacted upon the petition of the governing body of the city of Vine-

Authority for enactment.

land in the county of Cumberland and State of New Jersey under the authority conferred by paragraph 10 of Section VII in Article IV of the Constitution.

Act effective.

7. This act shall take effect immediately but shall be inoperative until it shall be adopted by ordinance of governing body of the city of Vineland in the county of Cumberland and State of New Jersey.

Approved June 3, 1961.

## CHAPTER 51

AN ACT concerning natural areas, creating a natural areas council and supplementing the "Department of Conservation and Economic Development Act of 1948," approved October 25, 1948 (P. L. 1948, c. 448).

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

C. 13:1B-15.4.  
Terms defined.

1. The following terms wherever used or referred to in this act shall have the following meanings unless a different meaning clearly appears from the context:

(a) "Commissioner" means the Commissioner of the Department of Conservation and Economic Development or his designated representative.

(b) "Council" means the natural areas council established under this act.

(c) "Department" means the Department of Conservation and Economic Development.

(d) "Natural areas" means areas of land or water which have retained their primeval character, although not necessarily completely natural and undisturbed, or having rare or vanishing species of plant and animal life or having similar features of interest which are worthy of preservation for the use of present and future residents of the State.

(e) "Section" means the natural areas section established under this act.

2. The department is hereby vested with the responsibility of acquiring, maintaining and preserving natural areas within the State as a habitat for rare and vanishing species of plant and animal life so that the people of the State may be assured of their right to enjoy the benefits of such areas as places of natural interest and scenic beauty, as a living illustration of the State's original heritage and as a place for scientific study.

C. 13:1B-15.5.  
To acquire,  
maintain and  
preserve  
natural areas.

3. There is hereby created in the department a natural areas section in the Bureau of Parks and Recreation in the Division of Planning and Development, the function of which shall be, under the direction of the commissioner, to administer and enforce the provisions of this act and to perform such other duties as the commissioner may direct or as may be provided by law. The administrative head of the section shall be appointed by the commissioner pursuant to the provisions of Title 11 of the Revised Statutes.

C. 13:1B-15.6.  
Bureau of  
parks and  
recreation  
created;  
functions,  
powers and  
duties.

In addition to other functions, powers and duties vested in it by this and any other law, the department shall, through the natural areas section:

(a) Make periodic State-wide surveys to determine the availability of land that should be preserved as natural areas or as wild life preserves and recommend an over-all program of acquisition.

(b) Recommend the acquisition of specific lands or interests in lands which are suitable for natural areas.

(c) Maintain and operate lands being preserved as natural areas.

(d) Prepare and disseminate literature and other materials to inform the public with respect to New Jersey's natural area program.

(e) Consult with and co-operate with conservation and naturalists groups and organizations in the acquisition and maintenance of natural areas.

C. 13:1B-15.7.  
Natural areas  
council;  
members;  
terms.

4. There shall be within this section a natural areas council which shall consist of 7 members. The administrative head of the section shall serve as a member, ex officio. The other 6 members shall be appointed by the Governor. First appointments shall be made so that 2 members shall serve for terms of 1 year from July 1, 1961; 2 members for terms of 2 years from July 1, 1961; and 2 members for terms of 3 years from July 1, 1961. Subsequent appointments shall be for terms of 3 years. The appointed members of the council shall be either professional naturalists or persons who have a demonstrated interest in the preservation of natural lands and wild life.

The Governor shall fill any vacancy in the appointed membership of the council for the unexpired portion of the term.

The members of the council shall serve without compensation. They may be reimbursed for expenses necessarily incident to their duties. The council shall meet at least once every 6 months and at such other times as the commissioner may determine. A meeting of the council shall be called by the commissioner when requested by 3 members of the council. The administrative head of the section shall serve as secretary of the council.

C. 13:1B-15.8.  
Functions of  
the council.

5. The council shall advise the commissioner in matters relating to the administration of this act and shall co-operate with the section:

(a) In the development of rules and regulations to establish standards for the acquisition, maintenance and operation of lands under the administration of the section; and

(b) In the formation of an over-all program of land acquisition.

C. 13:1B-15.9.  
Acquisition  
of land.

6. Lands acquired by the State pursuant to this act shall be acquired by the commissioner in the name of the State. They may be acquired by gift, purchase or otherwise on such terms and subject to such conditions and restrictions as the commissioner, after consultation with the council, may determine.

7. The section, with the advice of the council, shall prescribe rules and regulations establishing standards for the acquisition, maintenance and operation of lands under its administration. Such rules and regulations shall be approved by the commissioner. C. 13:1B-15.10.  
Rules and regulations.

8. The commissioner may accept grants and gifts of lands, money or other things of value to carry out the purpose of this act and may use such grants and gifts and any sums as may be appropriated from time to time to acquire lands for natural areas and to maintain and operate such lands. The commissioner may expend funds in the State Recreation and Conservation Land Acquisition Fund, should such fund be established by law, to implement the purpose of this act. C. 13:1B-15.11.  
Effectuation of act.

9. Insofar as possible, the section shall make use of the employees of the department in carrying out the provisions of this act. C. 13:1B-15.12.  
To use present employees.

10. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 52

AN ACT concerning the drug manufacturing and wholesale drug businesses, amending section 24:3-1 of the Revised Statutes, supplementing subtitle 1 of Title 24 of the Revised Statutes and making an appropriation therefor.

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

1. No person shall hereafter engage or continue to engage in a drug manufacturing business or a wholesale drug business in this State without first filing a completed registration statement with the department. C. 24:6B-1.  
Registration required.

C. 24:6B-2.  
Form and  
contents of  
registration  
statement.

2. The registration statement shall be signed and verified by the individuals specified in subsection (c) hereof, shall be made on forms prescribed and furnished by the commissioner and shall state such information necessary and proper to the enforcement of this act as the commissioner may require, including:

(a) The name under which the business is conducted.

(b) The address of each location in New Jersey at which the business is to be conducted. If a wholesale drug business is not to be conducted from a location within the State, the statement shall give the name and address of an agent resident in this State on whom process against the registrant may be served.

(c) If the registrant is a proprietorship, the name and address of the proprietor; if a partnership, the names and addresses of all partners; if a corporation, the date and place of incorporation, the names and addresses of the president and secretary thereof and the name and address of the designated registered agent in this State; or if any other type of business association, the names and addresses of the principals of such association.

(d) The names and addresses of those individuals having actual administrative responsibility, which in the case of a proprietorship shall be the managing proprietor; partnership, the managing partners; corporation, the officers and directors; or if any other type of association, those having similar administrative responsibilities.

(e) If the business is to be conducted at more than 1 location in this State, the name and address of the individual in charge of each such location.

(f) A description of the business engaged in and the drug products manufactured for sale or wholesaled.

(g) The name and address of the individual or individuals on whom orders of the commissioner may be served.



3. A registration statement shall be filed prior to February 1 in each calendar year following the calendar year of original registration.

C. 24:6B-3.  
Filing.

4. A fee shall accompany each registration statement. It shall be \$100.00 if the business has less than 2 locations in this State, and \$250.00 if the business has 2 or more locations in this State.

C. 24:6B-4.  
Fee.

5. If any location of a registered business is to be changed, the registrant shall give the department written notice prior to the change of the address of such new location and the name and address of the individual to be in charge thereof. A fee of \$10.00 shall accompany such notification.

C. 24:6B-5.  
Change of  
business  
location.

6. Every room in the premises or place where drugs are manufactured, packaged or stored shall be kept clean and sanitary and shall be properly lighted, drained and ventilated. The walls and floors of such rooms shall be constructed of materials which can be properly cleaned and maintained. The operations carried on therein shall be conducted in a clean and sanitary manner so that the purity of the drugs therein manufactured, packaged or stored shall not be impaired.

C. 24:6B-6.  
Premises to  
be kept in  
sanitary  
condition.

7. Equipment and machinery used in the manufacture of drugs and any vehicles used for the transportation and delivery of such drugs shall be kept in a clean and sanitary condition.

C. 24:6B-7.  
Equipment  
kept in  
sanitary  
condition.

8. Adequate washroom and toilet facilities shall be provided and maintained in the premise or place where drugs are manufactured, packaged or stored and such facilities shall be kept in a clean and sanitary condition.

C. 24:6B-8.  
Wash rooms.

9. Section 24:3-1 of the Revised Statutes is amended to read as follows:

Section  
amended.

24:3-1. The State department and the local board, and any officer or employee thereof, in the performance of any duty imposed by this subtitle, shall have full access to any premises or place, container or conveyance used in the production, preparation, manufacture, packing, storage, transportation, handling, distribution or sale of any food, drug, cosmetic or device, and may inspect

Right of  
entry and  
inspection.

any of the aforesaid premises, places or conveyances to determine if it meets the sanitary requirements set forth in this subtitle, and may examine and open any package or container which is believed to contain any food, drug, cosmetic or device manufactured, sold, exposed for sale or had in possession with intent to sell in violation of any provision of this subtitle and inspect the contents thereof and take therefrom samples for analysis, whether or not the container or package be sealed or locked and whether or not it be in transit.

C. 24:6B-9.  
Examination  
of record to  
determine if  
statute is  
being violated.

10. Whenever an officer or employee of the department finds, or has probable cause to believe, that any drug is adulterated or misbranded, he shall have the right to examine and copy any records listing the ingredients used in the manufacture of such drug and the source of such ingredients and any records concerning the storage or shipment of such drug to determine whether the provisions of this act or of subtitle 1 of Title 24 of the Revised Statutes relating to adulteration or misbranding are being complied with.

C. 24:6B-10.  
Order of  
commissioner  
to correct  
violation;  
contents;  
service.

11. If a registrant shall violate, directly or indirectly through his officers and employees, any of the provisions of this act, or any other provisions of subtitle 1 of Title 24 of the Revised Statutes, the commissioner may order the correction of the violation within such reasonable period of time as the commissioner may prescribe. Such an order shall be in writing, shall state the violation to be corrected, the period of time within which such violation shall be corrected and the individual or individuals who have actual administrative responsibility who shall be responsible for having such correction made. The order shall be delivered in person or by certified mail to an individual designated to receive service of the commissioner's orders.

If the commissioner's order is not complied with within the period specified therein, or within any extension thereof, the commissioner may order the registrant to stop engaging in such business or the

part affected by the order until the order is complied with. If the registrant shall continue such business or part thereof after the commissioner has ordered the registrant to stop, any individual designated responsible in the commissioner's order for correcting the violation shall be a disorderly person.

Any registrant ordered by the commissioner to stop engaging in business or any part thereof may appeal from such order to the Superior Court. Pending a hearing and determination upon the appeal, the court may stay execution of all or part of the commissioner's order.

12. (a) Any person who does not comply with an order of the commissioner within the time specified shall be liable for the first offense for a penalty, to be established by the commissioner, of not less than \$100.00 nor more than \$1,000.00, and for the second and each succeeding offense for a penalty of not less than \$500.00 nor more than \$5,000.00. The penalties herein provided shall be enforced by the department as plaintiff in a summary proceeding in accordance with the penalty enforcement law (N. J. S. 2A:58-1 et seq.).

C. 24:6B-11.  
Penalties.

(b) Any person, who engages or continues to engage in the manufacturing or wholesaling of drugs without having registered with the department as required by this act is guilty of a misdemeanor.

13. For the purposes of this registration act, unless otherwise required by the context:

C. 24:6B-12.  
Terms  
defined.

(a) "Commissioner" means Commissioner of the State Department of Health or his designated representative.

(b) "Department" means the State Department of Health.

(c) "Drugs" means "drugs" and "devices" as defined in section 1, chapter 1, part 24, New Jersey Revised Statutes.

(d) "Person" means a natural person, partnership, corporation or any other business association.

(e) "Registrant" means the person in whose name a drug manufacturing business or wholesale drug business is registered.

(f) "Drug manufacturing business" means the business of creating, making or producing drugs by compounding, growing or other process. This definition shall apply to persons engaged in the drug manufacturing business who do not maintain a manufacturing location in this State but do operate distribution depots or warehouses of such business in this State. This definition shall not apply to licensed pharmacies or to licensed professional individuals such as, but not limited to, pharmacists, physicians, dentists, or veterinarians when engaged in the lawful pursuit of their professions.

(g) "Wholesale drug business" means the business of supplying drugs to persons other than the ultimate consumer. This definition shall not apply to licensed pharmacies or to licensed professional individuals such as, but not limited to, pharmacists, physicians, dentists or veterinarians when engaged in the lawful pursuit of their professions, and shall not apply to a registered drug manufacturing business.

C. 24:6B-13.  
Appropriation.

14. There is hereby appropriated to the department so much of the revenue, not in excess of \$25,000.00, derived from the registration fees as shall be required to administer this act during the fiscal year ending June 30, 1962.

Note:  
Act effective.

15. This act shall take effect immediately, but sections 1 and 12 shall be inoperative until the ninety-first day following the date of enactment.

Approved June 3, 1961.

## CHAPTER 53

AN ACT concerning crimes and supplementing chapter 98 of Title 2A of the New Jersey Statutes.

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

1. Any person who submits a bid, in response to solicitation of sealed bids, to any board, agency, authority, department, commission, public corporation or other body of this State, of this and 1 or more other States, or of 1 or more political subdivisions of this State, on any requirements for public works, goods or services and who, prior to the date of submission of such bid, directly or indirectly knowingly (a) disclosed the amount said person planned to bid to any other person who was eligible to bid and who thereafter did submit a bid on such requirements, or (b) caused or induced, or attempted to cause or induce any other person not to participate in the bidding, is guilty of a misdemeanor.

C. 2A:98-3.  
Disclosing  
amount of  
bid or inducing  
not to bid a  
misdemeanor.

2. A person convicted of a violation of this act shall be sentenced to a fine of not more than \$20,000.00 or not more than 20% of the amount such person bid, whichever is greater, or by imprisonment for not more than 5 years, or both. Except as may otherwise be ordered by the Attorney General as the public need may require, a person so convicted shall be ineligible to submit a bid to any such body for a period of 5 years from the date of conviction, or from the date of release from confinement under sentence for such conviction, whichever is later.

C. 2A:98-4.  
Penalty.

3. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 54

AN ACT to amend the New Jersey Public Market Commission Law, approved May 2, 1960 (P. L. 1960, c. 18).

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

Section  
amended.

1. Section 4 of the act of which this act is amendatory is amended to read as follows:

C. 4:25-4.  
Commission  
created;  
members;  
terms;  
organization;  
quorum;  
location of  
facility; bars  
interest in  
facility by  
members, etc.;  
removal of  
members;  
dissolution of  
commission.

4. (a) There is hereby created the New Jersey Public Market Commission, a public body corporate and politic. The commission is allocated to the Department of Agriculture. The commission shall consist of 5 members known as "commissioners." The Secretary of Agriculture and the Commissioner of Conservation and Economic Development shall be commissioners. The other 3 commissioners, hereinafter sometimes referred to as "term commissioners," shall be appointed by the Governor with the advice and consent of the Senate. The term commissioners first appointed shall be designated to serve for terms respectively expiring on April 30 of the second, fourth and sixth years next ensuing after the year in which this act takes effect. Subsequent appointments of term commissioners shall be made for terms of 6 years. Each term commissioner shall hold office for the term of his appointment and until his successor shall have been appointed and qualified. Vacancies among the term commissioners shall be filled only for the unexpired term. Each term commissioner shall be a resident of this State, and shall have been a qualified elector of this State for at least 1 year next preceding his appointment.

Term commissioners appointed by the Governor shall be selected from a list of nominees submitted by the board of chosen freeholders of the county in which the market facility is to be located. Any

such list submitted by said board shall nominate 2 persons for each appointment then to be made. If the Governor declines to appoint either of the persons nominated for an appointment in any list, said board shall submit a replacement list according to the same procedure. No person shall be nominated in a replacement list if he has been nominated in the original or any preceding replacement list for the same appointment.

(b) The commission, upon the first appointment of its members and thereafter on or after May 1 in each year, shall annually elect from among the commissioners a chairman and a vice-chairman who shall hold office until May 1 next ensuing and until their respective successors shall have been elected and taken office. The commission may appoint and employ an executive director, a secretary, a treasurer and a general counsel and determine their qualifications, terms of office, duties and compensation. The commission may appoint and employ such other agents and employees as it may require and determine their qualifications, terms of office, duties and compensation, subject to the provisions of Title 11 of the Revised Statutes.

(c) The powers of the commission shall be vested in the commissioners in office from time to time and 4 commissioners shall constitute a quorum at any meeting thereof. Action may be taken and motions and resolutions adopted at any meeting of the commission by a vote of 3 of the commissioners unless in any case the by-laws of the commission shall require a larger number. Each commissioner shall be given reasonable notice in advance of any such meeting. The Secretary of Agriculture and the Commissioner of Conservation and Economic Development each may designate an officer or employee of his department to represent him at meetings of the commission, and each such designee may lawfully vote and otherwise act in behalf of the commissioner he represents. Such designation shall be in writing delivered to the commission and

shall continue in effect until revoked or amended by writing delivered to the commission.

In the event that "special commissioners" are appointed pursuant to the provisions of section 25 of this act, 70% of the number of commissioners authorized by this act shall constitute a quorum at any meeting of the commission, and action may be taken and motions and resolutions adopted at any such meeting by vote of a majority of the number of commissioners authorized by this act.

(d) The market facility shall be located at a site selected by the Governor upon recommendation of the Secretary of Agriculture and the Commissioner of Conservation and Economic Development. After receipt of the recommendation aforesaid the Governor shall file a declaration of his selection with the Secretary of State. The selection shall be effective upon the filing of the declaration.

The recommendation and selection shall be made upon the basis of the purposes and policy expressed in this act, and to the particular end that the site selected shall provide a location for the 1 market facility to be established by the commission such that that facility, in the judgment of the Governor, will effectively advance the public interest and policy declared in section 2 hereof.

(e) A commissioner shall not receive compensation for his services, but, upon request, he shall be reimbursed by the commission for his necessary expenses incurred in the discharge of his duties.

(f) No commissioner, officer, agent or employee of the commission shall have or acquire any interest, direct or indirect, in the market facility, or in any property included or planned to be included in the market facility or in any contract or proposed contract for materials or services to be furnished to, or used by the commission. Neither the holding of any office of employment in the government of any county or municipality, or of the State, nor being engaged in any food business or enterprise shall be deemed a disqualifying interest.



(g) Each commissioner may be removed by the Governor for incapacity, inefficiency, neglect of duty, misconduct in office or other disqualifying cause, but only after he shall have been given a copy of the charges against him and afforded a hearing, in person or by counsel, but no sooner than 10 days after receiving a copy of such charges.

(h) The commission may be dissolved by act of the Legislature on condition that (1) either no commissioners of such commission have been appointed or the commission, by resolution, consents to such dissolution, and (2) the commission has no debts or obligations outstanding. Upon the dissolution of the commission the property of the commission shall be vested in the State.

2. Section 25 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

25. For the purpose of aiding the commission in the planning, undertaking, acquisition, construction or operation of all or any part of the market facility the county in which the site of the market facility is located, and any municipality may, pursuant to resolution or ordinance duly adopted by its governing body after notice published in the manner provided for a resolution or ordinance authorizing bonds of such county or municipality pursuant to the aforesaid local bond law and with or without consideration and upon such terms and conditions as may be agreed to by and between any such county or municipality and the commission, unconditionally guaranty to the punctual payment of the principal of and interest on any bonds of the commission. Any guaranty of bonds of the commission made pursuant to this section shall be evidenced by endorsement thereof on such bonds, executed in the name of the county or municipality and on its behalf by such officer thereof as may be designated in the resolution or ordinance authorizing such guaranty, and such county or municipality shall thereupon and thereafter be obligated to pay the principal of and interest on said bonds in the same manner and to the same extent as in the case of

C. 4:25-25.  
Bond  
guarantee.

bonds issued by it. Any such guaranty of bonds of the commission may be made, and any resolution or ordinance authorizing such guaranty may be adopted, notwithstanding any statutory or other debt limitations, including particularly any limitation or requirement under or pursuant to the said local bond law but the principal amount of bonds so guaranteed, shall, after their issuance, be included in the gross debt of such county or municipality for the purpose of determining the indebtedness of such county or municipality under or pursuant to said local bond law. The principal amount of said bonds so guaranteed and included in gross debt shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of said local bond law (a) from and after the time of issuance of said bonds and until the end of the fifth fiscal year beginning next after the completion of acquisition or construction of the project to be financed from the proceeds of such bonds, and (b) in any annual debt statement filed pursuant to said local bond law as of the end of any fiscal year succeeding said fifth fiscal year unless the county or municipality in such succeeding fiscal year shall have been required to make any payment on account of the principal and interest on said guaranteed bonds. The agreement between the commission and a county providing for the guaranty of payment of the principal and interest due on any bonds of the commission (a) may provide for the guaranty by the county of the principal of and interest on bonds issued by the commission at one time or issued in series from time to time during the year in which the agreement is executed or in any subsequent year or years, and (b) may secure the potential indebtedness of the county by providing that in the event that the county by virtue of such guaranty has been required and has paid, on behalf of the commission, the principal of or interest on any such guaranteed bonds, and such amount or amounts shall not be repaid to the county

from funds of the commission or from any appropriation made by the Legislature, or from any other source, the county, by resolution of its governing body, may appoint members of the commission who shall be known as "special commissioners" with the same powers and duties as the commissioners provided for in section 4 of this act, subject to the following conditions: (i) in the event that the county has paid the principal of or the interest on any such bonds and has not been repaid for a period of 2 years following the payment by the county of such principal or interest, the governing body of the county may by resolution appoint 2 such special commissioners; (ii) in the event that the county has paid the principal of or the interest on any such bonds and has not been repaid for a period of 4 years following the payment by the county of such principal or interest, the governing body of the county may by resolution appoint a number of special commissioners such that the total number of special commissioners is 1 greater than the number of commissioners provided for under section 4 of this act; (iii) each special commissioner shall serve until the second anniversary of his appointment or until the amount paid by the county under its guaranty shall be repaid in full, whichever is earlier; (iv) each special commissioner shall be, for at least 1 year preceding his appointment, and during his term shall continue to be, a resident and qualified elector of the county in which the site of the market facility is located and may be an officer or employee of such county; and (v) vacancies among said special commissioners shall be filled only for the unexpired term.

In order to meet the obligation for payment of principal of or interest on any such bonds by virtue of such guaranty, the county is hereby authorized to borrow the funds necessary to meet such obligation and to issue its promissory note or notes therefor, payable within 2 years from the date of such borrowing, to the extent that funds of the county are not otherwise available for such purpose.

The commission shall repay to the county, as soon as practicable, all sums paid by the county by virtue of the aforesaid bond guaranty.

Promptly after each occurrence, the commission shall give written notice to the State Auditor of any default in payment of principal or interest on bonds of the commission and of the payment by the county of any sums by virtue of the county's guaranty. The State Auditor shall thereafter have the right to examine any and all records of the commission, and, within 6 months after any default and at the end of each 6-month period thereafter, the State Auditor shall certify by writing delivered to the Governor and to the commission that there are no funds of the commission available for payment to the county of the commission's obligation to the county.

No special commissioner shall be appointed unless the State Auditor shall have certified that there are no funds of the commission available for such purpose.

Section  
amended.

C. 4:25-27.  
Disposal of  
part or parts  
of market  
facility.

3. Section 27 of the act of which this act is amendatory is amended to read as follows:

27. The commission may dispose of such part or parts of the market facility as may be no longer necessary for the purposes of the commission subject to its contract with the holder of any bonds or with the county or municipality which shall have guaranteed outstanding bonds.

Section  
amended.

C. 4:25-31.  
Property,  
bonds,  
interest on  
bonds and  
leaseholds  
exempt from  
assessment  
or tax.

4. Section 31 of said act is amended to read as follows:

31. The market facility of the commission and all other properties of the commission are hereby declared to be public property of a political subdivision of the State and devoted to an essential public and governmental function and purpose and shall be exempt from all taxes and special assessments of the State or any subdivision thereof. All bonds issued pursuant to this act are hereby declared to be issued by a political subdivision of this State and for an essential public and governmental purpose and to be a public instrumentality and such

bonds, and the interest thereon and the income therefrom, and all facility charges, funds, revenues and other moneys pledged or available to pay or secure the payment of such bonds, or interest thereon, shall at all times be exempt from taxation except for transfer inheritance and estate taxes and taxes on transfers by or in contemplation of death.

Notwithstanding the provisions of the law concerning the taxation of leasehold interest in exempt real estate, contained in chapter 4 of Title 54 of the Revised Statutes, the leasehold estate of any person in and to any part of the market facility and other rights and privileges of any person to possess, occupy and use the market facility and any and all real property therein situated, derived through or under a lease or contract with the commission, shall be exempt from taxation by any municipality or county and by the State and its political subdivisions.

5. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 55

AN ACT to amend "An act to provide for an interstate compact with the State of New York to create a New York-New Jersey Transportation Agency, and prescribing the functions, powers and duties thereof," approved March 12, 1959 (Chapter 13, P. L. 1959) as said title was amended by chapter 24, P. L. 1959.

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

1. Section 4.6 of Article 4 of chapter 13 of P. L. 1959, of the Compact of which this act is amendatory is amended to read as follows:

Section  
amended.

C. 32:22A-22.  
Duration.

4.6 Duration. The transportation agency shall continue in existence until June 30, 1966, but the duration of its existence may be continued for such term or terms thereafter as concurrent legislation may provide.

Note:  
Act operative.

2. This act shall take effect upon the enactment by the State of New York of legislation having an identical effect with this act; and if that State has already enacted such legislation, this act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 56

AN ACT relating to training of policemen prior to permanent appointment; appointments in certain municipal and county law enforcement agencies; establishing a police training commission; and providing an appropriation therefor.

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

C. 52:17B-66.  
Legislative  
findings.

1. The Legislature of New Jersey hereby finds and declares that a serious need for improvement in the administration of local and county law enforcement exists in order to better protect the health, safety and welfare of its citizens; that police work, a basic adjunct of law enforcement administration, is professional in nature, and requires proper educational and clinical training in a State whose population is increasing in relation to its physical area, and in a society where greater reliance on better law enforcement through higher standards of efficiency is of paramount need; that the present need for improvement can be substantially met by the creation of an educational and training program for persons who seek to

become permanent law enforcement officers wherein such persons will be able, while serving in a temporary or probationary capacity prior to permanent appointment to receive efficient training in this profession provided at facilities selected, approved and inspected by a commission created for such purpose; and that by qualifying and becoming proficient in the field of law enforcement such persons shall individually and collectively better insure the health, safety and welfare of the citizens of this State in their respective communities.

2. As used in this act:

“Approved school” shall mean a school approved and authorized by the Police Training Commission to give a police training course as prescribed in this act.

“Commission” shall mean the Police Training Commission or officers or employees thereof acting on its behalf.

“County” shall mean any county which within its jurisdiction has or shall have a law enforcement unit as defined in this act.

“Law enforcement unit” shall mean any police force or organization in a municipality or county which has by statute or ordinance, the responsibility of detecting crime and enforcing the general criminal laws of this State.

“Municipality” shall mean a city of any class, township, borough, village, camp meeting association, or any other type of municipality in this State which, within its jurisdiction, has or shall have a law enforcement unit as defined in this act.

“Permanent appointment” shall mean an appointment having permanent status as a police officer in a law enforcement unit as prescribed by Title 11, Revised Statutes, Civil Service Rules and Regulations, or of any other law of this State, municipal ordinance, or rules and regulations adopted thereunder.

“Police officer” shall mean any employee of a law enforcement unit other than civilian heads thereof, assistant prosecutors and legal assistants,

C. 52:17B-67.  
Terms  
defined.

special investigators in the office of the county prosecutor as defined by statute, persons appointed pursuant to the provisions of R. S. 40:47-19 and persons whose duties do not include any police function.

C. 52:17B-68.  
May authorize attendance at approved school; may require a completed course for appointment.

3. Any municipality may authorize attendance at an approved school by persons holding a probationary or temporary appointment as a police officer, and any municipality may require that no person shall hereafter be given or accept a permanent appointment as a police officer unless such person has successfully completed a police training course at an approved school.

C. 52:17B-69.  
Probationary period; requirement to take training course.

4. Notwithstanding the provisions of Revised Statutes 11:22-6, a probationary or temporary appointment as a police officer may be made for a total period not exceeding 1 year for the purpose of enabling a person seeking permanent appointment to take a police training course as prescribed in this act. No person shall be permitted to take a police training course unless he holds such probationary or temporary appointment, and such appointee shall be entitled to a leave of absence with pay during the period of the police training course.

C. 52:17B-70.  
Police training commission established; members; terms.

5. There is hereby established in the Department of Law and Public Safety a Police Training Commission whose membership shall consist of the following persons:

a. Three citizens of this State who shall be appointed by the Governor with the advice and consent of the Senate, 1 of whom may be the Special Agent in Charge of the State of New Jersey for the Federal Bureau of Investigation or his designee. These members shall serve for a term of 3 years except that of the members first appointed, 1 shall serve for a term of 1 year, 1 shall serve for a term of 2 years and 1 for a term of 3 years.

b. The president or other representative designated in accordance with the by-laws of each of the following organizations: the New Jersey State Association of Chiefs of Police; the New Jersey



State Patrolmen's Benevolent Association, Inc.; and the New Jersey State League of Municipalities.

c. The Attorney General, the Superintendent of State Police, and the Commissioner of Education, who shall serve while holding their respective offices.

6. The commission is vested with the power, responsibility and duty:

C. 52:17B-71.  
Power, respon-  
sibility and  
duty of  
commission.

a. To prescribe standards for the approval and continuation of approval of schools at which police training courses authorized by this act shall be conducted, including but not limited to present existing regional, county, municipal and police chiefs association police training schools;

b. To approve and issue certificates of approval to such schools, to inspect such schools from time to time, and to revoke any approval or certificate issued to such school;

c. To prescribe the curriculum, the minimum courses of study, attendance requirements, equipment and facilities, and standards of operation for such schools;

d. To prescribe minimum qualifications for instructors at such schools and to certify, as qualified, instructors for approved police training schools and to issue appropriate certificates to such instructors;

e. To certify police officers who have satisfactorily completed training programs and to issue appropriate certificates to such police officers;

f. To appoint an executive secretary, to serve at its pleasure, who shall perform general administrative functions, and to fix his compensation;

g. To employ such other persons as may be necessary to carry out the provisions of this act, and to fix their compensation;

h. To make such rules and regulations as may be reasonably necessary or appropriate to accomplish the purposes and objectives of this act;

i. To make a continuous study of police training methods and to consult and accept the co-operation of any recognized Federal or State law enforcement agency or educational institution;

j. To consult and co-operate with universities, colleges and institutes in the State for the development of specialized courses of study for police officers in police science and police administration;

k. To consult and co-operate with other departments and agencies of the State concerned with police training;

l. To perform such other acts as may be necessary or appropriate to carry out its functions and duties as set forth in this act.

C. 52:17B-72.  
Effect of act.

7. Except as expressly provided in this act, nothing herein contained shall be deemed to limit the powers, rights, duties or responsibilities of municipal or county governments, nor to affect provisions of Title 11 of the Revised Statutes.

C. 52:17B-73.  
Organization;  
quorum.

8. The commission, at its initial organization meeting to be held promptly after the appointment and qualification of its members, and thereafter at each annual organization meeting to be held on the first Monday in February, shall select a chairman and vice-chairman from among its members, and shall meet at such other times within the State of New Jersey as it may determine. A majority of the commission shall constitute a quorum for the transaction of any business, the performance of any duty, or for the exercise of any of its powers.

C. 52:17B-74.  
Records kept.

9. The commission shall maintain minutes of its meetings and such other records as it deems necessary.

C. 52:17B-75.  
No salary;  
expenses of  
certain mem-  
bers paid.

10. The members of the commission shall receive no salary but all members designated in subsection c. of section 5 of this act shall be reimbursed for their reasonable expenses lawfully incurred in the performance of their official functions.

C. 52:17B-76.  
Annual report.

11. The commission shall report at least annually to the Governor and the Legislature as to its activities.

C. 52:17B-77.  
Appropriation.

12. There is hereby appropriated the sum of \$25,000.00 to establish and maintain the commission.

13. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 57

AN ACT to amend "An act concerning certain counties and municipalities in relation to contracts for the furnishing of services and facilities, and supplementing Title 40 of the Revised Statutes," approved July 10, 1958 (P. L. 1958, c. 121).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

1. The board of chosen freeholders of any county having a population in excess of 500,000, by resolution, may provide for the entering into a contract by the said county with any municipality located in such county, or with 2 or more such municipalities acting jointly to provide for the furnishing by the county to such municipality or municipalities with any service or facility which the said municipality or municipalities may otherwise lawfully furnish or provide to the inhabitants thereof or to others. The entering into any such contract by the municipality or municipalities shall be authorized by an ordinance or ordinances adopted by the governing body or bodies of said municipality or municipalities.

C. 40:23-6.26.  
Contracts  
authorized.

2. This act shall take effect July 1, 1961.  
Approved June 3, 1961.

Note:  
Act effective.

## CHAPTER 58

AN ACT to amend "An act concerning the judges of certain county district courts, and supplementing chapter 6 of Title 2A of the New Jersey Statutes," approved January 24, 1956 (P. L. 1955, c. 271).

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

Section  
amended.

1. Section 3 of the act of which this act is amendatory is amended to read as follows:

C. 2A:6-14.9.  
Assignment of  
full time  
judge to hold  
county court.

3. In any county having a population of not less than 400,000 inhabitants which is authorized to have not more than 6 county judges, each judge of a county district court in said county who is required to devote his full time to his judicial duties, may be assigned by the assignment judge of the Superior Court of the county to hold temporarily the County Court of said county and, upon any such assignment, the judge of the county district court shall have all the power, authority and jurisdiction of a county judge of the County Court of said county.

2. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 59

AN ACT concerning the existence and compensation of election officials and amending sections 19:6-17, 19:6-24, 19:31-2, 19:32-1 and 19:45-7 of the Revised Statutes.

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

1. Section 19:6-17 of the Revised Statutes is amended to read as follows:

19:6-17. The county board shall consist of 4 persons, who shall be legal voters of the counties for which they are respectively appointed. Two members of such county board shall be members of the political party which at the last preceding general election, held for the election of all of the members of the General Assembly, cast the largest number of votes in this State for members of the General Assembly, and the remaining 2 members of such board shall be members of the political party which at such election cast the next largest number of votes in the State for members of the General Assembly. No person who holds elective public office shall be eligible to serve as a member of the county board during the term of such elective office. The office of member of the county board shall be deemed vacant upon such member becoming a candidate for an office to be voted upon at any primary, general election or special election, except for nomination for or election to membership in any county committee or State committee or for nomination for or election as a delegate at large or alternate delegate at large, or district delegate or alternate district delegate to any national political convention, such candidacy to be determined by the filing of a petition of nomination duly accepted by such member in the manner provided by law.

In all counties of the first class the county board may appoint some suitable person clerk of such

Section  
amended.

Membership;  
political  
affiliations;  
vacancies;  
eligibility;  
clerk; other  
employees;  
civil service  
status;  
compensation.

board, and may also appoint not more than 4 additional office employees, all of whom shall be appointed from the competitive class of civil service. The compensation of the clerk of the county board of elections in counties of the first class shall be not less than \$5,000.00 per annum, nor more than \$8,500.00 per annum; provided, that any increase between the said minimum and maximum shall be effective only upon recommendation of the county board of elections and the approval of the board of chosen freeholders of the county affected. The compensation of such office employees shall be recommended by the county board and approved by the board of chosen freeholders. All persons now employed by the board in the competitive class of civil service shall continue to hold such employment in the competitive class of civil service.

Section  
amended.

2. Section 19:6-24 of the Revised Statutes is amended to read as follows:

Delegation of  
powers and  
duties to clerk.

19:6-24. Wherever under the provisions of this Title any powers or duties are given or conferred upon the county boards in counties of the first class, the county board may, if it so determines, authorize or direct the clerk thereof, if there is a clerk, to perform such duties and exercise such powers under its supervision or in its absence.

The clerk of the county board in counties of the first class, if there is a clerk, shall have full power and authority in the conduct of the business and clerical affairs of the office of the county board, shall conduct the same in an impartial manner, and shall exercise full authority and direction over the employees in the office.

Section  
amended.

3. Section 19:31-2 of the Revised Statutes is amended to read as follows:

Commissioner  
of registration;  
temporary em-  
ployees; rules  
and regula-  
tions; ex-  
penses; powers  
and duties.

19:31-2. In all counties having a superintendent of elections, the superintendent of elections is hereby constituted the commissioner of registration and in all other counties the secretary of the county board is hereby constituted the commissioner of registration.

The commissioner of registration in all counties having a superintendent of elections, and the county board in all other counties, shall have complete charge of the permanent registration of all eligible voters within their respective counties.

The commissioner of registration in counties of the first class having a superintendent of elections and having less than 800,000 inhabitants, and the county board in all other counties, shall have power to appoint temporarily, and the commissioner of registration in counties of the first class having more than 800,000 inhabitants shall have power to appoint on a permanent, or temporary basis, such number of persons, as in his or its judgment may be necessary in order to carry out the provisions of this Title. All persons appointed by the commissioner of registration in counties of the first class having more than 800,000 inhabitants to serve for terms of more than 6 months in any 1 year shall be in the classified service of the civil service and shall be appointed, and hold their positions, in accordance with the provisions of Title 11, Civil Service. Persons appointed by the commissioner of registration in such counties to serve for terms of 6 months or less in any 1 year and persons appointed by the commissioner of registration, or by the county board of elections, in other counties shall not be subject to any of the provisions of Title 11, Civil Service, but shall be in the unclassified service.

The commissioner of registration in counties having a superintendent of elections, and the county board in all other counties, shall provide such printed forms, blanks, supplies and office telephone and transportation equipment and shall prescribe such reasonable rules and regulations as are necessary in the opinion of the commissioner or county board to carry out the provisions of this Title and any amendments or supplements thereto.

All necessary expenses incurred, as and when certified and approved by the commissioner of registration in counties having a superintendent of elections, and by the county board in all other

counties, shall be paid by the county treasurer of the county; provided, however, that all expenses of every nature in the office of the commissioner of registration in counties of the first class, exclusive of county board expenses, shall not exceed the sum of \$295,000.00 per annum commencing with the year 1953 and annually thereafter.

If the commissioner of registration in counties having a superintendent of elections determines that the money which will be available for expenditure by him, as such commissioner, in the year 1953 will be insufficient to enable him to properly carry out the duties imposed upon him, as such commissioner by law, he shall then determine the amount of additional money which will be needed by him for such purpose and file a certificate of both determinations with the clerk of the board of chosen freeholders of such county.

Immediately after the filing of such certificate with the clerk of the board of chosen freeholders, the board of chosen freeholders shall make such additional money, as set forth in said certificate, available to such commissioner for expenditure and if necessary such board of chosen freeholders shall issue its negotiable notes for such purpose.

Such additional money shall be added to all other moneys made available to such commissioner for the year 1953 and shall be as available to such commissioner for expenditure during the year 1953 as if it had been included in his budget appropriation for the year 1953, and if the amount of additional money set forth in any certificate filed pursuant to this act will, when added to all other moneys made available to such commissioner, as such commissioner, for the year 1953 exceed \$295,000.00, the board of chosen freeholders shall not be required under this act to make available to such commissioner, as such commissioner, any money in excess of said total of \$295,000.00.

Nothing in the provisions of subtitle 2 of the Title, Municipalities and Counties (40:16-1 et seq.), shall in anywise be construed to affect, restrict or



abridge the powers herein conferred on the commissioners in counties having a superintendent of elections, and upon the county boards in all other counties.

All powers granted to the commissioner in all counties not having superintendents of elections by the provisions of this Title are hereby conferred on the county board in such counties, and any and all duties conferred upon the commissioner in all counties not having a superintendent of elections by the provisions of this Title shall only be exercised and performed by such commissioner under the instructions and directions of and subject to the approval of the county board of such counties.

4. Section 19:32-1 of the Revised Statutes is amended to read as follows:

Section  
amended.

19:32-1. The office of superintendent of elections in counties of the first class in which such office has previously been established is continued. The offices shall be filled by some suitable persons who shall be nominated by the Governor with the advice and consent of the Senate and who shall hold office for the term of 5 years from the date of appointment and until their successors are appointed and have qualified. Each superintendent shall receive a salary of \$5,000.00 per annum to be paid by the county treasurer. The persons so appointed shall have their offices in the counties for which they are appointed. Vacancies shall be filled in the same manner as original appointments, but shall be for the unexpired term only.

Office con-  
tinued; ap-  
pointment;  
term; salary;  
vacancy.

5. Section 19:45-7 of the Revised Statutes is amended to read as follows:

Section  
amended.

19:45-7. The compensation of the members of the several county boards shall be as follows: In counties having a population exceeding 600,000, not less than \$3,900.00 per annum, nor more than \$5,200.00 per annum; in counties having a population of not more than 600,000 or less than 500,000, not less than \$3,000.00 per annum, nor more than \$4,000.00; in counties having a population of not more than 500,000 or less than 175,000, not less than

Compensation  
of member of  
county boards  
and commis-  
sioner of  
registration.

\$2,600.00 per annum, nor more than \$3,600.00 per annum; in counties having a population of not more than 175,000 or less than 150,000, not less than \$2,400.00 per annum, nor more than \$3,000.00 per annum; in counties having a population of not more than 150,000 or less than 115,000, not less than \$1,800.00 per annum, nor more than \$2,400.00 per annum; in counties having a population of not more than 115,000 or less than 90,000, not less than \$1,500.00 per annum, nor more than \$2,000.00 per annum; in counties having a population of not more than 90,000 or less than 48,000, not less than \$1,350.00 per annum, nor more than \$1,800.00 per annum; in counties having a population of not more than 48,000 not less than \$900.00 per annum, nor more than \$1,200.00 per annum; provided, however, that any increases herein granted shall be effected only upon the approval of the board of chosen freeholders in the county affected.

The compensation fixed and determined under any of the foregoing classifications shall include all services rendered by any county board in conducting all elections, and in connection with any recount or recheck after any such election.

The members of the county board in counties other than counties of the first class and in counties of the first class not having a superintendent of elections who shall be elected as chairman and secretary thereof and who shall perform the duties of chairman and secretary thereof shall each receive an additional compensation of  $\frac{1}{2}$  of the compensation of the individual members of the board.

The commissioner of registration in a county of the first class having a superintendent of elections shall receive not less than \$2,500.00 nor more than \$7,500.00, as shall be determined by the county board of freeholders, for services performed as such commissioner of registration, and the commissioner of registration in a county of the second class having a superintendent of elections shall receive \$1,000.00 per annum for services performed as such commissioner of registration, and for such services

performed by a commissioner of registration in a county not having a superintendent of elections additional compensation shall be paid to such commissioner in an amount equal to 50% of his salary as member and secretary of the county board. In counties of the second class and in counties of the first class not having a superintendent of elections where a member of the county board serves as commissioner of registration, he shall receive no additional compensation for the performance of his duties as such commissioner unless he shall devote his full time to the performance of his duties as member of the county board, secretary thereof, and commissioner of registration. "Full time" as here used means such time as is duly required of employees in the office of the county board.

6. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 60

AN ACT concerning the office of fire marshal and amending section 40:22-16 of the Revised Statutes.

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

1. Section 40:22-16 of the Revised Statutes is amended to read as follows:

40:22-16. In counties of the second, third, fourth and fifth classes, the board of chosen freeholders may by resolution create the office of fire marshal. The office so created in such a county shall continue in being notwithstanding any subsequent change in classification of the county. The fire marshal shall be appointed by the board and shall hold office for

Section  
amended.

May create  
office of fire  
marshal; ap-  
pointment;  
term and  
salary.

1 year, from January 15 of each year, except the first appointee, whose term shall terminate on January 15 following his appointment. The board may fix the annual salary of the fire marshal at not more than \$1,000.00.

2. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 61

AN ACT concerning county penal institutions and amending section 30:8-15 of the Revised Statutes.

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

Section  
amended.

1. Section 30:8-15 of the Revised Statutes is amended to read as follows:

Appointment of  
wardens and  
physicians for  
county penal  
institutions;  
terms.

30:8-15. The board of chosen freeholders of each county of the first class may appoint for a term of 3 years a warden of the penitentiary, a warden of the county jail, a physician for the penitentiary and a physician for the county jail. The terms of office of all such officers now holding office shall expire on January 1, 1946 and thereafter all appointments shall be made for the term of 3 years. All vacancies in said offices caused by death, resignation or otherwise shall be filled by the board of chosen freeholders for the unexpired terms.

2. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 62

AN ACT to amend "An act concerning elections, and supplementing Title 19 of the Revised Statutes," approved March 31, 1945 (P. L. 1945, c. 68).

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

1. Section 1 of the act to which this act is amendatory is amended to read as follows:

Section  
amended.

1. In counties having a population of 700,000 or more where voting machines are used, each municipal clerk shall, on or before the sixth day following the last day for the filing of petitions for the primary election in each year, certify to the county clerk the full and correct names and addresses of all candidates for nomination for public and party office, and the name of the political party of which such persons are candidates, together with their slogan and designation, and the order in which their names were drawn in accordance with the provisions of Title 19 of the Revised Statutes.

C. 19:23-22.1.  
Certification of  
nominees by  
municipal  
clerks to  
county clerks.

2. Section 2 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

2. In counties having a population of 700,000 or more where voting machines are used, the county clerk shall cause to be printed a sufficient number of official primary ballots and official primary sample ballots of each political party, and sufficient stamped envelopes for the mailing of such sample ballots in each election district at the times and in the manner and number as required by the provisions of Title 19 of the Revised Statutes, and shall furnish such official primary sample ballots and envelopes to the municipal clerks on the earliest possible date preceding the primary election.

C. 19:23-22.2.  
Printing  
ballots in  
counties of  
700,000 or  
over using  
voting  
machines.

3. Section 3 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

C. 19:23-22.3.  
Cost of print-  
ing ballots in  
counties of  
700,000 or  
over.

3. In counties having a population of 700,000 or more where voting machines are used, the cost of printing of the official primary election ballots and primary election sample ballots and stamped envelopes shall be paid by the county but the county shall be reimbursed by the municipalities, each municipality paying such amount as shall be apportioned to it by the county clerk based on the proportion of the number of such official primary election ballots and primary election sample ballots and stamped envelopes required for use in such municipality.

4. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 63

AN ACT concerning county assistance for hospitalization and medical care of the poor, and amending sections 44:5-16, 44:5-17 and 44:5-18 of the Revised Statutes.

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

Section  
amended.

1. Section 44:5-16 of the Revised Statutes is amended to read as follows:

Annual appro-  
priation by  
certain  
counties for  
maintenance of  
charitable  
hospitals.

44:5-16. A. Any county having a population less than 800,000 may make annual appropriations not exceeding in the aggregate 1/12 of 1% of the total assessed valuations of real and personal property of the county, or a sum of money not in excess of the amount which might be raised at that rate, in the manner in which other appropriations for county purposes are made, for the maintenance of a charitable hospital or hospitals located in the county, the facilities of which are used by the poor or indigent residents of the county, to an amount

not exceeding the estimated annual deficit in operating expenses of the hospital, which sum, so appropriated, shall be included in the annual tax levy of the county and collected in the same manner and at the same time as other county taxes.

The amount so appropriated when paid over to a charitable hospital shall be used towards the current maintenance and expense of operation thereof. The appropriation may be made for a specifically named hospital or it may be made generally and in such case, the board of freeholders may, by resolution, apportion the amount so appropriated to any such hospital in the manner which in their judgment may be deemed for the best interest of the county, but in no case shall a hospital receive more than the amount of its actual deficit in operating expenses.

The officials and auditors of the county shall have access at all reasonable times to the books and records of a hospital which shall receive the appropriation or part thereof, for the purpose of ascertaining the deficit in operating expenses and the application of the moneys so appropriated or apportioned and the financial needs or requirements of the hospital.

B. Any county having a population less than 800,000 may make annual appropriations, for the medical care, treatment and maintenance of the poor and indigent residents of the county in any charitable hospital or hospitals in a sum not exceeding in the aggregate for all such hospitals,  $\frac{1}{12}$  of 1% of the total assessed valuations of real and personal property of the county, or a sum of money not in excess of the amount which might be raised at that rate in the manner in which other appropriations for the county are made, regardless of whether the hospital or hospitals to which such moneys are paid, shall have an annual deficit in operating expenses of such hospital, which appropriation shall be included in the annual tax levy of the county and collected in the same manner and at the same time as other county taxes.

No such hospital shall receive any payment pursuant to this subsection at a rate in excess of the average cost per patient in any county hospital operated by the county making the payment and provided further that no person shall be considered poor and indigent for the purpose of this subsection unless such status is established to the satisfaction of the board of chosen freeholders of such county.

C. Subsections A and B of this act are mutually exclusive and no hospital shall receive payment under both subsections.

Section  
amended.

2. Section 44:5-17 of the Revised Statutes is amended to read as follows:

Provision by  
certain  
counties for  
maintenance  
indigent  
patients in  
hospitals.

44:5-17. The board of chosen freeholders of a county having a population of 800,000 or more may make provision for the support of resident indigent patients, who cannot be maintained by private means, in a hospital or hospitals located in the county and having 50 or more beds of which 20 or more are open to the public at all times.

Provision for the maintenance and treatment of an individual patient in the hospital shall be made by the county upon the certification by the county physician of the name of the person and upon the approval of the board of chosen freeholders; but the certification shall not be approved unless there is attached thereto a verified bill to the board for that maintenance and treatment, signed by the head officer and chief physician of the hospital and stating that the patient was in need of such maintenance and medical treatment for the time charged for and no longer. The amount to be paid shall not exceed the sum charged in the hospital in which the resident indigent is placed for patients occupying beds in wards open to the public.

Section  
amended.

3. Section 44:5-18 of the Revised Statutes is amended to read as follows:

Annual appro-  
priation for  
purposes of  
section  
44:5-17.

44:5-18. The board of chosen freeholders of a county having a population of 800,000 or more may make for the purposes of section 44:5-17 of this Title an annual appropriation of not more than



\$5,000.00 for each hospital, to pay for the support and maintenance of such persons therein, which sum shall be included in the annual tax levy and collected in the same manner and at the same time as the other county taxes; but that sum or so much thereof as may be unexpended at the end of the fiscal year in the county shall become a part of the sum authorized to be appropriated for the next fiscal year and be deducted from the amount authorized by said section 44:5-17 to be appropriated and collected for the succeeding year.

4. This act shall take effect immediately.

Approved June 3, 1961.

#### CHAPTER 64

AN ACT concerning the office of county supervisor and amending sections 40:21-48, 43:10-10 and 18:15-46 of the Revised Statutes.

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

1. Section 40:21-48 of the Revised Statutes is amended to read as follows:

Section  
amended.

40:21-48. There shall be a chief executive officer in certain counties of the first class to be known as the county supervisor. The office of county supervisor shall continue in being in any county in which the office was in being on June 1, 1961, but the office shall not come into being after that date in any county in which the office was not in being on that date.

County  
supervisor;  
office not to  
be created  
after June 1,  
1961.

2. Section 43:10-10 of the Revised Statutes is amended to read as follows:

Section  
amended.

43:10-10. There shall be in each county of the first class a pension commission of 5 members, consisting of the county supervisor (or the director of the board of freeholders if there be no office of county supervisor in the county), the chief financial

Pension  
commission;  
members;  
terms; annual  
meeting; name.

officer of the county and 2 county employees, who have been nominated and elected at a meeting held by the county employees after 5 days' written notice of the time and place thereof has been given by the county supervisor to all employees of the county. The employees may cast written ballots by proxy. The 2 county employees shall hold office until their successors are elected at a meeting of the employees held on the third Wednesday of the following December. Thereafter 2 county employees shall be elected as members of the pension commission, in the same manner, on the third Wednesday of December every second year, for a term of 2 years commencing January 1 following their election. The fifth member of the commission shall be a citizen of the county who is not a public officeholder in the county or any municipality therein, and shall be selected by the other 4 members of the commission. He shall hold office for the term of 1 year. In case of vacancy for any cause, the commission may fill it until the next election.

The commission shall hold its annual meeting between January 1 and 15 in each year and elect its president, a secretary whose compensation the commission may fix and pay out of the fund, and such other officers as it deems advisable.

The pension commission shall be known as the "county employees pension commission of the county of ....."

Section  
amended.

3. Section 18:15-46 of the Revised Statutes is amended to read as follows:

Board of  
education;  
members;  
terms;  
vacancies.

18:15-46. For each county system of vocational schools established in accordance with this article, there shall be a board of education consisting of the county superintendent of schools and 4 persons to be appointed.

In counties of the first class having the office of county supervisor the 4 appointive members of such board shall be appointed by the county supervisor. In all other counties of the first class, in all counties of the second class, and in counties of the third and fifth classes having populations in excess

of 160,000, the 4 appointive members of the board shall be appointed by the director of the board of chosen freeholders, with the advice and consent of that board. Not more than 2 members appointed in any such county of the second, third, or fifth class shall be members of the same political party, but no changes for adjustment of party representation shall be made in a board except as vacancies occur. In other counties, the 4 appointive members of the board shall be appointed by the judge of the County Court or in counties where there is more than 1 judge by a majority of them.

In making the first appointments to a board, 1 person shall be appointed to serve for 1 year, 1 for 2 years, 1 for 3 years and 1 for 4 years from November 1 next succeeding the date of their respective appointments. The person so appointed shall also serve from the date of their respective appointments until November 1 next ensuing.

Annually during the month of October a member of the board shall be appointed to serve for a term of 4 years, and until the appointment and qualification of his successor, to take the place of the member whose term shall expire on November 1 then next ensuing.

A vacancy in the board caused by the death, resignation or removal of a member shall be reported forthwith by the secretary of the board to the county supervisor, director of the board of chosen freeholders, or the judge or judges, as the case may be, who, within 30 days thereafter, and in the manner herein prescribed for making appointments for a full term, shall appoint a person to fill the vacancy for the unexpired term.

4. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 65

AN ACT concerning the Juvenile and Domestic Relations Courts and amending section 2A:4-4 of the New Jersey Statutes.

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

Section  
amended.

1. Section 2A:4-4 of the New Jersey Statutes is amended to read as follows:

Appointment  
of judges in  
certain  
counties;  
salary; full  
time; assign-  
ment to  
county court  
or district  
court.

2A:4-4. The Governor, with the advice and consent of the Senate,

(1) shall appoint 2 attorneys-at-law in each county having a population exceeding 600,000, and

(2) may appoint 1 attorney-at-law in each county having a population of not less than 305,000 nor more than 370,000, to be the judges or judge of the juvenile and domestic relations court of the county.

The judges' salaries shall be paid by the board of chosen freeholders in such amounts as the board shall determine.

The judges in counties of more than 600,000 inhabitants shall devote their entire time to their judicial duties and shall not engage in the practice of law; except that each judge in office in such a county on the effective date of this act who was not required to devote his entire time to his judicial duties immediately prior to the effectiveness of the 1960 census, shall elect either to continue until the expiration of his term at the same salary as he was then receiving without being required to devote his entire time to his judicial duties, or to devote his entire time to his judicial duties, in which latter case he shall thereafter during the balance of said term devote his entire time to his judicial duties and shall not engage in the practice of law. Any such election shall be evidenced by a notice in writing filed with the Administrative Director of the

Courts and with the board of chosen freeholders of the county.

Each judge of the juvenile and domestic relations court of a county who is required to devote his entire time to his judicial duties may be assigned by the Chief Justice of the Supreme Court to hold temporarily the County Court or county district court of that county and, upon such assignment, shall have all the power, authority and jurisdiction of a judge of the County Court or county district court.

2. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 66

AN ACT to provide for an interstate compact with the State of Delaware to establish "The Delaware River and Bay Authority," defining the purposes, powers and duties thereof, exercising certain powers therein reserved to the State of New Jersey for the establishment and operation of said authority, and providing for the operation of the Delaware Memorial Bridge.

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

1. The State of New Jersey hereby agrees with the State of Delaware, upon enactment by the State of Delaware of legislation having the same effect as this section, to the following compact:

C. 32:11E-1.  
Delaware-  
New Jersey  
compact.

### DELAWARE-NEW JERSEY COMPACT

WHEREAS, The State of Delaware and New Jersey are separated by the Delaware river and bay

which create a natural obstacle to the uninterrupted passage of traffic other than by water and with normal commercial activity between the 2 States thereby hindering the economic growth and development of those areas in both States which border the river and bay; and

WHEREAS, The pressures of existing trends from increasing traffic, growing population and greater industrialization indicate the need for closer co-operation between the 2 States in order to advance the economic development and to improve crossings, transportation, terminal and other facilities of the area; and

WHEREAS, The financing, construction, operation and maintenance of such crossings, transportation, terminal and other facilities of commerce and the over-all planning for future economic development of the area may be best accomplished for the benefit of the 2 States and their citizens, the region and nation, by the cordial co-operation of Delaware and New Jersey by and through a joint or common agency or authority;

NOW THEREFORE, The State of Delaware and the State of New Jersey, do hereby solemnly covenant and agree, each with the other as follows:

## ARTICLE I

### SHORT TITLE

This compact shall be known as the "Delaware-New Jersey Compact."

## ARTICLE II

### DEFINITIONS

"Crossing" means any structure or facility adapted for public use in crossing the Delaware

river or bay between the States, whether by bridge, tunnel, ferry or other device, and by any vehicle or means of transportation of persons or property, as well as all approaches thereto and connecting and service routes and all appurtenances and equipment relating thereto.

“Transportation facility” and “terminal facility” mean any structure or facility other than a crossing as herein defined, adapted for public use within each of the States party hereto in connection with the transportation of persons or property, including railroads, motor vehicles, watercraft, airports and aircraft, docks, wharves, piers, slips, basins, storage places, sheds, warehouses, and every means or vehicle of transportation now or hereafter in use for the transportation of persons and property or the storage, handling or loading of property, as well as all appurtenances and equipment related thereto.

“Appurtenances” and “equipment” mean all works, buildings, structures, devices, appliances and supplies, as well as every kind of mechanism, arrangement, object or substance related to and necessary or convenient for the proper construction, equipment, maintenance, improvement and operation of any crossing, transportation facility or terminal facility.

“Project” means any undertaking or program for the acquisition or creation of any crossing, transportation facility or terminal facility, or any part thereof, as well as for the operation, maintenance and improvement thereof.

“Tunnel” means a tunnel of 1 or more tubes.

“Governor” means any person authorized by the Constitution and law of each State to exercise the functions, powers and duties of that office.

“Authority” means the authority created by this compact or any agency successor thereto.

The singular whenever used herein shall include the plural, and the plural shall include the singular.

## ARTICLE III

## FAITHFUL CO-OPERATION

They agree to and pledge, each to the other, faithful co-operation in the effectuation of this compact and any future amendment or supplement thereto, and of any legislation expressly in implementation thereof hereafter enacted, and in the planning, development, financing, construction, operation, maintenance and improvement of all projects entrusted to the authority created by this compact.

## ARTICLE IV

## ESTABLISHMENT OF AGENCY; PURPOSES

The 2 States agree that there shall be created and they do hereby create a body politic, to be known as "The Delaware River and Bay Authority" (for brevity hereinafter referred to as the "authority"), which shall constitute an agency of government of the State of Delaware and the State of New Jersey for the following general public purposes, and which shall be deemed to be exercising essential government functions in effectuating such purposes, to wit:

(a) The planning, financing, development, construction, purchase, lease, maintenance, improvement and operation of crossings between the States of Delaware and New Jersey across the Delaware river or bay at any location south of the boundary line between the State of Delaware and the Commonwealth of Pennsylvania as extended across the Delaware river to the New Jersey shore of said river, together with such approaches or connections thereto as in the judgment of the authority are required to make adequate and efficient connections between such crossings and any public high-



way or other routes in the State of Delaware or in the State of New Jersey; and

(b) The planning, financing, development, construction, purchase, lease, maintenance, improvement and operation of any transportation or terminal facility within those areas of both States which border on or are adjacent to the Delaware river or bay south of the aforesaid line and which in the judgment of the States is required for the sound economic development of the area; and

(c) The performance of such other functions as may be hereafter entrusted to the authority by concurrent legislation expressly in implementation hereof.

The authority shall not undertake any project or part thereof, other than a crossing, without having first secured approval thereof by concurrent legislation of the 2 States expressly in implementation hereof.

## ARTICLE V

### COMMISSIONERS

The authority shall consist of 10 commissioners, 5 of whom shall be residents of and qualified to vote in, and shall be appointed from, the State of Delaware, and 5 of whom shall be residents of and qualified to vote in, and shall be appointed from, the State of New Jersey; not more than 3 of the commissioners of each State shall be of the same political party; the commissioners for each State shall be appointed in the manner fixed and determined from time to time by the law of each State respectively. Each commissioner shall hold office for a term of 5 years, and until his successor shall have been appointed and qualified, but the terms of the first commissioners shall be so designated that the term of 1 commissioner from each State shall expire each year. All terms shall run to July 1. Any vacancy, however created, shall be filled for

the unexpired term only. Any commissioner may be suspended or removed from office as provided by law of the State from which he shall be appointed.

Commissioners shall be entitled to reimbursement for necessary expenses to be paid only from revenues of the authority and may not receive any other compensation for services to the authority except such as may from time to time be authorized from such revenues by concurrent legislation.

## ARTICLE VI

### BOARD ACTION

The commissioners shall have charge of the authority's property and affairs and shall, for the purpose of doing business, constitute a board; but no action of the commissioners shall be binding or effective unless taken at a meeting at which at least 3 commissioners from each State are present, and unless at least 3 commissioners from each State shall vote in favor thereof. The vote of any 1 or more of the commissioners from each State shall be subject to cancellation by the Governor of such State at any time within 10 days (Saturdays, Sundays and public holidays in the particular State excepted) after receipt at the Governor's office of a certified copy of the minutes of the meeting at which such vote was taken. Each State may provide by law for the manner of delivery of such minutes, and for notification of the action thereon.

## ARTICLE VII

### GENERAL POWERS

For the effectuation of its authorized purposes, the authority is hereby granted the following powers:

- a. To have perpetual succession.
- b. To adopt and use an official seal.

c. To elect a chairman and a vice-chairman from among the commissioners. The chairman and vice-chairman shall be elected from different States, and shall each hold office for 2 years. The chairmanship and vice-chairmanship shall be alternated between the 2 States.

d. To adopt by-laws to govern the conduct of its affairs by the board of commissioners, and it may adopt rules and regulations and may make appropriate orders to carry out and discharge its powers, duties and functions, but no by-law, or rule, regulation or order shall take effect until it has been filed with the Secretary of State of each State or in such other manner in each State as may be provided by the law thereof. In the establishment of rules, regulations and orders respecting the use of any crossing, transportation or terminal facility owned or operated by the authority, including approach roads, it shall consult with appropriate officials of both States in order to insure, as far as possible, uniformity of such rules, regulations and orders with the law of both States.

e. To appoint, or employ, such other officers, agents, attorneys, engineers and employees as it may require for the performance of its duties and to fix and determine their qualifications, duties, compensation, pensions, terms of office and all other conditions and terms of employment and retention.

f. To enter into contracts and agreements with either State or with the United States, or with any public body, department, or other agency of either State or of the United States or with any individual, firm or corporation, deemed necessary or advisable for the exercise of its purposes and powers.

g. To accept from any government or governmental department, agency or other public or private body, or from any other source, grants or contributions of money or property as well as loans, advances, guarantees, or other forms of financial assistance which it may use for or in aid of any of its purposes.

h. To acquire (by gift, purchase or condemnation), own, hire, lease, use, operate and dispose of property, whether real, personal or mixed, or of any interest therein, including any rights, franchise and property for any crossing, facility or other project owned by another, and which the authority is authorized to own and operate.

i. To designate as express highways, and control public and private access thereto, all or any approaches to any crossing or other facility of the authority for the purpose of connecting the same with any highway or other route in either State.

j. To borrow money and to evidence such loans by bonds, notes or other obligations, either secured or unsecured, and either in registered or unregistered form, and to fund or refund such evidences of indebtedness, which may be executed with facsimile signatures of such persons as may be designated by the authority and by a facsimile of its corporate seal.

k. To procure and keep in force adequate insurance or otherwise provide for the adequate protection of its property, as well as to indemnify it or its officers, agents or employees against loss or liability with respect to any risk to which it or they may be exposed in carrying out any function hereunder.

l. To grant the use of, by franchise, lease or otherwise, and to make charges for the use of, any crossing, facility or other project or property owned or controlled by it.

m. To exercise the right of eminent domain to acquire any property or interest therein.

n. To determine the exact location, system and character of and all other matters in connection with any and all crossings, transportation or terminal facilities or other projects which it may be authorized to own, construct, establish, effectuate, operate or control.

o. To exercise all other powers not inconsistent with the Constitutions of the 2 States or of the United States, which may be reasonably necessary

or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers, except the power to levy taxes or assessments, and generally to exercise in connection with its property and affairs, and in connection with property within its control, any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs.

#### ARTICLE VIII

##### ADDITIONAL POWERS

For the purpose of effectuating the authorized purposes of the authority, additional powers may be granted to the authority by legislation of either State without the concurrence of the other, and may be exercised within such State, or may be granted to the authority by Congress and exercised by it; but no additional duties or obligations shall be undertaken by the authority under the law of either State or of Congress without authorization by the law of both States.

#### ARTICLE IX

##### EMINENT DOMAIN

If the authority shall find and determine that any property or interest therein is required for a public use because in furtherance of the purposes of the authority, said determination shall not be affected by the fact that such property has theretofore been taken over or is then devoted to a public use, but the public use in the hands or under the control of the authority, shall be deemed superior to the public use for which it has theretofore been taken or to which it is then devoted.

In any condemnation proceeding in connection with the acquisition by the authority of property or

property rights of any character in either State and the right of inspection and immediate entry thereon, through the exercise by it of its power of eminent domain, any existing or future law or rule of court of the State in which such property is located with respect to the condemnation of property for the construction, reconstruction and maintenance of highways therein, shall control. The authority shall have the same power and authority with respect thereto as the State agency named in any such law; provided that nothing herein contained shall be construed as requiring joint or concurrent action by the 2 States with respect to the enactment, repeal or amendment of any law or rule of court on the subject of condemnation under which the authority may proceed by virtue of this article.

If the established grade of any street, avenue, highway or other route shall be changed by reason of the construction by the authority of any work so as to cause loss or injury to any property abutting on such street, avenue, highway or other route, the authority may enter into voluntary agreements with such abutting property owners and pay reasonable compensation for any loss or injury so sustained, whether or not it be compensable as damages under the condemnation law of the State.

The power of the authority to acquire property by condemnation shall be a continuing power, and no exercise thereof shall be deemed to exhaust it.

## ARTICLE X

### REVENUES AND APPLICATION

The authority is hereby authorized to establish, levy and collect such tolls and other charges as it may deem necessary, proper or desirable, in connection with any crossing, transportation or terminal facility or other project which it is or may be authorized at any time to construct, own, oper-

ate or control, and the aggregate of said tolls and charges shall be at least sufficient (1) to meet the combined expenses of operation, maintenance and improvement thereof, (2) to pay the cost of acquisition or construction, including the payment, amortization and retirement of bonds or other securities or obligations assumed, issued or incurred by the authority, together with interest thereon and (3) to provide reserves for such purposes; and the authority is hereby authorized and empowered, subject to prior pledges, if any, to pledge such tolls and other revenues or any part thereof as security for the repayment with interest of any moneys borrowed by it or advanced to it for its authorized purposes and as security for the satisfaction of any other obligations assumed by it in connection with such loans or advances. There shall be allocated to the cost of the acquisition, construction, operation, maintenance and improvement of such facilities and projects, such proportion of the general expenses of the authority as it shall deem properly chargeable thereto.

#### ARTICLE XI

##### COVENANT WITH BONDHOLDERS

The 2 said States covenant and agree with each other and with the holders of any bonds or other securities or obligations of the authority, assumed, issued or incurred by it and as security for which there may be pledged the tolls and revenues or any part thereof of any crossing, transportation or terminal facility or other project, that the 2 said States will not, so long as any of such bonds or other obligations remain outstanding and unpaid, diminish or impair the power of the authority to establish, levy and collect tolls and other charges in connection therewith, and that neither of the 2 said States will, so long as any of such bonds or other obligations remain outstanding and unpaid,

authorize any crossing of the Delaware river or Delaware bay south of the line mentioned in Article IV (a) of this compact, by any person or body other than the authority; unless, in either case, adequate provisions shall be made by law for the protection of those advancing money upon such obligations.

## ARTICLE XII

### SECURITIES LAWFUL INVESTMENTS

The bonds or other securities or obligations which may be issued by the authority pursuant to this compact, or any amendments hereof or supplements hereto, are hereby declared to be negotiable instruments, and are hereby made securities in which all State and municipal officers and bodies of each State, all banks, bankers, trust companies, savings banks, building and loan associations, saving and loan associations, investment companies and other persons carrying on a banking business, all insurance companies, insurance associations and other persons carrying on an insurance business, and all administrators, executors, guardians, trustees and other fiduciaries and all other persons whatsoever who are now or may hereafter be authorized to invest in bonds or other obligations of either State, may properly and legally invest any funds, including capital, belonging to them or within their control; and said obligations are hereby made securities which may properly and legally be deposited with and shall be received by any State or municipal officer or agency of either State for any purpose for which the deposit of bonds or other obligations of such State is now or may hereafter be authorized.

## ARTICLE XIII

### TAX STATUS

The powers and functions exercised by the authority under this compact and any amendments



hereof or supplements hereto are and will be in all respects for the benefit of the people of the States of Delaware and New Jersey, the region and nation, for the increase of their commerce and prosperity and for the enhancement of their general welfare. To this end, the authority shall be regarded as performing essential governmental functions in exercising such powers and functions and in carrying out the provisions of this compact and of any law relating thereto, and shall not be required to pay any taxes or assessments of any character, levied by either State or political subdivision thereof, upon any of the property used by it for such purposes, or any income or revenue therefrom, including any profit from a sale or exchange. The bonds or other securities or obligations issued by the authority, their transfer and the interest paid thereon or income therefrom, including any profit from a sale or exchange, shall at all times be free from taxation by either State or any subdivision thereof.

#### ARTICLE XIV

##### JURISDICTION; USE OF LANDS

Each of the 2 States hereby consents to the use and occupancy by the authority of any lands and property of the authority in such State for the construction, operation, maintenance or improvement of any crossing, transportation or terminal facility or other project which it is or may be authorized at any time to construct, own or operate, including lands lying under water.

#### ARTICLE XV

##### REVIEW AND ENFORCEMENT OF RULES

Judicial proceedings to review any by-law, rule, regulation, order or other action of the authority or to determine the meaning or effect thereof, may

be brought in such court of each State, and pursuant to such law or rules thereof, as a similar proceeding with respect to any agency of such State might be brought.

Each State may provide by law what penalty or penalties shall be imposed for violation of any lawful rule, regulation or order of the authority, and, by law or rule of court, for the manner of enforcing the same.

#### ARTICLE XVI

##### NO PLEDGE OF CREDIT

The authority shall have no power to pledge the credit or to create any debt or liability of the State of Delaware, of the State of New Jersey, or of any other agency or of any political subdivision of said States.

#### ARTICLE XVII

##### LOCAL CO-OPERATION

All municipalities, political subdivisions and every department, agency or public body of each of the States are hereby authorized and empowered to co-operate with, aid and assist the authority in effectuating the provisions of this compact and of any amendment hereof or supplement hereto.

#### ARTICLE XVIII

##### DEPOSITARIES

All banks, bankers, trust companies, savings banks and other persons carrying on a banking business under the laws of either State are authorized to give security for the safekeeping and

prompt payment of moneys of the authority deposited by it with them, in such manner and form as may be required by and may be approved by the authority, which security may consist of a good and sufficient undertaking with such sureties as may be approved by the authority, or may consist of the deposit with the authority or other depositary approved by the authority as collateral of such securities as the authority may approve.

#### ARTICLE XIX

##### AGENCY POLICE

Members of the police force established by the authority, regardless of their residence, shall have in each State, on the crossings, transportation or terminal facilities and other projects and the approaches thereto, owned, operated or controlled by the authority, and at such other places and under such circumstances as the law of each State may provide, all the powers of investigation, detention and arrest conferred by law on peace officers, sheriffs or constables in such State or usually exercised by such officers in each State.

#### ARTICLE XX

##### REPORTS AND AUDITS

The authority shall make annual reports to the Governors and Legislatures of the State of Delaware and the State of New Jersey, setting forth in detail its operations and transactions, and may make such additional reports from time to time to the Governors and Legislatures as it may deem desirable.

It shall, at least annually, cause an independent audit of its fiscal affairs to be made and shall furnish a copy of such audit report together with

such additional information or data with respect to its affairs as it may deem desirable to the Governors and Legislatures of each State.

It shall furnish such information or data with respect to its affairs as may be requested by the Governor or Legislature of each State.

## ARTICLE XXI

### BOUNDARIES UNAFFECTED

The existing territorial or boundary lines of the States, or the jurisdiction of the 2 States established by said boundary lines, shall not be changed hereby.

C. 32:11E-2.  
Appointment  
of commis-  
sioners.

2. The commissioners for the State of New Jersey, provided for in Article V of the compact set out in section 1 hereof, shall be appointed by the Governor with the advice and consent of the Senate, and 3 of the 5 commissioners shall, at the time of their appointment, be residents of the area embraced by the counties of Salem, Cumberland and Cape May. Immediately upon enactment of this act, the Governor may so appoint the first commissioners for the State of New Jersey, notwithstanding that the said compact may not have yet taken effect. The persons nominated by him to serve as the first commissioners shall be authorized to sign duplicate originals of said compact on the part of the State of New Jersey and to apply to Congress for such consent thereto as may be required by law, although they may not then have been confirmed or have taken their oath of office.

C. 32:11E-3.  
Compact  
to become  
effective;  
commissioners  
to take office;  
terms.

3. If the consent of Congress to the making of said compact shall be given on or before July 1, 1961, the said compact shall take effect on July 1, 1961; but if such consent shall be given after July 1, 1961, then the said compact shall take effect on the date of such consent. The first commissioners for New Jersey may take office on or after the date on which the said compact takes effect, but the designation of their terms so that the term of 1 such

commissioner shall expire each year shall be computed from July 1, 1961, notwithstanding that the compact may not become effective until a later date.

4. Each commissioner for the State of New Jersey shall be deemed a State officer and subject to investigation, inquiry and removal upon the same grounds and procedures as may be provided by the law of this State in the case of an officer or employee who receives his compensation from the State of New Jersey.

C. 32:11E-4.  
Commissioners to be officers of State; removal.

5. No commissioner for the State of New Jersey shall receive any compensation for his services to the authority, either from the revenues of the authority or otherwise, but shall be entitled to reimbursement of necessary expenses out of revenues, as provided in said compact.

C. 32:11E-5.  
No compensation; expenses paid.

6. As soon as possible after the taking of any action by the commissioners of the authority, they shall cause the minutes thereof to be prepared in writing and shall cause 3 copies thereof, duly certified as true copies by the secretary, to be delivered to the Governor, either by handling the same personally to him or to some person in charge of his offices, or by mailing the same to him at his offices by certified mail, return receipt requested. They shall also cause 1 copy thereof to be similarly delivered to the Secretary of State. In the event that the Governor shall act to cancel the vote of any 1 or more of the commissioners for the State of New Jersey, he shall sign a statement of cancellation, identifying the vote so canceled by reference to the minutes where said vote appears, on or before the termination of the time provided for such action by Article VI of said compact, and the said vote shall thereupon be deemed to be canceled. At any time prior to the expiration of the time provided by said compact for such cancellation, the Governor may sign a statement of approval of any such vote, in which case the vote so approved shall not thereafter be canceled. Upon the signing of a statement of cancellation or approval, the Governor

C. 32:11E-6.  
Minutes prepared; copies sent to Governor and Secretary of State; statement of cancellation of vote by Governor; approval.

shall cause a true copy thereof to be delivered to the secretary of the authority by having the same handed to him personally or by mailing the same to him by certified mail, return receipt requested, and shall also cause a true copy thereof to be affixed to the copies of said minutes in his possession and to the copy in the possession of the Secretary of State.

Except as provided in the act, no action taken at any meeting of The Delaware River and Bay Authority by any commissioner appointed from the State of New Jersey shall have any force or effect until the expiration of the period herein provided without cancellation by the Governor, or until his approval, whichever first occurs.

C. 32:11E-7.  
Annual audit;  
copies filed.

7. The authority shall furnish for each year an independent audit of its fiscal affairs, in which items of current and capital nature shall be separately set forth, and shall cause 1 copy of the report on such audit to be delivered to the State Auditor and 3 copies to be delivered to the Governor.

C. 32:11E-8.  
Authority  
agent of the  
States of  
Delaware and  
New Jersey.

8. The authority shall, from and after the effective date of this act be the agent of the States of Delaware and New Jersey in connection with the construction, operation, maintenance, improvement and control of the said bridge which was constructed pursuant to legislation enacted in said States, being 45 laws of Delaware, chapters 274, 275 and 334, and P. L. 1946, chapter 18 of the laws of New Jersey, and commonly known as "The Delaware Memorial Bridge."

C. 32:11E-9.  
Authority  
deemed  
successor.

9. Subject to the rights of the holders of bonds heretofore or hereafter issued, as set forth in any applicable statute, resolution, indenture or other instrument, said authority, as agent for said bridge, shall be deemed the successor, for all purposes touching the said bridge, of the Delaware Interstate Highway Division (successor to the Delaware State Highway Department), and shall thereafter deal with said bridge as a crossing as the same is defined in said compact.

10. Upon first organizing, and to provide for an orderly transition, the authority shall promptly arrange with the Delaware Interstate Highway Division for the preparation of an independent audit and accounting of its assets, liabilities and operations, and for the fixing of a date upon which the books and records of said division shall be closed and from and after which the authority shall undertake operation and control of the said bridge; and it shall at the same time provide for the assumption by it of all outstanding obligations of the said Delaware Interstate Highway Division for the construction, maintenance, improvement and operation of the said bridge and for the acceptance by it of all personnel, maps, books, records, revenues, funds and other assets relating thereto.

C. 32:11E-10.  
Independent  
audit and  
accounting.

11. If any term or provision of this act shall be determined to be in conflict with paramount law, such term or provision shall be enforced and effectuated to the extent that it is not so determined, and shall, in any event, be deemed severable from the remaining terms or provisions hereof.

C. 32:11E-11.  
Provisions  
severable.

12. Sections 2 and 11 of this act shall take effect immediately; and the remaining sections shall take effect upon the enactment by the State of Delaware of legislation for the entering into of the said compact, for the transfer of the operation of the said bridge to the authority, and upon the granting of the consent of Congress thereto and the enactment by the Congress of an amendment of 60 Stat. 533 to eliminate the present requirement for the cessation of tolls for the use of the said bridge upon the payment of bonds presently outstanding; and if such legislation has already been enacted and such consent already given, then this act shall take effect immediately.

C. 32:11E-12.  
Act effective.

Approved June 3, 1961.

## CHAPTER 67

AN ACT concerning the establishment of branch offices of banks and savings banks and supplementing "An act concerning banking and banking institutions (Revision of 1948)," approved April 29, 1948 (P. L. 1948, c. 67).

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

C. 17:9A-23.9.  
Branch office  
on any military  
installation.

1. A bank may, with the approval of the Commissioner of Banking and Insurance, establish and maintain a branch office on any United States Army, Navy, or Air Force installation in this State.

C. 17:9A-23.10.  
Approval of  
commissioner  
after investi-  
gation or  
hearing.

2. Before approving an application to establish a branch office at any Army, Navy, or Air Force installation in this State, the commissioner, after such investigation or hearing, or both, as he shall determine to be advisable, shall be satisfied (1) that the applying bank has complied with all requirements and conditions imposed by the Federal department, agency, or officer having power to authorize or to approve the establishment and maintenance of a branch office of a bank on such installation; and (2) that the conditions under which the bank will operate the branch office will not be inconsistent with the best interest of its depositors and stockholders.

C. 17:9A-23.11.  
May locate in  
another  
municipality.

3. a. A branch office established pursuant to this act may be located in a municipality other than the municipality in which the applying bank maintains its principal office, but no bank shall establish any such branch office outside the county in which it maintains its principal office.

b. No branch office established pursuant to this act shall be removed to a location outside the installation on which it has been established.

c. The principal office of the bank may not be interchanged with any branch office established pursuant to this act.



d. In determining whether a banking institution maintains its principal office or a branch office in a municipality within the meaning of section 19B(3) of the act to which this act is a supplement, a branch office established pursuant to this act shall be disregarded.

e. The right to maintain a branch office established pursuant to this act shall cease and the branch office shall be discontinued when the authority to maintain it under Federal law or regulation ceases.

f. A branch office maintained pursuant to this act shall not be deemed to be a branch as an adjunct of which an auxiliary office may be established.

4. Except as herein otherwise expressly provided, the establishment and maintenance of branch offices on Army, Navy, or Air Force installations shall be subject to all provisions of law otherwise applicable to the establishment and maintenance of branch offices by banks.

C. 17:9A-23.12.  
Subject to applicable laws.

5. As used in this act, "bank" includes banks and savings banks as defined in section 1 of the act to which this act is a supplement.

C. 17:9A-23.13.  
"Bank" defined.

6. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 68

AN ACT to amend "An act concerning banking and banking institutions (Revision of 1948)" approved April 29, 1948 (P. L. 1948, c. 67).

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

1. Section 69 of the act of which this act is amendatory is amended to read as follows:

Section amended.

69. Limitations on mortgage loans.

C. 17:9A-69.

A. No bank shall make a mortgage loan when the total cost of acquisition by the bank of all real

Limitations on mortgage loans.

property owned by it, other than real property held for the purposes specified in subparagraph (a) of paragraph (5) of section 24, and the total of all principal balances owing to the bank on mortgage loans, less all write-offs and reserves with respect to such real property and mortgage loans, together exceed, or by the making of such loan will exceed, 60% of the time deposits of the bank or 100% of the aggregate of its unimpaired capital stock and its surplus, whichever is the greater. For the purposes of this subsection, principal balances owing to the bank on mortgage loans which are subject to the provisions of subsection A of section 68, other than mortgage loans upon 1-family, 2-family, 3-family and 4-family dwellings, the payment of which is fully insured by the Federal Housing Commissioner, shall only to the extent of 66 $\frac{2}{3}$ % of such balances owing to the bank, be included in the total of all principal balances owing to the bank on mortgage loans, and principal balances owing to the bank on mortgage loans upon 1-family, 2-family, 3-family and 4-family dwellings the payment of which is fully insured by the Federal Housing Commissioner shall, only to the extent of 50% of such balances owing to the bank, be included in the total of all principal balances owing to the bank on mortgage loans. This subsection shall not, however, prevent the renewal or extension of the time for payment of a mortgage loan for the amount due thereon at the time of such renewal or extension.

B. Except as in this article otherwise provided, no bank shall, as sole lender or as a colender, make a loan secured by mortgage on real property or by mortgage on a lease of the fee of real property, nor shall any bank purchase the entire interest or a part interest in any such mortgage, if the making of such loan or the purchase of such interest would cause the total of all unpaid balances secured by a mortgage or mortgages held by the bank as sole owner or as co-owner upon such real property or such leasehold, to exceed the limitations imposed

by this article upon the amount of a mortgage loan which may be made upon the security of such real property or such leasehold.

C. The granting of mortgage loans to any person shall be without regard to race, creed, color, national origin or ancestry. The granting of such loans shall be without discrimination of any nature including, but not limited to, interest rates, terms and duration, because of race, creed, color, national origin or ancestry.

D. When a bank makes a mortgage loan the proceeds of which are to be used to pay, in whole or in part, the cost of constructing a farm or residential building on the mortgaged property, and such loan has a maturity of not more than 9 months, the bank may, at its option to be exercised from time to time, treat such loan either as a mortgage loan for all purposes of this article, or as an unsecured commercial loan. If the bank elects to treat such loan as an unsecured commercial loan, the loan shall be subject to all limitations and requirements applicable to unsecured commercial loans otherwise made, and shall also be subject to all the provisions of this article, except that the principal balance owing to the bank on any such loan shall not be included in the total of all principal balances owing to the bank on mortgage loans for the purpose of determining the limitations imposed by subsection A of this section. No bank shall treat any such loan as a commercial loan as in this subsection provided at any time when the principal balances owing to the bank on all such loans so treated exceed 50% of the aggregate of bank's unimpaired capital stock and its surplus, or if the making of any such loan so treated would cause the principal balances owing to the bank on all such loans so treated to exceed 50% of the aggregate of its unimpaired capital stock and its surplus.

2. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 69

AN ACT to amend “An act to amend and supplement the ‘Unsatisfied Claim and Judgment Fund Law,’ approved May 10, 1952 (P. L. 1952, c. 174), and repealing section 26 of said act,” approved March 30, 1955 (P. L. 1955, c. 1).

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

Section  
amended.

C. 39:6-64.1.  
Rules and  
regulations;  
empowered  
to engage  
attorneys to  
enforce claims.

1. Section 18 of the act of which this act is amendatory is amended to read as follows:

18. The board may, from time to time, adopt, amend and enforce all reasonable rules and regulations necessary or desirable in its opinion in connection with its functions, duties and responsibilities in administering this act.

Notwithstanding the provisions of sections 4, 11 and 13 of chapter 20 of the laws of 1944, the board, with the approval of the Attorney General, shall have the power to engage the services of such attorneys and other persons as may be deemed necessary or desirable for the purpose of suing for, enforcing, collecting and taking any other action for the collection of moneys due to the director or treasurer on any right, claim, agreement, judgment, assignment and other obligation arising out of the application of this act. After repayment to the director or treasurer of all sums paid from the fund and all moneys due to the director and treasurer on any 1 claim, agreement, judgment, assignment or other obligation, the director or treasurer may assign to the original claimant, judgment creditor or other person entitled thereto all of the right, title and interest that the director or treasurer has in and to the balance due upon such obligation. Any attorney so engaged shall not be deemed an employee of the board or the State of New Jersey, shall not be subject to the Civil Service laws as

contained in Title 11 of the Revised Statutes of New Jersey and shall not have any right to continued employment in such capacity. The compensation of an attorney so engaged for services so rendered shall be deemed an expense of the board under section 4 of the act and shall be paid out of the moneys recovered on the obligation in connection with which the services were rendered, upon such terms as may be authorized by the board with the approval of the Attorney General.

2. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 70

AN ACT to amend the "Teachers' Pension and Annuity Fund-Social Security Integration Act," approved June 1, 1955 (P. L. 1955, c. 37).

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

1. Section 36 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

36. Should a member, after having completed 20 years of service, be separated voluntarily or involuntarily from the service, before reaching service retirement age, and not by removal for inefficiency, incapacity, conduct unbecoming a teacher or other just cause under the provisions of sections 18:13-16 to 18:13-19 of the Revised Statutes, inclusive, such person may elect to receive, in lieu of the payment provided in section 34:

C.18:13-112.38.  
Vesting.

a. the payments provided for in section 37 of this act, if he so qualified under said section; or

b. a deferred retirement allowance, beginning at age 60, which shall be  $\frac{1}{40}$  of his final compensation for each year of service credited as Class A service

and  $\frac{1}{60}$  of his final compensation for each year of service credited as Class B service, calculated in accordance with section 44 of this act, with optional privileges provided for in section 47 of this act; provided, that such election is communicated by such member to the board of trustees in writing stating at what time subsequent to the execution and filing thereof he desires to be retired; and provided, further, that such member may later elect: (a) to receive the payments provided for in section 37 of this act, if he had qualified under that section at the time of leaving service; or (b) to withdraw his accumulated deductions with interest as provided in section 34. If such member shall die before attaining service retirement age, then his accumulated deductions, plus regular interest after January 1, 1956, shall be paid to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, or if such member shall die after attaining service retirement age and has not withdrawn his accumulated deductions, there shall be paid an amount equal to  $\frac{3}{16}$  of the compensation received by the member in the last year of creditable service to such person, if living, as he shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate.

Section  
amended.

C.18:13-112.55.  
Optional  
death benefits.

2. Section 53 of the act of which this act is amendatory is amended to read as follows:

53. a. Each member who is a member on January 1, 1958 and each person who thereafter becomes a member will be eligible to purchase the additional death benefit coverage hereinafter described, provided that he selects such coverage within 1 year after January 1, 1958 or after the effective date of membership, whichever date is later.

b. The board of trustees shall establish schedules of contributions to be made by the members who elect to purchase the additional death benefit cover-

age. Such contributions shall be so computed that the contributions made by or on behalf of all covered members in the aggregate shall be sufficient to provide for the cost of the benefits established by subsections c and e of this section. Such schedules of contribution shall be subject to adjustment from time to time, by the board of trustees, as the need may appear.

c. Upon the receipt of proper proofs of the death in service of any such member while covered for the additional death benefit coverage there shall be paid to such person, if living, as the member shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, an amount equal to  $1\frac{1}{2}$  times the compensation received by the member in the last year of creditable service or some lesser amount as may be provided by the board of trustees and elected to purchase by the member; provided, that if such death in service shall occur on or after July 1, 1956, and after the member has attained age 70, the amount payable shall equal  $\frac{3}{16}$  of the compensation received by the member in the last year of creditable service instead of  $1\frac{1}{2}$  times such compensation.

d. The board of trustees may also provide, effective as of January 1, 1961, for additional death benefit coverage, as described in subsection e of this section, for former members who are receiving retirement allowances pursuant to the provisions of this act, subject to the provisions hereinafter stated, and the board may terminate such coverage at any time. The additional death benefit coverage to be so provided shall be in accordance with rules as determined by the board from time to time on the basis of dates of retirement or other factors deemed appropriate by it. In no event shall the additional death benefit coverage described in subsection e of this section apply to any former member receiving a retirement allowance unless such member was covered by the additional death

benefits described in subsection c of this section during the member's last month of creditable service, nor shall such coverage apply prior to a member's attainment of age 60. No contributions toward the cost of additional death benefit coverage described in subsection e of this section shall be required of a former member while he is receiving a retirement allowance pursuant to the provisions of this act.

e. Upon receipt of proper proofs of the death of a former member who was covered for the additional death benefit coverage pursuant to subsection d of this section, there shall be paid to such person, if living, as the member shall have nominated by written designation duly executed and filed with the board of trustees, otherwise to the executor or administrator of the member's estate, an amount equal to  $\frac{3}{16}$  of the compensation received by the member in the last year of creditable service.

f. The contributions of a member for the additional death benefit coverage shall be deducted from his compensation, but if there is no compensation from which such contributions may be deducted it shall be the obligation of the member to make such contributions directly to the board of trustees or as directed by the board; provided, however, that no contributions shall be required while a member remains in service after attaining age 70 but that his employer shall be required to pay into the fund on his behalf in such case an amount equal to the contributions otherwise required by the board of trustees in accordance with this section.

g. Any other provisions of this act notwithstanding, the contributions of a member for the additional death benefit coverage under this section shall not be returnable to the member or his beneficiary in any manner, or for any reason whatsoever, nor shall any contributions made for the additional death benefit coverage be included in any annuity payable to any such member or to his beneficiary.



h. A member who has elected to purchase the additional death benefit coverage provided by this section may file with the board of trustees, and alter from time to time during his lifetime, as desired, a duly attested, written, new nomination of the payee of the death benefit provided under this section. Such member may also file and alter from time to time during his lifetime, as desired, a request with the board of trustees directing payment of said benefit in 1 sum or in equal annual installments over a period of years or as a life annuity. Upon the death of such a member, a beneficiary to whom a benefit is payable in 1 sum may elect to receive the amount payable in equal installments over a period of years or as a life annuity.

i. All other provisions of this section notwithstanding, this section and the benefits provided under this section shall not come into effect until a required percentage of the members shall have applied for the additional death benefit coverage under this section. This required percentage shall be fixed by the board of trustees. Any such percentage may be made applicable to male or female members only or to other groupings as determined by the board of trustees. Applications for such additional death benefit coverage shall be submitted to the secretary of the board of trustees in such manner and upon such forms as the board of trustees shall provide.

j. Any person becoming a member of the retirement system after benefits provided under this section shall have come into effect, who is, by sex or other characteristic, within the grouping to which the additional death benefit coverage under this section is applicable, for the first year of his membership in the retirement system shall be covered by the additional death benefit coverage provisions of this section with the benefit in the event of death, in the first year of membership only, being based upon contractual salary instead of compensation actually received and shall make

contributions as fixed by the board of trustees during such period. Such member shall have the right to continue to be covered by the benefits of this section and to contribute therefor after his first year of membership has been completed. This subsection shall not apply in the case of such a member who has already attained his sixtieth birthday prior to becoming a member of the retirement system unless he shall furnish satisfactory evidence of insurability at the time of becoming a member.

3. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 71

AN ACT concerning motor vehicles, and amending sections 39:3-24 and 39:3-84 of the Revised Statutes and repealing section 1 of P. L. 1941, c. 31.

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

Section  
amended.

1. Section 39:3-84 of the Revised Statutes is amended to read as follows:

Dimensional  
restrictions;  
outside width;  
height; over-all  
length; red  
flag or light.

39:3-84. No commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State the outside width of which is more than 96 inches or the height of which exceeds 13½ feet, and no commercial motor vehicle, tractor or trailer shall be operated on any highway in this State the extreme over-all length of which exceeds 35 feet either for a 2-axle 4-wheeled vehicle or 35 feet for a 3-axle 6-wheeled vehicle, except that a vehicle exceeding the above limitations may be operated when a special permit so to operate is secured in advance from the director.

In the case of an omnibus the maximum width and length dimensions shall be such as the Board

of Public Utility Commissioners prescribe, but no outside width in excess of 96 inches shall be prescribed with respect to 1 or more highways specified or otherwise described except upon certifications, (1) of the Division of Motor Vehicles in the Department of Law and Public Safety that the proposed width is not unsafe for use on the highways in this State and (2) of the State Highway Department that the proposed width, if in excess of 96 inches, is not in conflict with the requirements of any agency of the United States having jurisdiction over the National System of Interstate and Defense Highways authorized by law. No outside width so prescribed shall be valid if the allowance or use of the same would disqualify the State of New Jersey or any department, agency or governmental subdivision thereof for the purpose of receiving Federal highway funds.

In the case of farm tractors and traction equipment and farm machinery and implements, the maximum width and length shall be such as the Director of the Division of Motor Vehicles shall prescribe by uniform rules and regulations but the operation of such vehicles shall be subject to the provisions of section 39:3-24 of this Title and any such vehicle shall not be operated on any highway which is part of the National System of Interstate and Defense Highways or on any highway which has been designated a freeway or parkway as provided by law.

No commercial motor vehicle drawing or having attached thereto any other such vehicle, nor any combination of vehicles, shall be operated on any highway in this State, except a tractor and semi-trailer combination not in excess of a total over-all length, inclusive of load, of 50 feet and a truck and trailer combination not in excess of a total over-all length, inclusive of load, of 50 feet, and also except a vehicle or a combination of vehicles transporting poles, pilings, structural units or other articles incapable of dismemberment the total over-all length of which, inclusive of load, shall not exceed

70 feet, but the provisions of this paragraph shall not apply to a vehicle nor to any combination of vehicles, operated by a public utility as defined in R. S. 48:2-13 which vehicle or combination of vehicles is used by such public utility in the construction, reconstruction, repair or maintenance of its property or facilities.

Subject to the provisions of section 39:3-82 and the axle weight limitations of this section, no commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State having a combined weight of vehicle and load of more than (a) 30,000 pounds in the case of a 2-axle 4-wheeled vehicle, (b) 40,000 pounds in the case of a 3-axle 6-wheeled vehicle, (c) 60,000 pounds in the case of a tractor and semitrailer combination, and (d) 60,000 pounds in the case of a truck and trailer combination.

The gross weight imposed on the highway by the wheels of any 1 axle of a vehicle shall not exceed 22,400 pounds.

For the purpose of this Title the gross weight imposed on the highway by the wheels of any 1 axle of a vehicle shall be deemed to mean the total load transmitted to the road by all wheels whose centers are included between 2 parallel transverse vertical planes less than 40 inches apart, extending across the full width of the vehicle.

The combined gross weight imposed on the highway by all wheels of all axles whose centers are on or between 2 parallel transverse vertical planes spaced 40 inches, but less than 96 inches apart, extending across the full width of the vehicle, shall not exceed 32,000 pounds.

Every commercial motor vehicle or motor-drawn vehicle used on the public highways carrying loads extending beyond the outside dimensions of the vehicle shall have displayed at the outside extremity of the load a red flag by day, which shall not be less than 18 inches square, and a red light by night, and they shall be so hung as to present a full view to the drivers of approaching vehicles. This red

light shall be in addition to the red light provided for in section 39:3-61 of this Title.

2. Section 39:3-24 of the Revised Statutes is amended to read as follows:

39:3-24. (a) The director shall register farm tractors and traction equipment used for farm operation to travel upon the public highways. The fee for such registration shall be \$3.00 per annum, whether the registration is issued for the yearly period or only a portion thereof. Such traction equipment or farm tractors may draw farm machinery and implements while in transit from 1 farm to another without additional registration therefor.

Section amended.

Farm tractors and traction equipment; registration fee; limits time of using public highways.

(b) The director may register motor vehicles, not for hire, used exclusively as farm machinery or farm implements, to travel upon the public highways, from 1 farm, or portion thereof, to another farm, or portion thereof, both owned or managed by the registered owner of the vehicle or vehicles. The fee for such registration shall be \$1.00 per annum, whether the registration is issued for a yearly period or only a portion thereof. Any vehicle so registered and any truck registered pursuant to the provisions of 39:3-25 of this Title may draw not more than 1 vehicle used exclusively on the farm and a vehicle so drawn need not be registered.

(c) Any vehicle registered pursuant to this section shall not be operated on a public highway at any time from sunset to sunrise and shall be operated in accordance with uniform rules and regulations prescribed by the Director of the Division of Motor Vehicles. Such rules and regulations shall specify the coverings that may be used on the wheels of such vehicles, the days, hours and conditions under which such vehicles can be operated, the circumstance under which escort vehicles shall be required, the distance that may be traveled upon the public highways and such other requirements or restrictions as may be necessary to protect the safety of the users of the public highways.

Repealer.

3. Section 1 of P. L. 1941, c. 31, is hereby repealed.

4. This act shall take effect immediately.

Approved June 3, 1961.

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## CHAPTER 72

AN ACT to amend "An act concerning taxation, supplementing chapter 4 of Title 54, revising parts of the statutory law, and repealing sections 54:1-31, 54:1-32 and 54:4-3.16, of the Revised Statutes," approved June 15, 1960 (P. L. 1960, c. 51), as said act was amended and supplemented by chapter 17 of the laws of 1961.

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

Section amended.

1. Section 13 of the act of which this act is amendatory is amended to read as follows:

C. 54:4-9.2.  
Assessment of household personal property; separate tax list and duplicate; fair value; local option.

13. (a) Tangible household personal property and personal effects shall be assessed and taxed for local use unless the governing body of the municipality within which the same is located shall determine, by ordinance, not to tax the same, in which event such property shall not be so assessed and taxed so long as the ordinance is in effect. A certified copy of such ordinance shall be filed with the Division of Taxation in the Department of the Treasury, and with the county board of taxation. Such property shall be assessed according to the fair value thereof, and the assessment shall be expressed at that percentage of such fair value as is established pursuant to law as the percentage level for the taxation of real property within the county in which the municipality is located. Such property shall be taxed at the general tax rate of

the taxing district for the year preceding the year in which the tax is payable. The valuations of such property shall not be included in computing the "apportionment valuation" to be determined under R. S. 54:4-49 or in computing the "equalized valuation" to be determined under section 2, chapter 86 of the laws of 1954, and the revenue from such taxation shall be treated as anticipated revenue from sources other than the general taxation of property. The taxable valuations of tangible household personal property and personal effects determined under this section shall be reported by the assessor of each taxing district on a separate tax list and duplicate which shall be filed with the county board of taxation on or before January 10 in each year.

(b) The fair value of tangible household personal property taxable pursuant to law shall be the value thereof for each household if offered for sale as a single lot. The owner of such property may file proofs with the assessor to assist in the determination of such fair value. In the absence of such proof, or of other proof, the assessor may assess the same by estimating the fair value thereof in terms of an average value per room, taking into account the size of the household, the general economic level of the neighborhood in which it is located, and such other relevant factors as will assist him in arriving at a fair, equitable and practicable valuation; but any such assessment shall be made according to standards and practices set forth in uniform rules and regulations promulgated by the Director of the Division of Taxation.

2. Section 38 of the act of which this act is amendatory is amended to read as follows:

38. Section 13 of this act shall apply to taxes on tangible household personal property and personal effects due and payable in the year 1962 and thereafter, and the remainder of this act shall apply to real and personal property taxes due and payable in the year 1963 and thereafter, and shall not affect the obligation, lien, or duty to pay any taxes,

Section  
amended.  
C. 54:4-2.34.

Act effective;  
existing  
obligations  
not affected.

interest or penalties which have accrued or may accrue by virtue of any assessment made or which may be made with respect to taxes levied for any year prior to the year 1963, nor shall this act affect the legal authority to assess and collect taxes which may be or have been due and payable prior to January 1, 1963, together with such interest and penalties as would have accrued thereon under any provision of law amended or repealed hereby; nor shall this act invalidate any assessments or affect any proceeding for the enforcement thereof pending upon the effective date of this act or upon January 1, 1963, or during the period between said dates.

3. This act shall take effect immediately.

Approved June 3, 1961.



## CHAPTER 73

AN ACT to amend the title of "An act authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of \$30,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election," approved December 28, 1960 (P. L. 1960, c. 156), so that the same shall read "An act authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of \$40,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election," and to amend the body of said act.

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

1. The title of "An act authorizing the creation of a debt of the State of New Jersey by issuance

Title amended.

	<p>of bonds of the State in the sum of \$30,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election," approved December 28, 1960, is amended to read "An act authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of \$40,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election."</p>
New title.	
Section amended.	<p>2. Section 2 of the act of which this act is amendatory is amended to read as follows:</p>
Bonds authorized.	<p>2. Bonds of the State of New Jersey in the sum of \$40,000,000.00 are hereby authorized for State institutional buildings, their construction, reconstruction, development, extension, improvement, equipment and facilities; for health and welfare uses, as follows: for the construction, reconstruction, development, extension, improvement and equipment of State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutions and the appurtenances thereto, and for acquisition of land for said purposes, if necessary.</p> <p>Such construction, reconstruction, development, extension and improvement, and such acquisition of equipment and facilities, shall proceed pursuant to appropriations provided by law.</p>

3. Section 10 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

10. Said bonds shall be issued and sold at such price not less than the par value thereof and accrued interest thereon, and under such terms, conditions, and regulations as the issuing officials may prescribe, after notice of said sale, published at least 3 times in at least 3 newspapers published in the State of New Jersey, and at least once in a publication carrying municipal bond notices and devoted primarily to financial news, published in the city of New York or in New Jersey, the first notice to be at least 7 days prior to the day of bidding. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection or of failure to receive any acceptable bid, the issuing officials are authorized to sell said bonds at private sale at any time within 60 days from the date of such advertised sale, upon terms not less favorable to the State than the terms offered by any rejected bid. The issuing officials may sell all or part of the bonds of any series as issued to any State fund or to the Federal Government or any agency thereof, at private sale, without advertisement.

Sale.

4. Section 20 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

20. For the purpose of complying with the provisions of the State Constitution this act shall, at the general election to be held in the month of November, 1961, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect, and at least 15 days prior to the said election, to cause this act to be published in at least 10 newspapers published in the State and shall notify the clerk of each county of this State of the passage of this act, and the said clerks respectively shall cause to be printed on each of the said ballots, the following:

Referendum;  
notice; voting  
instructions;  
questions;  
canvass;  
certification  
of results.

If you approve the act entitled below, make a cross X, plus +, or check V mark in the square opposite the word "Yes."

If you disapprove the act entitled below, make a cross X, plus +, or check V mark in the square opposite the word "No."

If voting machines are used, a vote of "Yes" or "No" shall be equivalent to such markings respectively.

		INSTITUTIONAL BOND ISSUE
	Yes.	Shall the act entitled "An act authorizing the creation of a debt of the State of New Jersey by issuance of bonds of the State in the sum of \$40,000,000.00 for State mental, charitable, hospital, relief, training, correctional, reformatory and penal institutional buildings, their construction, reconstruction, development, extension, improvement, equipment, and facilities, for health and welfare uses; providing the ways and means to pay the interest of said debt and also to pay and discharge the principal thereof, and providing for the submission of this act to the people at a general election," be approved?
	No.	

The fact and date of the approval or passage of this act, as the case may be, may be inserted in the appropriate place after the title in said ballot. No other requirements of law of any kind or character as to notice or procedure except as herein provided need be adhered to.

The said votes so cast for and against the approval of this act, by ballot or voting machine, shall be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the approval or disapproval of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such an election in favor of the approval of this act, then all the provisions of this act shall take effect forthwith.

5. This act shall take effect immediately.

Approved June 3, 1961.

## CHAPTER 74

A SUPPLEMENT to an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1961, and regulating the disbursement thereof," approved June 14, 1960 (P. L. 1960, c. 46).

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

1. The following sums are hereby appropriated out of the General Treasury, or such other sources of funds specifically indicated, for the purposes hereinafter specified:

## GENERAL STATE OPERATIONS

## EXECUTIVE

*Department of Law and Public Safety**140-100. Division of Motor Vehicles*

So much as may be necessary of the revenues derived from fees charged by the Division of Motor Vehicles for furnishing driver record abstracts under the Safe Driver Insurance Plan filed with the Commissioner of Banking and Insurance under the provisions of P. L. 1944, c. 27, Sec. 14, are hereby appropriated, subject to allotment by the Director of the Division of Budget and Accounting and approval by the Legislative Budget and Finance Director.

*State Highway Department*610-100. *General*

Notwithstanding any other provision of law, so much as may be necessary of the sum appropriated in this act for construction of the State highway system as may be required for extraordinary snow removal and extraordinary highway maintenance shall be available for transfer for such purposes, subject to allotment by the Director of the Division of Budget and Accounting and approval by the Legislative Budget and Finance Director.

## STATE AID

*Department of Institutions and Agencies*715-103. *General Assistance*

Supplemental requirement for fiscal year 1959-60 .....	\$68,600 00
Supplemental requirement for fiscal year 1960-61 .....	210,000 00
	<hr/>
	\$278,600 00
	<hr/>

715-105. *Dependent Children Assistance*

Supplemental requirement for fiscal year 1960-61 .....	\$825,000 00
	<hr/>

871-100. *The Judiciary*

Supplemental requirement for fiscal year 1959-60 pursuant to Chapter 24, P. L. 1960 .....	\$22,000 00
Supplemental requirement for fiscal year 1960-61 pursuant to Chapter 24, P. L. 1960 .....	20,000 00
	<hr/>
	\$42,000 00
	<hr/>

## CLAIMS

*Department of Law and Public Safety*110-100. *Division of Law*

John J. Winberry, 15  
Park Avenue, Rutherford,  
New Jersey, for  
special investigations  
in Middlesex County  
during 1948 ..... \$1,500 00

130-100. *Division of Alcoholic Beverage Control*

James B. Jordan, 544  
Chestnut Avenue,  
Orange, New Jersey,  
for all losses sustained  
as the result of suspen-  
sion from position of  
investigator in this  
division ..... 2,520 92

William Jones, 3 Roa-  
noke Avenue, Newark,  
New Jersey, for all  
losses sustained as the



result of suspension from position of in- vestigator in this divi- sion .....	1,453 20
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*Department of Agriculture*330-100. *General*

Kenneth W. Marron, Branchville, N e w Jersey, for losses sus- tained when airplane employed by this de- partment in gypsy moth spray program sprayed claimant's fish ponds .....	4,160 00
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*Department of Defense*342-100. *National Guard and/or State Guard*

Charles Pierman, Han- cock Street, Route 1, Lambertville, N e w Jersey, for injuries and expenses resulting when a National Guard helicopter c r a s h e d while claimant was ob- serving a rescue squad operation at the Dela- ware River .....	539 50
George Blackwell, 112 North Franklin Street, Lambertville, N e w Jersey, for injuries and expenses resulting when a National Guard	

helicopter crashed  
while claimant was ob-  
serving a rescue squad  
operation at the Dela-  
ware River ..... 484 00

*Department of Conservation and Economic  
Development*

*451-400. Division of Fish and Game—Public  
Shooting and Fishing Grounds*

Maurice River Town-  
ship, for loss of tax  
revenue from lands ac-  
quired by the Division  
of Fish and Game, to  
be paid from the  
Public Shooting and  
Fishing Grounds  
Fund, \$4,968.99.

Sandyston Township,  
Layton, New Jersey,  
for loss of tax revenue  
for lands acquired by  
the Division of Fish  
and Game, to be paid  
from the Public Shoot-  
ing and Fishing  
Grounds Fund,  
\$1,500.00.

Lower Alloways Creek  
Township, for loss of  
tax revenue for lands  
acquired by the Divi-  
sion of Fish and Game,  
to be paid from the  
Public Shooting and  
Fishing Grounds  
Fund, \$1,800.00

*Department of Education**580-100. State Aid to Counties, Municipalities and School Districts*

Irene B. Sheppard, 1  
Wyoming Avenue,  
Audubon, New Jersey,  
for loss of wages and  
other losses resulting  
when claimant was not  
reappointed as a help-  
ing teacher by the  
State Board of Educa-  
tion, to be paid from  
funds presently appro-  
priated to this depart-  
ment, \$3,750.00.

*State Highway Department**612-100. Construction of State Highway System*

New Jersey Bell Tele-  
phone Co., 682 Park  
Avenue, East Orange,  
New Jersey, for losses  
resulting when claim-  
ant's conduits were  
damaged during ex-  
ploratory soil borings,  
to be paid from funds  
p r e s e n t l y appro-  
priated to this depart-  
ment, \$1,650.00.

811-100. *Palisades Interstate Park Commission*

For loss of tax revenue for local purposes from lands owned by Palisades Interstate Park Commission:	
Borough of Alpine . . . .	\$9,800 00
Borough of Englewood Cliffs . . . . .	14,775 00
Borough of Fort Lee . .	11,425 00
	<hr/>
Total, Palisades Interstate Park Commission . . . . .	\$36,000 00
	<hr/>
Total Claims . . . . .	\$46,657 62
	<hr/>
Grand Total, Supplemental Appropriations . . . . .	\$1,192,257 62
	<hr/>

The appropriations hereinabove made for claims are in full settlement of all claims of every character, and the acceptance of said sums shall constitute a full and complete release and acquittance to the State of New Jersey, its agencies, instrumentalities and employees.

2. This act shall take effect immediately.

Approved June 3, 1961.

Except as to items set forth in the statement appended hereto.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT,  
June 3, 1961. }

## STATEMENT ON SENATE BILL No. 249

Pursuant to Article V, Section I, paragraph 15 of the Constitution, I am appending to Senate Bill No. 249, at the time of signing it, this statement of each item or part thereof to which I object, so that each item or part thereof so objected to shall not take effect.

On page 3:

“110-100. *Division of Law*

John J. Winberry, 15  
Park Avenue, Rutherford, New Jersey, for  
special investigations  
in Middlesex County  
during 1948 ..... \$1,500 00.”

On page 4:

“451-400. *Division of Fish and Game—Public  
Shooting and Fishing Grounds*

Maurice River Township,  
for loss of tax revenue  
from lands acquired by  
the Division of Fish  
and Game, to be paid  
from the Public Shooting  
and Fishing  
Grounds Fund ..... \$2,568 99.”

(The foregoing item is accordingly reduced to  
\$2,400.00.)

On page 4:

“580-100. *State Aid to Counties, Municipalities and School Districts*

Irene B. Sheppard, 1  
Wyoming Avenue,  
Audubon, New Jersey,  
for loss of wages and  
other losses resulting  
when claimant was not  
reappointed as a help-  
ing teacher by the  
State Board of Educa-  
tion, to be paid from  
funds presently appro-  
priated to this depart-  
ment ..... \$3,750.00.”

[SEAL] ROBERT B. MEYNER,  
Attest: Governor.

EDWIN C. LANDIS, JR.,  
*Acting Secretary to the Governor.*

## CHAPTER 75

AN ACT concerning fire districts, and amending  
section 40:151-11 of the Revised Statutes.

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

Section  
amended.

1. Section 40:151-11 of the Revised Statutes is  
amended to read as follows:

Time for  
filing petition.

40:151-11. Such petition shall be filed at least 10  
days before the date of the annual election for  
members of the board of fire commissioners.

2. This act shall take effect immediately.

Approved June 9, 1961.

## CHAPTER 76

AN ACT to amend "An act concerning savings and loan associations and building and loan associations, and revising chapter 12 of Title 17 of the Revised Statutes," approved April 4, 1946 (P. L. 1946, c. 56).

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

1. Section 86 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

86. Examinations by commissioner. Every association shall be subject to the inspection and supervision of the department, and the commissioner shall, either personally or by a person appointed by him, visit and examine every association at least once every 2 years, or oftener if deemed expedient. When deemed advisable, the examiner shall verify the liabilities of the association to its members by an inspection and verification of their accounts. The commissioner shall promptly communicate the result of every examination to the president of the association examined, who shall present the same to the board at the next regular meeting, or a special meeting, if deemed advisable, or if so directed by the commissioner. The action taken thereon by the board shall thereupon be promptly communicated by the president to the commissioner.

C. 17:12A-86.  
Examination  
by commis-  
sioner; report  
confidential.

Every report and copy of a report of examination of an association made by or under the supervision of the commissioner, shall be confidential, and shall not be made public by any officer, director or employee of an association, and shall not be subject to subpoena or to admission into evidence in any action or proceeding in any court, except pursuant to an order of the court made upon notice to the commissioner and after affording the com-

missioner an opportunity to advise the court of reasons for excluding from evidence such report or any portion thereof. The court shall order the issuance of a subpoena for the production or admission into evidence of any such report or portion thereof, only if it is satisfied that (1) it is material and relevant to the issues in the proceedings, and (2) the ends of justice and public advantage will be subserved thereby. This section shall not apply to any action or proceeding instituted by the commissioner or Attorney General pursuant to any law of this State.

2. This act shall take effect immediately.

Approved June 9, 1961.

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## CHAPTER 77

AN ACT concerning motor vehicles and traffic regulation, amending section 39:3-31 and supplementing chapter 3 of Title 39, of the Revised Statutes.

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

C. 39:3-31.1.  
Duplicate  
registration  
certificate;  
fee; use.

1. The Director of the Division of Motor Vehicles, upon presentation of a statement by the holder of an original registration certificate that he requires a duplicate registration certificate for use by members of his family, shall issue a duplicate original registration certificate to the holder of the original registration certificate upon the payment to the director of a fee of \$2.00.

Any such duplicate original registration certificate may be used in the same manner and for the same purpose as the original registration certificate but may be used only by the holder of the original registration certificate or a member of his family.



Any reference to the original registration certificate in the chapter to which this act is supplementary or in Title 39 of the Revised Statutes as amended and supplemented, shall be deemed to include any and all duplicate original registration certificates issued pursuant to this act and, in the event that the holder of the original registration certificate shall be required to surrender the same by virtue of the provisions of any law, he shall also be required to surrender the duplicate original registration certificate if he shall have had such duplicate original registration certificate issued to him. The said director shall make and promulgate such rules and regulations as may be necessary to effectuate the purposes of this act.

2. Section 39:3-31 of the Revised Statutes is amended to read as follows:

Section  
amended.

39:3-31. The commissioner, upon presentation of a statement duly sworn to, stating that the original registration certificate or driver's license has been destroyed, lost or stolen, may, if he is satisfied that the facts as set forth in the statement are substantially true, issue a duplicate registration certificate or driver's license to the original holder thereof, upon the payment to the commissioner of a fee of \$2.00 for each duplicate registration certificate or driver's license so issued.

Duplicate  
registration of  
drivers license  
issued upon  
loss of  
original; fee.

3. This act shall take effect January 1, 1962.

Note:  
Act effective.

Approved June 9, 1961.

## CHAPTER 78

AN ACT to amend "An act concerning the control of brucellosis in live stock, commonly called Bang's disease, repealing sections 4:5-76 to 4:5-93, inclusive, of the Revised Statutes, repealing 'An act concerning the spread of Bang's disease in live stock (which causes undulant fever in the human race), and amending sections 4:5-76, 4:5-77, 4:5-78, 4:5-79, 4:5-80, 4:5-81, 4:5-83, 4:5-84, 4:5-85, 4:5-87, 4:5-88, 4:5-91 and 4:5-92 of the Revised Statutes, repealing section 4:5-90 and supplementing article 3, of chapter 5, of Title 4 of the Revised Statutes, and making an appropriation for such purposes,' approved December 16, 1940 (P. L. 1940, c. 231), supplementing chapter 5 of Title 4 of the Revised Statutes, and making an appropriation for such purposes," approved May 2, 1946 (P. L. 1946, c. 257).

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

Section  
amended.

C. 4:5-93.40.  
Importing  
bovine  
animals;  
exception.

1. Section 20 of the act of which this act is amendatory is amended to read as follows:

20. On and after July 1, 1955, only bovine animals which are negative to a test administered within 30 days prior to entry into New Jersey and which are from a certified brucellosis-free herd or a qualified negative herd in a modified certified brucellosis-free area may be imported into New Jersey, except that animals under the age of 30 months which are accompanied by an official certificate of vaccination may be imported without said test.

Registered bulls, meeting all other requirements except those enumerated above in this section, may be imported into the State under special permit

from the Division of Animal Industry provided they are negative to brucellosis test within 30 days prior to entry into New Jersey, are placed under quarantine and held in isolation for a period of at least 30 days following entry, and are negative to brucellosis test 30 days after entry, after which they may be released from quarantine by the Division of Animal Industry.

2. This act shall take effect immediately.

Approved June 9, 1961.

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## CHAPTER 79

AN ACT concerning the importation of cattle into New Jersey and amending section 4:5-67 of the Revised Statutes.

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

1. Section 4:5-67 of the Revised Statutes is amended to read as follows:

Section  
amended.

4:5-67. Where cattle are imported into the State contrary to this article the department shall immediately place a quarantine on the farm where the imported cattle shall be held at the owner's expense, and no animals nor dairy products shall be moved from such farm, pending the return of such imported cattle to the State of origin on a permit issued by the regulatory official of the State of origin, or until such cattle have been sent to slaughter under written permit from the department.

Cattle illegally  
imported;  
procedure.

2. This act shall take effect immediately.

Approved June 9, 1961.

## CHAPTER 80

AN ACT to authorize the conveyance of certain lands of the State of New Jersey, situate partly in the township of Denville and partly in the township of Parsippany-Troy Hills, Morris county, New Jersey to Jersey Central Power & Light Company, a corporation of the State of New Jersey.

Preamble. WHEREAS, Jersey Central Power & Light Company, a corporation organized and existing under and by virtue of the laws of the State of New Jersey for the purpose of supplying electricity for light, heat and power to the public, and a public utility as defined by R. S. 48:2-13, in order to improve the quality and dependability of its service to the people of New Jersey, is about to construct, operate and maintain a substation in Morris county for the transformation, transmission and distribution of electric energy, and

Preamble. WHEREAS, To construct, operate and maintain such substation it is necessary that Jersey Central Power & Light Company acquire from the State of New Jersey that certain tract or parcel of land hereinafter particularly described, situate partly in the township of Denville and partly in the township of Parsippany-Troy Hills, county of Morris, New Jersey; and

Preamble. WHEREAS, Proper notice of intention to apply for the passage of this act has been given and duly published; now therefore,

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

Sale  
authorized;  
price;  
description. 1. The Commissioner of the Department of Institutions and Agencies, with the approval of the State House Commission, acting for and on

behalf of and in the name of the State of New Jersey, is hereby authorized and empowered to sell and convey to Jersey Central Power & Light Company, a corporation of the State of New Jersey, its successors and assigns, by bargain and sale deed under seal, for a consideration of \$42,000.00.

All that certain tract or parcel of land and premises, situate, lying and being partly in the township of Denville and partly in the township of Parsippany-Troy Hills, in the county of Morris and State of New Jersey, more particularly described as follows:

Beginning in the center line of Casterline Road at a point in the third line of lands conveyed by Martin Knuth and Anna Knuth, his wife, to the State of New Jersey by deed dated May 6, 1895 and recorded June 28, 1895 in the Morris County Clerk's Office in Book S-14 of Deeds at page 132, said point also being distant 100 feet measured southerly at right angles from the center line of New Jersey Power & Light Company's existing steel tower line, and running thence (1) along the center line of Casterline Road, North 26 degrees 59 minutes East 104.62 feet; thence (2) still along the same, North 18 degrees 56 minutes East 77.87 feet; thence (3) still along the same, North 5 degrees 12 minutes West 50.25 feet; thence (4) still along the same, North 23 degrees 48 minutes 30 seconds West 50.00 feet; thence (5) still along the same, North 42 degrees 40 minutes 30 seconds West 49.75 feet to the center line of Zeek Road; thence (6) along the center line of Zeek Road, North 65 degrees 25 minutes 30 seconds East 339.53 feet; thence (7) still along the same, North 62 degrees 34 minutes East 385.46 feet; thence (8) still along the same, North 74 degrees 16 minutes 30 seconds East 299.26 feet; thence (9) still along the same, North 65 degrees 09 minutes 30 seconds East 169.73 feet; thence (10) still along the

same, North 73 degrees 20 minutes 30 seconds East 101.05 feet; thence (11) by a new line, South 43 degrees 14 minutes East 579.81 feet; thence (12) South 18 degrees 00 minutes West 850.00 feet to the southerly line of an easement granted to New Jersey Power & Light Company by grant dated January 5, 1928, and recorded in the Morris County Clerk's Office in Book A-31 of Deeds at page 25, being distant 100 feet measured southerly at right angles from the center line of the steel tower line presently erected on said easement (this course crosses the center line of the steel tower electric transmission line at a point which is 480.37 feet distant southeasterly along the center line of tower line from the center of tower numbered 51); thence (13) parallel with and distant 100 feet measured southerly at right angles from the center line of the steel tower line, North 72 degrees 00 minutes West 1400.00 feet, more or less, to the place of Beginning. Containing 27.37 Acres, more or less.

All bearings recited above are magnetic 1959.

Subject to easements of record and to the rights of the public and others, if any, in Casterline Road and Zeek Road.

Proceeds paid  
into State  
treasury.

2. Proceeds from the sale of said land shall be paid into the treasury of New Jersey.

3. This act shall take effect immediately.

Approved June 9, 1961.

## CHAPTER 81

AN ACT creating an Election Law Revision Commission, prescribing its powers and duties and making an appropriation therefor.

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

1. There is hereby created an Election Law Revision Commission, which shall consist of 1 member of the Senate and 2 citizens, 1 of whom shall hold the office of county clerk of a county, to be appointed by the President of the Senate and 1 member of the General Assembly and 2 citizens, 1 of whom shall be a member of the county board of elections of a county, to be appointed by the Speaker of the General Assembly and 4 citizens to be appointed by the Governor. Two of the members of the commission of each group of 3 appointed by the President of the Senate and the Speaker of the General Assembly shall be members of the majority political party, and 1 of said members shall be a member of the minority political party, in the House from which they are appointed and the members to be appointed by the Governor shall be so selected as to political affiliations that the membership of the commission shall be equally divided between said 2 political parties.

C. 1:17-1.  
Election Law  
Revision  
Commission  
created;  
members.

2. Each of the members of the commission appointed from either House of the Legislature shall serve so long, only, as he shall be a member of that House and all members shall serve for terms of 2 years and until their respective successors shall be appointed and shall qualify and without regard to the termination of their services in any other office except as aforesaid. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

C. 1:17-2.  
Terms;  
vacancies.

C. 1:17-3.  
Organization.

3. The commission shall organize as soon as may be after the appointment of its members and shall elect a chairman from among its members and shall appoint a secretary who need not be a member of the commission.

C. 1:17-4.  
Duty.

4. It shall be the duty of said commission to make a study of the statutes relating to elections and in so doing it shall have power to call upon State, municipal and county officials for their co-operation in advancing the commission's work and to conduct hearings from time to time in an effort to ascertain in what respect the election law should be simplified, correlated and revised.

C. 1:17-5.  
To recommend  
legislation;  
procedure.

5. The commission shall make such recommendation as it shall deem proper and prepare and submit to the Legislature for its action thereon such legislation as it shall deem necessary or desirable to accomplish said purpose but it shall not submit to the Legislature any general revision of the election law in which major substantive changes in said law are proposed to be made unless it shall first have submitted such changes to the Legislature in the form of amendments or supplements to the present statutes and such changes shall have been approved by the Legislature by the enactment of such amendatory or supplemental legislation.

C. 1:17-6.  
Final report;  
time limit.

6. The commission shall make its final report to the Governor and the Legislature not later than at the 1963 Session of the Legislature accompanying its report with its final proposed revision of the election law.

C. 1:17-7.  
Working staff;  
supervision.

7. In the performance of said work the commission shall establish and maintain a working staff and said work shall be performed under the general supervision, as to form, arrangement and classification of revised material, of the Law Revision and Legislative Services Commission or an officer or employee thereof designated by said commission, in order that the integrity of the general arrangement and classification adopted in the Revised Statutes may be maintained but said work in all other respects shall at all times be under the



supervision and control of the commission constituted by this act.

8. The commission shall be entitled to call to its assistance and avail itself of the services of such employees of any State, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for said purpose, and to employ counsel and such stenographic and clerical assistants and incur such traveling and other miscellaneous expenses as it may deem necessary, in order to perform its duties, and as may be within the limits of funds appropriated or otherwise made available to it for said purposes.

C. 1:17-8.  
Aid by other  
civil agencies.

9. The files and records of the former Election Law Study Commission constituted pursuant to Joint Resolution No. 14 of the 1953 Session shall be made available to said commission for use in the performance of its work.

C. 1:17-9.  
Files and  
records to be  
made available.

10. There is hereby appropriated to the commission the sum of \$10,000.00 or so much thereof as may be necessary for said purpose to carry out the purpose of this act.

C. 1:17-10.  
Appropriation.

11. This act shall take effect immediately.

Approved June 9, 1961.

## CHAPTER 82

AN ACT to amend the title and body of “An act to provide for the disposition of unclaimed funds held by domestic life insurance companies”, approved April 25, 1946 (P. L. 1946, c. 154) so that the same shall read, “An act to provide for the disposition of unclaimed funds held by domestic life insurance companies and life insurance companies organized under the laws of any other State and authorized to do business in this State” and to supplement said act.

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

Title  
amended.

New title.

Section  
amended.

C. 17:34-49.  
“Unclaimed  
funds”  
defined.

1. The title of “An act to provide for the disposition of unclaimed funds held by domestic life insurance companies”, approved April 25, 1946, is amended to read “An act to provide for the disposition of unclaimed funds held by domestic life insurance companies and life insurance companies organized under the laws of any other State and authorized to do business in this State.”

2. Section 1 of the act of which this act is amendatory is amended to read as follows:

1. “Unclaimed funds” within the meaning of this act shall mean and include all moneys, debts and other obligations of \$3.00 or more due and payable by any life insurance company organized under the laws of this State or any life insurance company organized under the laws of any other State and authorized to do business in this State which became due and payable on or after July 13, 1945 and have remained due and payable but unclaimed by the person entitled thereto for a period of 5 years or more and which are payable to any person whose last known address according to the company’s records is within this State; provided,

that for the purposes of this act, the amount of insurance under a policy of life insurance payable upon proof of the death of the insured shall be deemed to become due and payable not later than the end of the calendar year in which the insured, if living, would have attained the limiting age under the mortality table upon which the reserves are based. However, "unclaimed funds" as defined herein shall not include any such funds which any domestic or foreign life insurance company in good faith has reported paid or escheated to any State other than the State of New Jersey pursuant to the statute or statutes of such other State prior to the effective date of this act. If a person other than an insured or annuitant is entitled to unclaimed funds payable under a policy of insurance or an annuity contract issued by the company and no address of such person is known to the company or if it is not definite and certain from the company's records what person is entitled to the funds, it shall be presumed that the last known address of the person entitled to the unclaimed funds is the same as the last known address of the insured or annuitant according to the company's records. If a person other than an insured or annuitant is entitled to the unclaimed funds payable on a policy of insurance or an annuity contract issued by any life insurance company organized under the laws of this State and there is no last known address according to the company's records of either such person or the insured or the annuitant, it shall be presumed that the last known address of the person entitled to the unclaimed funds is within this State.

3. Section 2 of the act of which this act is amendatory is amended to read as follows:

2. On or before June 1 of each year, every life insurance company organized under the laws of this State and every life insurance company organized under the laws of any other State and authorized to do business in this State shall make a report in writing to the State Treasurer, which shall contain a true and accurate statement as to all un-

Section  
amended.

C. 17:34-50.  
Reports to  
State  
treasurer.

claimed funds as defined in section 1 of this act which have been unclaimed prior to the end of the preceding calendar year. Such report shall be verified by an officer of such insurance company and shall include the names and last known addresses of the persons, as shown by the records of the insurance company, entitled to such unclaimed funds, the nature of such unclaimed funds and the individual amounts thereof, and shall be made upon forms furnished by the State Treasurer for that purpose. If any such insurance company has no unclaimed funds, it shall, on or before the date herein specified, make a report to the State Treasurer so stating, which report shall be verified as hereinbefore provided. The State Treasurer is authorized to waive any report when in his judgment the expense of reporting the last known addresses of the persons entitled to such unclaimed funds and the individual amounts thereof would be unreasonable in respect to the amount involved, in which case such insurance company may report such unclaimed funds in the aggregate.

Section  
amended.

C. 17:34-51.  
Notice of  
unclaimed  
funds;  
publication.

4. Section 3 of the act of which this act is amendatory is amended to read as follows:

3. Every insurance company which reports any unclaimed funds under the provisions of this act shall cause to be published during the month of July in each year in a newspaper of general circulation published in the county of this State in which, according to the last known address shown by the company's records, the person to whom the amount is payable resided, or in a newspaper in the county in this State in which the principal office of the company is located, or in Mercer county of this State, a notice entitled "Notice of unclaimed funds held by (name of company)." Such notice shall be in such form as shall be approved by the State Treasurer and shall list in alphabetical order the names, with such last known addresses, of the persons to whom amounts are payable and whose names appeared on the last report filed pursuant to section 2 of this act, exclusive of any funds which

have ceased to be unclaimed prior to the date of publication. The State Treasurer is authorized to waive any publication when in his judgment the expense thereof would be unreasonable in respect to the amount involved. The insurance company shall file with the State Treasurer, on or before October 1 of each year, proof by affidavit of such publication. The expenses attendant upon such publication may be charged equally against the amounts owing to the persons whose names were so published.

5. Section 4 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

4. On or before October 1 of each year, all unclaimed funds which were contained in the last preceding report required to be filed by section 2 of this act and which have not been claimed, less a sum equal to 5% of such unclaimed funds, which sum the insurance company shall be entitled to retain for expenses in connection with the preparation of such report, and less the cost of publication pursuant to section 3 of this act, shall be paid over to the State Treasurer.

C. 17:34-52.  
Payment  
to State  
treasurer;  
actions  
authorized.

The State Treasurer shall have the power, for cause shown, to extend for a period of not more than 1 year the time within which any insurance company shall file any report and make any publication required by this act, and he shall have the power, for cause shown, to extend for a period of not more than 1 year the time within which any insurance company shall make any payment to him required by this act. Any life insurance company which willfully fails to make the report in writing as required by section 2 of this act or which willfully fails to pay over to the State Treasurer the unclaimed funds as required by this section shall be subject to a penalty of \$25.00 for each day the said willful failure to make a report or willful failure to pay the moneys continues, which penalty may be recovered in a summary manner as provided in the Penalty Enforcement Law.

Section  
amended.

C. 17:34-53.  
Custody of  
funds in  
State; insurers  
exonerated.

6. Section 5 of the act of which this act is amendatory is amended to read as follows:

5. Upon the payment of such unclaimed funds to the State Treasurer, the State shall assume, for the benefit of those entitled to receive the same and for the safety of the moneys so paid, the custody of such unclaimed funds. The payment of such unclaimed funds to the State Treasurer shall automatically operate as a full, absolute and unconditional release and discharge of the insurance company from any and all claims or demands of or liability to any person whose moneys have been paid to the State Treasurer, or to any other claimant or State, and such payment may be pleaded as an absolute bar to any action brought against the insurance company by any person entitled thereto, or by any other claimant or State. The insurance company making such payment shall immediately and thereafter be relieved of and held harmless by the State from any and all liabilities for any claim or claims which exist at such time with reference to such unclaimed funds or which may thereafter be made or may come into existence on account of or in respect to any such unclaimed funds. Any right to such unclaimed funds which any person entitled thereto, or any other claimant or State, may have shall thereby be transferred against, and shall become the obligation of, the State of New Jersey. In the event legal proceedings are instituted by any person entitled to such unclaimed funds, or any other claimant or State, in this State or in any other State with respect to the unclaimed funds paid to the State Treasurer, the insurance company shall notify the Attorney General of this State of such proceedings and the Attorney General may, in his discretion, intervene therein. If after the insurance company has actively defended a judgment in such proceedings is entered against the insurance company for any amount paid to the State Treasurer under this act, the State Treasurer shall, upon being furnished with proof of payment in satisfaction of said judgment, immediately re-

indburse the insurance company the amount so paid to the State Treasurer.

7. Section 9 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

9. The State Treasurer shall keep in his office a record of each payment of unclaimed funds received by him from any insurance company which shall be open to any person who has an interest therein.

C. 17:34-57.  
Records  
required.

The insurance company shall retain its records in connection with the unclaimed funds for a period of 5 years after payment of such unclaimed funds to the State Treasurer, and such records shall be made available to the State Treasurer upon request in the event of any claim against the State for payment of all or any part of such unclaimed funds by the person entitled thereto.

8. Chapter 154 of the laws of 1946, as amended and supplemented, shall provide the exclusive method for the disposition of unclaimed funds held by any life insurance company incorporated under the laws of this State or any life insurance company organized under the laws of any other State and authorized to do business in this State. Shares of capital stock of any life insurance company shall so far as applicable remain subject to the provisions of article 2, chapter 37, Title 2A of the New Jersey Statutes.

C. 17:34-49.1.  
Chapter to  
provide  
exclusive  
method for  
disposition of  
unclaimed  
funds; capital  
stock expected;  
payment in  
lieu of pro-  
ceedings.

In the event any proceedings to escheat personal property under articles 2 or 3 of chapter 37, Title 2A of the New Jersey Statutes (2A:37-11 to 2A:37-44 inclusive) have been commenced in the Superior Court against any domestic life insurance company or any life insurance company organized under the laws of any other State with respect to any unclaimed funds as defined therein, and the cause is pending and has not proceeded to judgment before this act shall have become effective, such company may pay the unclaimed funds, which are required to be reported under section 2 of chapter 154 of the laws of 1946 as of the end of the calendar year preceding the effective date hereof to the State

Treasurer in accordance with the provisions of chapter 154 of the laws of 1946 in lieu of proceeding in the cause pending in the Superior Court. Upon receipt of payment of said unclaimed funds from any such insurance company, the State Treasurer shall so inform the court in the cause then pending and, as directed by the court, shall pay the escheator, if any, 5% of the moneys so paid to the State Treasurer and the fees and expenses of the attorney at law who prosecuted the action and such action shall thereupon be dismissed.

10. This act shall take effect immediately.

Approved June 15, 1961.

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## CHAPTER 83

AN ACT concerning alcoholic beverage control, relating to the renewal of certain club licenses.

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

C. 33:1-76.1.  
Waiver not  
required on  
renewal of  
certain club  
licenses;  
exception.

1. Notwithstanding the provisions of section 33:1-76 of the Revised Statutes if a club license has been or shall be granted on a waiver of its protection granted on authority of a church or school, the holder of such license shall be entitled to apply for renewal thereof without further or renewed authority, or waiver, of the church or school; but the renewal or reissuance of the club license after a revocation, or subsequent transfer of the club license, shall not be permitted without a new waiver granted on authority of the church or school.

2. This act shall take effect immediately.

Approved June 17, 1961.



## CHAPTER 84

AN ACT concerning tenement houses, and amending  
section 55:1-24 of the Revised Statutes.

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

1. Section 55:1-24 of the Revised Statutes is amended to read as follows: Section amended.

55:1-24. A "tenement house" is any house or building or portion thereof which is rented, leased, let or hired out to be occupied or is occupied as the home or residence of 3 families or more living independently of each other and doing their cooking upon the premises. This definition shall not apply to a detached dwelling house of not more than 3 stories and having central heating, and which is equipped for occupancy by 3 families living independently where the space provided for at least 1 of such families is not equipped with full cooking facilities, provided, however, that this exception shall not apply to any such dwelling house constructed or converted on or after September 1, 1959. The term "central heating" as used herein shall mean the heating of a building by 1 or more furnaces or heating units centrally located rather than by individual heating units in some or all of the rooms or apartments. Terms defined.

2. This act shall take effect immediately.

Approved June 26, 1961.

## CHAPTER 85

AN ACT concerning education, amending section 18:14-1 of the Revised Statutes and supplementing the State School Aid Act of 1954, approved June 30, 1954 (P. L. 1954, c. 85).

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

Section  
amended.

1. Section 18:14-1 of the Revised Statutes is amended to read as follows:

Persons who  
may attend  
public schools.

18:14-1. Public schools shall be free to the following persons over 5 and under 20 years of age:

a. Any person who is domiciled within the school district;

b. Any person who is kept in the home of another person domiciled within the school district and is supported by such other person gratis as if he were such other person's own child, but the board of education of any school district before accepting any such person as a pupil in such district may require such other person to file with the secretary or district clerk of the board a sworn statement that he is domiciled within the district, is supporting the child gratis, will assume all personal obligations for the child relative to school requirements, and intends to so keep and support the child gratuitously and not merely through the school term;

c. Any person whose parent or guardian, even though not domiciled within the district, is residing temporarily therein but no person who has had or shall have his all-year-round dwelling place within the district for 1 year or longer shall be deemed temporarily resident therein;

d. Any person, for whom the New Jersey State Board of Children's Guardians is acting as guardian and who is placed in the district by said board;

e. Any person, nonresident of the district, who is placed in the home of a resident of the district by

order of a court of competent jurisdiction in this State, or by any society, agency or institution incorporated and located in this State having for its object the care and welfare of indigent, neglected or abandoned children, or children in danger of becoming delinquent, or any person who is a resident in any institution operated, by any such society, agency or corporation, on a nonprofit basis, whether or not such resident, society, agency or institution is compensated for keeping such nonresident child; but no district shall be required to take an unreasonable number of nonresidents under this subsection except upon order of the Commissioner of Education issued in accordance with the rules established by the State Board of Education.

The public schools of any district shall be free to such persons, over the age of 20 years, who, except for age, would be entitled to free education in the district, as the board of education of the district may determine.

Any person entitled to free education under this section shall be subject to all of the provisions of this chapter.

Nonresidents of the school district, if otherwise competent, may be admitted to the schools of the district with the consent of the board of education upon such terms as the board may prescribe.

2. Whenever the Commissioner of Education shall determine, upon application of a board of education made in accordance with rules established by the State Board, that there are in a school district an unreasonable number of persons, as defined in paragraphs d. and e. of section 18:14-1 of the Revised Statutes, applying for admission to the schools of the district, he may order the district to accept such pupils, in which case he shall approve and grant to the district special State-aid in such amount as he shall determine in accordance with rules adopted by the State Board of Education.

C. 18:14-1.1a.  
Special  
State-aid to  
be granted.

3. This act shall take effect immediately.

Approved June 26, 1961.

## CHAPTER 86

AN ACT concerning fishing and repealing section 23:3-50 of the Revised Statutes.

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

Section  
repealed.

1. Section 23:3-50 of the Revised Statutes is repealed.

2. This act shall take effect immediately.

Approved June 26, 1961.

## CHAPTER 87

AN ACT concerning the acquisition of real property for recreation and conservation purposes.

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

Note for  
NJS 2A:37-41.  
Loan without  
interest  
authorized.

1. From the fund established by section 2A:37-41 of the New Jersey Statutes, the State Treasurer is hereby authorized to lend, without interest, to the Department of Conservation and Economic Development, a sum not exceeding \$700,000.00 for the purpose of acquiring, subject to the approval of the State House Commission, real property for recreation and conservation purposes.

Note for  
NJS 2A:37.41.  
Repayment of  
loan from  
bond proceeds.

2. In the event the "New Jersey Green Acres Bond Act of 1961" now pending in the Legislature as Assembly Bill No. 541 of the 1961 session, or similar legislation is enacted during the 1961 session and is approved by the people at the general election in November, 1961, then any such loan shall be repaid to the Treasury of this State from the proceeds of the sale of the first issue of bonds.

3. In the event Assembly Bill No. 541 is not enacted during the 1961 session and approved by the people at the general election in November, 1961, then such loan shall be repaid to the Treasury of this State at the rate of \$100,000.00 per annum to be appropriated annually for such purpose.

Note for  
NJS 2A:37-41.  
Repayment of  
loan by  
annual  
appropriations.

4. This act shall take effect immediately.

Approved June 26, 1961.

## CHAPTER 88

AN ACT concerning real estate brokers and salesmen and amending sections 45:15-13, 45:15-14 and 45:15-20 of the Revised Statutes.

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

1. Section 45:15-13 of the Revised Statutes is amended to read as follows:

Section  
amended.

45:15-13. All licenses shall be issued by the commission in such form as it shall prescribe. Each license shall show the name and address of the licensee and shall have imprinted thereon the seal of the commission. Each real estate broker shall conspicuously display his license in his place of business. Notice in writing shall be given to the commission by each licensed broker of any change of business location, whereupon the commission shall issue a new license for the unexpired period, without charge. A change of business location without notification to the commission, and without the issuance of a new broker's license, shall automatically cancel the license theretofore issued.

License  
issued; form  
and contents;  
change of  
business  
location.

2. Section 45:15-14 of the Revised Statutes is amended to read as follows:

Section  
amended.

Custody of  
salesmen's  
licenses;  
return of  
license upon  
termination  
of employ-  
ment; new  
license upon  
re-employment.

45:15-14. All licenses issued to real estate salesmen shall be kept by the broker by whom such real estate salesman is employed, and the pocket card accompanying the same shall be delivered to the licensee. When any real estate salesman is discharged, or terminates his employment with the real estate broker by whom he was employed at the time of the issuing of such license to him, such employer shall immediately deliver, or send by registered mail, to the commission, such real estate salesman's license. Such employer shall, at the same time address a communication to such real estate salesman at his last known residence, advising him that his license has been delivered or mailed to the commission, and a copy of such communication to the real estate salesman shall accompany the license when mailed or delivered to the commission. No real estate salesman shall perform any of the acts contemplated by this article, either directly or indirectly, under the authority of such salesman's license, from and after the date of receipt of said license by the commission. A new license may be issued to such salesman, without additional charge, upon satisfactory proof that he has obtained employment with another licensed broker. Not more than 1 license shall be issued to any real estate salesman for the same period of time.

Section  
amended.

3. Section 45:15-20 of the Revised Statutes is amended to read as follows:

Licensing  
nonresidents;  
reciprocal  
privileges;  
licensing  
conditions;  
form of  
license.

45:15-20. A nonresident may become a real estate broker or real estate salesman by conforming to all of the provisions of this article. Any nonresident real estate broker regularly engaged in the real estate business as a vocation maintaining a definite place of business in another State, and who has been licensed as a real estate salesman or broker for a period of 2 years or more in such State, which offers the same privileges to licensed brokers of this State, shall, by reason of such foreign license and upon payment of the license fee fixed by this article, be authorized to transact the business of a

real estate broker in this State during the period for which his original license shall be in force.

Any nonresident real estate salesman licensed as such in another State may, from year to year, upon payment of the license fee fixed by this article, be licensed to transact the business of a real estate salesman in this State, when such other State offers the same privileges to licensed real estate salesmen of this State. Such license may be issued and shall remain in effect only under the following conditions:

a. During the period such salesman is regularly engaged in the real estate business as a vocation in the employ of a licensed real estate broker of another State;

b. During the period said employing real estate broker maintains a definite place of business in such other State;

c. During the period such real estate broker is licensed as a nonresident real estate broker in this State;

d. During the period such salesman continues to be licensed as a salesman in the office of such real estate broker in such other State or of another licensed real estate broker in another State who is licensed as a nonresident real estate broker in this State.

All nonresident licenses issued by the commission shall be on a special form distinguishable from licenses issued to resident brokers and salesmen, and shall show the name and address of the licensee and shall have imprinted thereon the seal of the commission and shall contain such other matter as shall be prescribed by the commission.

4. This act shall take effect immediately.

Approved June 26, 1961.

## CHAPTER 89

AN ACT concerning maternity hospitals in counties of the first class, and amending section 30:9-25 of the Revised Statutes.

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

Section  
amended.

1. Section 30:9-25 of the Revised Statutes is amended to read as follows:

Board of  
managers of  
maternity  
hospital;  
terms;  
vacancies;  
powers and  
duties.

30:9-25. When a county maternity hospital shall have been built and is ready for occupancy, the director of the board of chosen freeholders shall with the consent and approval of the board, appoint a board of managers consisting of 5 members, residents of the county, 1 shall be appointed for a term of 1 year, 1 for 2 years, 1 for 3 years, 1 for 4 years and 1 for 5 years and their successors shall be appointed for a term of 5 years. A vacancy arising from any cause except expiration of term shall be filled by appointment in the same manner but for the unexpired term only. The members shall serve without compensation.

The board of managers shall have the control and government of the hospital and the care and custody of the buildings; it may appoint and remove at pleasure a superintendent or warden, and such other officers and employees as it may deem necessary, and fix their compensation with the approval of the board of chosen freeholders, except that such employees who hold positions and employments in the classified service of Civil Service shall be subject to the provisions of subtitle 3 of Title 11 of the Revised Statutes; it may adopt and establish suitable by-laws with respect to the terms of admission, support and discharge of patients and such rules and regulations as it shall deem necessary.

2. This act shall take effect immediately.

Approved July 6, 1961.



## CHAPTER 90

AN ACT concerning maternity hospitals in counties of the first class and amending section 30:9-26 of the Revised Statutes.

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

1. Section 30:9-26 of the Revised Statutes is amended to read as follows:

Section  
amended.

30:9-26. A maternity hospital established under section 30:9-24 of this Title shall be used exclusively for the care and treatment of persons in the county requiring the care and attention for which such hospital was intended whether such persons be indigent or nonindigent. Whenever in its judgment the public need requires, the board of chosen freeholders of the county by resolution may also authorize the establishment of a gynecologic service at such hospital for such indigent or nonindigent persons in addition to the obstetrical service. The board of managers may make reasonable charges for the care and treatment of nonindigent patients and moneys received therefor shall be turned over to the county treasurer who shall apply it to the appropriation for the maintenance of the hospital.

Use of  
hospital;  
gynecologic  
services  
authorized;  
charges.

2. This act shall take effect immediately.

Approved July 6, 1961.

## CHAPTER 91

AN ACT requiring every water corporation which is or shall hereafter be taxed under the provisions of chapter 5, laws of 1940, as amended and supplemented (N. J. S. A. 54:31-45 et seq.) to pay to each municipality wherein it had a water supply system or any part thereof in the year 1961 the difference, as defined herein, between any amount of tax hereafter apportioned to such municipality by the Director, Division of Taxation, Department of the Treasury, under the provisions of section 13 of said act, as amended (N. J. S. A. 54:31-57), and the amount payable in the year 1961 by such water corporation to such municipality as taxes covering certain scheduled property enumerated in section 10 of said act, as amended in 1961 (N. J. S. A. 54:31-54), to eliminate such scheduled property from the tax assessment rolls of such municipality so it shall not be assessed by such municipality for the year 1962 and thereafter, and to provide for the assessment of taxes on water corporations under chapter 5, laws of 1940, as amended and supplemented, and the tax differential aforesaid, as of October 1 of the year preceding the year in which such taxes and tax differential are payable.

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

C. 54:30A-51.1.  
Difference in  
amount of tax  
paid to  
municipality;  
"difference"  
defined.

1. Every water corporation which is or shall hereafter be taxed under the provisions of chapter 5, laws of 1940, as amended and supplemented (N. J. S. A. 54:31-45 et seq.) shall be required to pay to each municipality wherein it had a water supply system or any part thereof in the year 1961 the

difference between any amount of tax hereafter apportioned to such municipality by the Director, Division of Taxation, Department of the Treasury, under the provisions of section 13 of said act, as amended and supplemented (N. J. S. A. 54:31-57), and the amount payable in the year 1961 by such water corporation to such municipality as taxes covering certain scheduled property of said water corporation enumerated in section 10 of said act as amended in 1961 (N. J. S. A. 54:31-54). "Difference" as used herein, shall mean the amount necessary when added to any amount hereafter apportioned to such municipality by the Director, Division of Taxation, Department of the Treasury, under the provisions of section 13 of said act, as amended, to equal the amount paid in the year 1961 by such water corporation to such municipality as taxes covering certain scheduled property of such water corporation as enumerated in section 10 of said act as amended in 1961.

2. The amount of said difference shall be paid to such municipality in the same manner and at the same time as provided in section 14 of said act (N. J. S. A. 54:31-58), and if not so paid shall be a first lien on the property and other assets of such water company and shall be collected in the same manner and subject to the same discounts, interest and penalties as personal taxes against other corporations or individuals and the same proceedings now available for the collection of personal taxes against other corporations or individuals shall be applicable to the collection of such difference in taxes hereby imposed and payable to any municipality.

C. 54:30A-51.2.  
Difference  
in amount a  
first lien.

3. The amount of said difference and the amount of the gross receipts taxes required to be paid by such water corporation under the provisions of chapter 5, laws of 1940, as amended and supplemented, shall be deemed to be assessed to such water corporation by such municipality as of October 1 of the year preceding the year in which such taxes and tax differential are payable, and the

C. 54:30A-51.3.  
Difference and  
amount of gross  
receipts taxes  
deemed  
assessed as of  
October 1.

water corporation so deemed to be assessed shall be personally liable for said difference and for said gross receipts taxes in the same manner as the owners of personal property assessed in accordance with the provisions of R. S. 54:4-1 et seq., as amended (N. J. S. A. 54:4-1 et seq.).

C. 54:30A-51.4.  
Property  
eliminated on  
1962 tax rolls.

4. In order to avoid the double taxation of scheduled property such municipality shall eliminate such property from its tax assessment rolls for the tax year 1962 and thereafter.

C. 54:30A-51.5.  
Act in full  
force and  
effect.

5. This act shall remain in full force and effect during all times when such water corporations shall own such scheduled property in such municipality.

6. This act shall take effect immediately.

Approved July 18, 1961.

## CHAPTER 92

AN ACT to amend the title of “An act imposing an excise tax upon persons, copartnerships, associations or corporations, other than street railway, traction, sewerage, gas and electric light, heat and power corporations, municipal corporations and corporations taxable under chapter 291 of the laws of 1941, using or occupying public streets, highways, roads or other public places by virtue of a franchise or authority or permission from the State or any municipality thereof, except for the operation of autobuses or autocabs commonly called taxicabs,” passed January 23, 1940 (P. L. 1940, c. 4) as said title was amended by chapter 265 of the laws of 1952, so that the same shall read “An act imposing an excise tax upon persons, copartnerships, associations or corporations, other than street railway, traction, sewerage, water, gas and electric light, heat and power corporations, municipal corporations and corporations taxable under chapter 291 of the laws of 1941, using or occupying public streets, highways, roads or other public places by virtue of a franchise or authority or permission from the State or any municipality thereof, except for the operation of autobuses or autocabs commonly called taxicabs,” and to amend the body of said act.

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

1. The title of “An act imposing an excise tax upon persons, copartnerships, associations or corporations, other than street railway, traction,

Title amended.

New title.	sewerage, gas and electric light, heat and power corporations, municipal corporations and corporations taxable under chapter 291 of the laws of 1941, using or occupying public streets, highways, roads or other public places by virtue of a franchise or authority or permission from the State or any municipality thereof, except for the operation of autobuses or autocabs commonly called taxicabs," passed January 23, 1940 (P. L. 1940, c. 4), as said title was amended by chapter 265 of the laws of 1952, is amended to read, "An act imposing an excise tax under persons, copartnerships, associations or corporations, other than street railway, traction, sewerage, water, gas and electric light, heat and power corporations, municipal corporations and corporations taxable under chapter 291 of the laws of 1941, using or occupying public streets, highways, roads or other public places by virtue of a franchise or authority or permission from the State or any municipality thereof, except for the operation of autobuses or autocabs commonly called taxicabs."
Section amended.	2. Section 3 of the act of which this act is amendatory is amended to read as follows:
C. 54:30A-18. Excise tax on franchise to use public streets, etc.; corporations, excepted; rate of tax; deduction of portion of tax paid by subsidiary.	3. Every person, copartnership, association or corporation, other than street railway, traction, sewerage, water, gas and electric light, heat and power corporations, municipal corporations and corporations which are taxable under chapter 291 of the laws of 1941, using or occupying public streets, highways, roads or other public places by virtue of a franchise or authority or permission from the State or any municipality thereof, except consent, authority or permission for the operation of autobuses or autocabs commonly called taxicabs, shall, in the year 1941 and annually thereafter, pay for the franchise to use such public streets, highways, roads or other public places in this State an excise tax which shall be in lieu of any and all other tax or taxes upon the franchise or franchises of such taxpayer. The annual excise tax imposed on each taxpayer shall be a sum equal to 5% of such

portion of the taxpayer's gross receipts as the length of the lines or mains of such taxpayer in this State along, in or over any public street, highway, road or other public place, exclusive of service connections, bears to the whole length of its lines or mains, exclusive of service connections. In case the gross receipts of any such taxpayer for any calendar year shall not exceed the sum of \$50,000.00 the tax on such taxpayer for such calendar year shall be computed at the rate of 2% instead of at the rate of 5%. Where any taxpayer hereunder owns all of the capital stock of a subsidiary corporation taxable under the Corporation Business Tax Act (1945), the taxpayer may deduct from the tax otherwise payable hereunder such proportion, not exceeding 50%, of the franchise tax payable by the subsidiary for the same year as the subsidiary's taxable net worth is to its entire net worth under said act.

3. Section 7 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

7. For the purpose of securing a fair and equitable apportionment of the excise taxes imposed by this act upon a uniform basis among the several municipalities, the scheduled property of the taxpayer and the unit value to be applied to each class or type of scheduled property shall be as follows:

C. 54:30A-22.  
Scheduled  
property and  
unit value  
basis for  
appointment  
of excise tax.

#### TELEPHONE, TELEGRAPH AND MESSENGER SYSTEMS

Scheduled Property	Unit Value
Aerial Lines . . . . .	\$11.00 per mile of single wire
Underground Lines . . .	\$6.50 per mile of single wire

4. This act shall take effect immediately, provided, however, that nothing herein shall relieve water corporations of the liability for payment of franchise taxes chargeable for the years 1960 and 1961 under chapter 4, laws of 1940, as amended (c. 54:30A-16 et seq.) or impair the administrative procedures necessary to the proper

Note:  
Act effective;  
effect of act  
on water  
corporations.

determination of such tax liability and the collection of any unpaid taxes thereunder.

Approved July 18, 1961.

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### CHAPTER 93

AN ACT to amend the title of "An act for the taxation of the gross receipts of street railway, traction, sewerage, gas and electric light, heat and power corporations using or occupying the public streets, highways, roads or other public places, for the exemption from taxation of the franchises, stock and certain property of such corporations, and for the taxation of certain of the property of such corporations not so exempted from taxation," passed January 23, 1940 (P. L. 1940, c. 5), as said title was amended by chapter 264 of the laws of 1952, so that the same shall read "An act for the taxation of the gross receipts of street railway, traction, sewerage, water, gas and electric light, heat and power corporations using or occupying the public streets, highways, roads or other public places, for the exemption from taxation of the franchises, stock and certain property of such corporations, and for the taxation of certain of the property of such corporations not so exempted from taxation," and to amend the body of said act.

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

Title amended.

1. The title of "An act for the taxation of the gross receipts of street railway, traction, sewerage, gas and electric light, heat and power corporations



using or occupying the public streets, highways, roads or other public places, for the exemption from taxation of the franchises, stock and certain property of such corporations, and for the taxation of certain of the property of such corporations not so exempted from taxation," passed January 23, 1940 (P. L. 1940, c. 5), as said title was amended by chapter 264 of the laws of 1952, is amended to read "An act for the taxation of the gross receipts of street railway, traction, sewerage, water, gas and electric light, heat and power corporations using or occupying the public streets, highways, roads or other public places, for the exemption from taxation of the franchises, stock and certain property of such corporations, and for the taxation of certain of the property of such corporations not so exempted from taxation."

New title.

2. Section 1 of the act of which this act is amendatory is amended to read as follows:

Section amended.

1. The purpose of this act is to provide a complete scheme and method for the taxation of street railway, traction, sewerage, water, gas and electric light, heat and power corporations using or occupying the public streets, highways, roads or other public places, to exempt from taxation other than imposed by this act the franchises, stock and certain property of such corporations and for the taxation of the property of such corporations not so exempted from taxation; the reimbursement to the State of certain costs and expenses incurred in the imposition and apportionment of such taxes; the apportionment of the balance of such taxes among municipalities upon the fixed standards hereinafter set forth; and to supersede sections 54:31-1 to 54:32-7 of the Revised Statutes, inclusive, and chapter 8 of the laws of 1938 for the year 1940 and thereafter.

C. 54:30A-49.  
Purpose  
of act; laws  
superseded.

3. Section 2 of the act of which this act is amendatory is amended to read as follows:

Section amended.

2. Definitions: As used in this act—

C. 54:30A-50.  
Terms defined.

(a) "Taxpayer" means any corporation subject to taxation under the provisions of this act.

(b) "Real estate" means lands and buildings, but it does not include railways, tracks, ties, lines, wires, cables, poles, pipes, conduits, bridges, viaducts, dams and reservoirs (except that the lands upon which dams and reservoirs are situated are real estate), machinery, apparatus and equipment, notwithstanding any attachment thereof to lands or buildings.

(c) "Gross receipts" means all receipts from the taxpayer's business over, in, through or from the whole of its lines or mains but does not include any sum or sums of money received by the taxpayer in payment for gas or electrical energy or water sold and furnished to another public utility which is also subject to the payment of a tax based upon its gross receipts, nor in the case of a street railway or traction corporation the receipts from the operation of auto buses or vehicles of the character described in Title 48, chapter 15, section 41 to the end of the chapter, of the Revised Statutes (Revised Statutes, section 48:15-41 et seq.).

(d) "Scheduled property" means only those classes or types of property of a taxpayer set forth in section 10 of this act and which are to be used in computing the apportionment value as herein defined.

(e) "Unit value" means the value set forth in section 10 of this act to be uniformly applied to each of the several classes or types of scheduled property in computing the apportionment value.

(f) "Apportionment value" or "apportionment valuation" means the result obtained by multiplying the quantities of each class or type of scheduled property of a taxpayer by the applicable unit value, and the addition of such results.

(g) "Public street, highway, road or other public place" includes any street, highway, road or other public place which is open and used by the public, even though the same has not been formally accepted as a public street, highway, road, or other public place.

(h) "Service connections" means the wires or pipes connecting the building or place where the service or commodity supplied by the taxpayer is used or delivered, or is made available for use or delivery, with a supply line or supply main in the street, highway, road, or other public place, or with such supply line or supply main on private property.

4. Section 3 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

3. Street railway, traction, sewerage, water, gas and electric light, heat and power corporations using or occupying public streets, highways, roads or other public places, and their property and franchises, shall be subject to taxation only as in this act provided. Any such corporation shall not be subject to any other taxes upon its property, franchises, stock or gross receipts, and the shares of stock of any such corporation shall not be taxed in the hands of shareholders.

C. 54:30A-51.  
Taxation  
property,  
franchises,  
stocks or gross  
receipts.

5. Section 6 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

6. Every street railway, traction, sewerage, water, gas and electric light, heat and power corporation using or occupying the public streets, highways, roads, or other public places in this State shall, annually, pay excise taxes for the privilege of exercising its franchises and using the public streets, highways, roads or other public places in this State, as follows:

C. 54:30A-54.  
Excise tax  
imposed; rate.

(a) A tax computed at the rate of 5% of such proportion of the gross receipts of such taxpayer for the preceding calendar year as the length of the lines or mains in this State, located along, in or over any public street, highway, road or other public place, exclusive of service connections, bears to the whole length of its lines or mains, exclusive of service connections. In case the gross receipts of any such taxpayer for any calendar year shall not exceed \$50,000.00 the tax on such taxpayer for such calendar year shall be computed at the rate of 2% instead of at the rate of 5%.

(b) A tax at the rate of  $7\frac{1}{2}\%$  upon the gross receipts of such taxpayer for the preceding calendar year from its business over, on, in, through or from its lines or mains in the State of New Jersey.

Section  
amended.

6. Section 10 of the act of which this act is amendatory is amended to read as follows:

C. 54:30A-58.  
Scheduled  
property and  
unit value  
as basis for  
apportionment  
of tax.

10. For the purpose of securing a fair and equitable apportionment of the excise taxes imposed by this act upon a uniform basis among the several municipalities the scheduled property of the taxpayer and the unit value to be applied to each class or type of scheduled property shall be as follows:

#### STREET RAILWAY AND TRACTION SYSTEMS

Scheduled Property	Unit Value
Tee Rail .....	\$2,557.00 per mile of single track in place
Girder Rail .....	\$9,019.00 per mile of single track in place
Overhead Construction ...	\$3,452.00 per single track mile
Rolling Stock .....	\$6,148.00 per mile of single track in service

#### GAS SYSTEMS

Scheduled Property	Unit Value
Gas Manufacturing Plants.	\$185.00 per 1,000 cubic feet of daily manu- facturing capacity
Gas Holders .....	80.00 per 1,000 cubic feet of capacity

## Mains—Steel and Wrought Iron

Size	
3" and under .....	\$ .50 per foot
4" .....	.58 per foot
5" .....	.70 per foot
6" .....	.83 per foot
8" .....	1.13 per foot
10" .....	1.56 per foot
12" .....	1.98 per foot
14" .....	2.26 per foot
16" .....	2.67 per foot
18" .....	3.00 per foot
20" .....	3.32 per foot
24" .....	4.65 per foot
30" .....	6.25 per foot
36" .....	8.25 per foot
Intermediate sizes.....	by mathematical interpolation

## Mains—Cast Iron

Size	
3" and under .....	\$ .57 per foot
4" .....	.67 per foot
5" .....	.79 per foot
6" .....	.92 per foot
8" .....	1.25 per foot
10" .....	1.62 per foot
12" .....	2.14 per foot
14" .....	2.61 per foot
16" .....	3.17 per foot
18" .....	3.90 per foot
20" .....	4.40 per foot
24" .....	5.55 per foot
30" .....	7.50 per foot
36" .....	9.85 per foot
Intermediate sizes.....	by mathematical interpolation
Service connections .....	7.00 each
Meters .....	9.00 each

## ELECTRIC LIGHT, HEAT AND POWER SYSTEMS

Scheduled Property	Unit Value
Electric Generating Stations .....	\$45.00 per Kilowatt of generating capacity
Substations .....	14.00 per Kilovolt-ampere of capacity
Switching Stations .....	5.00 per Kilovolt-ampere of capacity
Towers .....	2,530.00 per tower
Poles—Fully Owned .....	27.00 per pole
Poles—Jointly Owned .....	13.50 per pole
Conduit .....	.43 per duct foot
Conductors	
Size	
# 12 and under .....	\$.011 per foot
# 10 .....	.019 per foot
# 8 .....	.023 per foot
# 6 .....	.029 per foot
# 4 .....	.039 per foot
# 2 .....	.052 per foot
# 1 .....	.061 per foot
# 0 .....	.090 per foot
# 00 .....	.108 per foot
# 000 .....	.130 per foot
# 0000 .....	.155 per foot
200,000 C. M. ....	.220 per foot
250,000 C. M. ....	.258 per foot
300,000 C. M. ....	.289 per foot
350,000 C. M. ....	.324 per foot
400,000 C. M. ....	.356 per foot
500,000 C. M. ....	.426 per foot
600,000 C. M. ....	.485 per foot
750,000 C. M. ....	.577 per foot
800,000 C. M. ....	.619 per foot

Conductors  
Size

1,000,000 C. M. ....	\$ .729 per foot
1,250,000 C. M. ....	.833 per foot
1,500,000 C. M. ....	.952 per foot
Intermediate sizes.....	by mathematical interpolation
Line transformers .....	\$112.00 each
Meters .....	11.50 each
Arc Lamps and Ornamental	
White Way Lamps .....	40.00 each
Street Lights .....	11.00 each

Special Waterproofed Underground Cable  
Construction, Concrete Encased

Conductors  
Size

# 14 and under .....	\$.017 per foot
# 12 .....	.025 per foot
# 10 .....	.038 per foot
# 8 .....	.057 per foot
# 6 .....	.076 per foot
# 4 .....	.139 per foot
# 2 .....	.159 per foot
# 1 .....	.169 per foot
# 0 .....	.216 per foot
# 00 .....	.262 per foot
# 000 .....	.329 per foot
# 0000 .....	.396 per foot
250,000 C. M. ....	.762 per foot
300,000 C. M. ....	.813 per foot
350,000 C. M. ....	.864 per foot
500,000 C. M. ....	1.10 per foot
1,000,000 C. M. ....	2.43 per foot
1,250,000 C. M. ....	3.30 per foot
1,500,000 C. M. ....	3.33 per foot
Intermediate sizes.....	by mathematical interpolation

Conduit—Fibre, Wood and Iron  
Size

1/4" .....	\$ .10 per foot
1/2" .....	.13 per foot
1" .....	.24 per foot
1 1/4" .....	.33 per foot
1 1/2" .....	.39 per foot
1 3/4" .....	.46 per foot
2" .....	.53 per foot
2 1/2" .....	.83 per foot
3" .....	1.09 per foot
4" .....	2.17 per foot
Intermediate sizes.....by mathematical interpolation	

Conduit—Transite  
Size

2 1/2" .....	\$ .41 per foot
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Special Line Transformers in  
Waterproof Housing .....\$340.00 each

Heating System Mains  
Size

4" .....	\$2.79 per foot
5" .....	3.83 per foot
6" .....	4.94 per foot
8" .....	7.89 per foot
10" .....	11.28 per foot
12" .....	14.50 per foot
14" .....	16.75 per foot
Intermediate sizes.....by mathematical interpolation	

Heating System Services  
Size

2" .....	\$5.20 each
2 1/2" .....	7.49 each
3" .....	8.74 each
4" .....	15.49 each
6" .....	18.34 each
Intermediate sizes.....by mathematical interpolation	



## SEWER SYSTEMS

Scheduled Property	Unit Value
Treatment Plants . . . . .	\$10.00 per 1,000 gallon per day capacity
Pumping Stations . . . . .	3.50 per 1,000 gallon per day capacity
Mains—Cast Iron	
Size	
3" and under . . . . .	\$.57 per foot
4" . . . . .	.67 per foot
5" . . . . .	.79 per foot
6" . . . . .	.92 per foot
8" . . . . .	1.25 per foot
10" . . . . .	1.62 per foot
12" . . . . .	2.14 per foot
14" . . . . .	2.61 per foot
16" . . . . .	3.17 per foot
18" . . . . .	3.90 per foot
20" . . . . .	4.40 per foot
24" . . . . .	5.55 per foot
30" . . . . .	7.50 per foot
36" . . . . .	9.85 per foot
Intermediate sizes . . . . .	by mathematical interpolation
Mains—Terra Cotta	
Size	
6" and under . . . . .	\$.40 per foot
8" . . . . .	.60 per foot
10" . . . . .	.90 per foot
12" . . . . .	1.20 per foot
15" . . . . .	1.60 per foot
18" . . . . .	2.10 per foot
20" . . . . .	2.60 per foot
24" . . . . .	3.60 per foot
30" . . . . .	5.50 per foot
Intermediate sizes . . . . .	by mathematical interpolation

Mains—Reinforced Concrete  
Size

36" .....	\$4.00 per foot
42" .....	6.50 per foot
54" .....	10.00 per foot
66" .....	13.50 per foot
Intermediate sizes.....	by mathematical interpolation

Mains—Rectangular Reinforced Concrete  
Size

5'x4.5' .....	\$16.00 per foot
6'x4.5' .....	18.00 per foot
6'x5' .....	19.50 per foot
Sewer Manholes .....	60.00 each

WATER CORPORATION SUPPLY SYSTEMS

Scheduled Property	Unit Value
Water Filtration and Treatment Plants	
Gravity Type .....	\$20.00 per 1,000 gallons of daily rated capacity
Pressure Type With Settling Basins .....	12.00 per 1,000 gallons of daily rated capacity
Without Settling Basins.	6.00 per 1,000 gallons of daily rated capacity
Water Supply Dams, Dikes and Appurtenances	
Concrete .....	0.20 per unit of volume
Earth .....	0.05 per unit of volume (Unit of volume—length x average height x average height)

Scheduled Property	Unit Value
Water Distribution Storage Facilities	
Elevated Steel Tanks . . .	\$40.00 per 1,000 gallons of capacity
Steel Standpipes . . . . .	12.00 per 1,000 gallons of capacity
Ground or Underground Reservoirs	
Steel Tanks . . . . .	7.00 per 1,000 gallons of capacity
Concrete—covered . . .	15.00 per 1,000 gallons of capacity
Concrete—open . . . . .	11.00 per 1,000 gallons of capacity
Earth—open . . . . .	2.00 per 1,000 gallons of capacity
Water Pumping Stations .	30.00 per horsepower of prime mover
Water Supply Wells . . . . .	2,900 per water supply well
Water Meters . . . . .	10.00 per water meter
Mains—Copper, Steel and Wrought Iron	
Size	
1" and under . . . . .	\$.20 per foot
1¼" to 2" . . . . .	.30 per foot
2½" and 3" . . . . .	.50 per foot
4" . . . . .	.58 per foot
5" . . . . .	.70 per foot
6" . . . . .	.83 per foot
8" . . . . .	1.13 per foot
10" . . . . .	1.56 per foot
12" . . . . .	1.98 per foot
14" . . . . .	2.26 per foot
16" . . . . .	2.67 per foot
18" . . . . .	3.00 per foot
20" . . . . .	3.32 per foot

Mains—Copper, Steel and Wrought Iron  
Size

24" .....	\$4.65 per foot
30" .....	6.25 per foot
36" .....	8.25 per foot
52" .....	16.63 per foot
Intermediate sizes.....	by mathematical interpolation

Mains—Cast Iron and Asbestos Cement  
Size

3" and under .....	\$.57 per foot
4" .....	.67 per foot
5" .....	.79 per foot
6" .....	.92 per foot
8" .....	1.25 per foot
10" .....	1.62 per foot
12" .....	2.14 per foot
14" .....	2.61 per foot
16" .....	3.17 per foot
18" .....	3.90 per foot
20" .....	4.40 per foot
24" .....	5.55 per foot
30" .....	7.50 per foot
36" .....	9.85 per foot
42" .....	14.65 per foot
48" .....	19.20 per foot
Intermediate sizes.....	by mathematical interpolation

Mains—Concrete  
Size

8" and under .....	\$.20 per foot
10" .....	.30 per foot
12" .....	.90 per foot
16" .....	1.00 per foot
18" .....	1.25 per foot
20" .....	1.55 per foot
24" .....	2.00 per foot
30" .....	2.75 per foot

Mains—Concrete  
Size

36" .....	\$4.00 per foot
42" .....	6.50 per foot
Intermediate sizes.....by	mathematical interpolation

Mains—Prestressed and Steel  
Cylinder Concrete Pipe  
Size

16" .....	\$2.80 per foot
20" .....	3.40 per foot
24" .....	4.00 per foot
30" .....	5.00 per foot
36" .....	6.00 per foot
42" .....	7.00 per foot
48" .....	8.00 per foot
54" .....	9.00 per foot
60" .....	10.00 per foot
Intermediate sizes.....by	mathematical interpolation
Service connections .....	\$8.00 each
Fire hydrants .....	70.00 each

7. This act shall take effect immediately for all purposes of reporting and administrative determinations under chapter 5, laws of 1940, as amended (c. 54:30A-49 et seq.), but the liability of water corporations for both franchise and gross receipt taxes under said chapter 5, laws of 1940, as amended (c. 54:30A-49 et seq.), shall accrue for the first time in the tax year 1962.

Approved July 18, 1961.

Note:  
Act effective;  
effect on water  
corporations.

## CHAPTER 94

A SUPPLEMENT to “An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1961, and regulating the disbursement thereof,” approved June 14, 1960 (P. L. 1960, c. 46).

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

Appropriation.

1. The following sum is hereby appropriated from those sums previously appropriated to the Department of Education for State aid purposes in the act to which this act is a supplement for the purposes hereinafter specified:

## DEPARTMENT OF EDUCATION

## P 10. COMMISSIONER'S OFFICE

For a continuing survey of the needs for higher education as directed by subparagraph q. of section 18:2-4 of the Revised Statutes . . . . . \$25,000 00  
 2. This act shall take effect immediately.  
 Approved August 7, 1961.

## CHAPTER 95

AN ACT relating to financing the purchase of certain motor vehicles secured by a purchase money chattel mortgage and supplementing Title 17 of the Revised Statutes.

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

1. A sales finance company licensed under the provisions of the "Retail Installment Sales Act" of 1960 (P. L. 1960, c. 40), as amended and supplemented, or any act replacing or succeeding thereto which regulates "retail installment sales," may loan to any 1 person any sum of money up to a maximum of \$4,000.00 secured by a purchase money chattel mortgage to finance the purchase of a passenger motor vehicle not intended to be used for the transportation of passengers for hire or upon a contract basis. The principal amount of such loan may be repaid in not more than 36 substantially equal monthly installments. The sales finance company may charge interest in advance upon the full amount of such loan for the period from the making of the loan to the date of maturity of the final installment, at a rate not exceeding 5% per annum. For the purpose of this act, a purchase money chattel mortgage is hereby defined as a chattel mortgage executed by a retail buyer of a motor vehicle to a sales finance company as security for an advance of money on behalf of said retail buyer to the motor vehicle dealer in payment of the unpaid balance of the cash purchase price.

C. 17:16C-40.1.  
Maximum  
amount of  
loan; rate  
of interest.

2. A violation of any provision of this act shall be cause for the revocation or suspension of the license of the sales finance company by the commissioner upon notice and opportunity to be heard in accordance with the provisions of P. L. 1958, chapter 68.

C. 17:16C-40.2.  
Penalty for  
violation.

3. This act shall take effect immediately.

Approved August 9, 1961.

## CHAPTER 96

AN ACT concerning municipalities, and amending sections 40:60-39 and 40:60-40.

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

Section amended.

1. Section 40:60-39 of the Revised Statutes is amended to read as follows:

Transfer of municipal lands for school purposes.

40:60-39. When the governing body of a municipality shall determine that all or any part of a tract of land with or without buildings erected thereon, owned by the municipality, is no longer desirable, necessary or required for other public purposes, it may transfer and convey such land or any portion thereof, with or without improvements thereon, to the board of education in the municipality or a regional board of education of a regional school district or a consolidated board of education of a consolidated school district of which the municipality is a constituent part, for a nominal consideration to be used for public purposes connected with the district board of education or the regional board of education or the consolidated board of education. A prior dedication or use for park purposes of such land or any part thereof shall not be deemed to preclude a transfer and conveyance thereof under the provisions of this section.

Section amended.

2. Section 40:60-40 of the Revised Statutes is amended to read as follows:

Method of conveyance; acceptance.

40:60-40. No transfer or conveyance of such land or property as provided in section 40:60-39 of this Title shall be made until the governing body of the municipality shall have adopted a resolution declaring the property to be no longer desirable or necessary or required for other public purposes, and authorizing the conveyance thereof for public purposes by deed executed by the proper officers of the municipality under the municipal seal, nor until



the board of education in said municipality or the regional board of education or the consolidated board of education, to whom such conveyance is to be made, shall have adopted a resolution requesting or approving the conveyance of such lands or property for such public purposes.

3. This act shall take effect immediately.

Approved August 9, 1961.

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## CHAPTER 97

AN ACT concerning county detectives and amending section 2A:157-4 of the New Jersey Statutes.

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

1. Section 2A:157-4 of the New Jersey Statutes is amended to read as follows: Section amended.

2A:157-4. (a) In counties of the second class having a population in excess of 400,000, there may be appointed not in excess of 12 county detectives, of whom 1 may be designated chief of county detectives, 1 captain of county detectives, and 2 lieutenants of county detectives. County detectives in counties of the second class; salary.

(b) In the counties of the second class having a population of 400,000 or under, there may be appointed not in excess of 12 county detectives of whom 1 may be designated chief of county detectives, 1 captain of county detectives, and 1 lieutenant of county detectives.

(c) Their annual salaries shall be fixed as follows: chief of county detectives, not less than \$9,500.00; captain of county detectives, not less than \$8,000.00; lieutenant of county detectives, not less than \$7,000.00; and other county detectives, not less than \$6,000.00.

2. This act shall take effect immediately.

Approved August 9, 1961.

## CHAPTER 98

AN ACT concerning education and the creation of certain regional school districts, amending and supplementing chapter 122 of the laws of 1960.

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

Section  
amended.

1. Section 2 of chapter 122 of the laws of 1960 is amended to read as follows:

C. 18:8-27.  
Secretary  
to transmit  
results of  
election;  
determina-  
tion by  
superintend-  
ent; effect.

2. The secretary of the school district shall transmit to the county superintendent of schools of the county in which said school district is situate a certificate of the results of the election in each of the municipalities in such school district. In the event that the municipalities of the school district are situated in different counties, the secretary of the school district shall transmit a certificate of the results of the election to the county superintendent of schools of each county in which such constituent municipalities are situated. If the county superintendent or each such county superintendent of schools, as the case may be, shall determine from such certificate that the total number of votes cast in each municipality in the district in favor of the proposal for creating a regional school district exceeds the total number of votes cast in each such municipality against the same, he shall immediately notify the board of education of the school district of his determination, and of the fact that the regional school district shall be created on the succeeding July 1 on which date the existing school district shall be dissolved and thereupon each such municipality shall be deemed to constitute a constituent school district comprising part of the regional school district within the meaning and for all the purposes of chapter 8 of Title 18 of the Revised Statutes, as amended and supplemented.

2. If any consolidated school district or school district comprising 2 or more municipalities comprising a school district now governed, or hereafter governed by the provisions of chapter 8 of Title 18 of the Revised Statutes, has or shall have, while governed by the provisions of chapter 7 of said Title, by referendum authorized bonds of said consolidated school district or school district comprising 2 or more municipalities in accordance with article 7 of chapter 7 of said Title which remained unissued at the time of the creation of a regional school district in said consolidated school district or school district comprising 2 or more municipalities, such referendum shall after such creation be authority for the issuance of bonds of the regional school district in the amount and for the purpose or purposes set forth therein and from and after the date of such creation shall for all the purposes of chapter 8 of Title 18 of the Revised Statutes, be deemed to constitute a proposal duly adopted by the legal voters of the regional school district authorizing the board of education of the regional school district to issue bonds of the regional district for the purpose or purposes and in the amount or amounts set forth in a proposal or proposals adopted at such referendum. The bonds so issued shall be dated and sold and made payable in accordance with the provisions of said chapter 8 and any provisions of resolutions with respect to the dates and maturities of such bonds shall not affect the powers of the regional board of education with respect to such dates and maturities.

C. 18:8-32.1.  
May issue  
bonds  
authorized  
before con-  
solidation.

3. This act shall take effect immediately.

Approved August 9, 1961.

## CHAPTER 99

AN ACT to amend "An act concerning the adoption of children, their custody, control and rights of inheritance, and repealing subtitle 2 of Title 9 of the Revised Statutes," approved July 23, 1953 (P. L. 1953, c. 264).

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

Section  
amended.

1. Section 4 of the act of which this act is amendatory is amended to read as follows:

C. 9:3-20.  
Court in  
which action  
shall be  
instituted.

4. Court in which action shall be instituted. An action for adoption shall be instituted in the Superior Court; or it may be instituted in the juvenile and domestic relations court or the County Court of the county in which the plaintiff is domiciled, except that (a) whenever the child to be adopted has been received into the plaintiff's home from or with the approval of an approved agency, the action may be instituted in the juvenile and domestic relations court or the County Court of the county in which such approved agency has its principal office in New Jersey; and (b) whenever a parent of the child to be adopted was granted a divorce from the other parent by the Superior Court, the action shall be instituted in the Superior Court, unless such court previously shall have awarded custody of the child to an approved agency or shall have consented to the institution of the action in a juvenile and domestic relations court or a County Court.

Section  
amended.

2. Section 11 of the act of which this act is amendatory is amended to read as follows:

C. 9:3-27.  
Final  
hearing;  
judgment  
of adoption.

11. Final hearing; judgment of adoption.

A. Upon the final hearing, the court shall proceed in camera; provided, however, that if there has been a preliminary hearing and the next friend shall have recommended the adoption, the final hearing may be dispensed with and judgment may be entered forthwith.

B. If a next friend shall have been appointed pursuant to subsection A of section 9, such next friend shall be a necessary party at the final hearing, shall be entitled to present testimony and to cross-examine witnesses, and shall be subject to examination with respect to its report and recommendations in the matter. If the child sought to be adopted is of the age of 10 years or over, the appearance of such child shall be required at the final hearing.

C. If, from the report and the evidence presented, the court shall be satisfied that the best interests of the child would be promoted by the adoption, the court shall enter a judgment of adoption.

D. If, from the evidence presented, the court shall be satisfied that the best interests of the child would not be promoted by the adoption, the court shall enter a judgment denying the adoption. If the child is not in the custody of an approved agency, such judgment shall contain such further provisions concerning the custody of the child as may be proper in the circumstances.

E. The Clerk of each juvenile and domestic relations court and of each County Court shall promptly file with the Superior Court a copy of each judgment of adoption entered pursuant to this act. The Clerk of the Superior Court shall docket the copies of such judgments and shall maintain an alphabetical index of all judgments of adoption entered each year pursuant to this act in the juvenile and domestic relations courts and County Courts and the Superior Court of this State.

3. This act shall take effect immediately.

Approved August 11, 1961.

## CHAPTER 100

AN ACT concerning the compensation of special deputy surrogates and amending section 2A:5-16 of the New Jersey Statutes.

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

Section  
amended.

1. Section 2A:5-16 of the New Jersey Statutes is amended to read as follows:

Other  
employee's  
appointment;  
compensation.

2A:5-16. The surrogate of each county shall select and appoint the deputy surrogate, any special deputy surrogate, executive clerk or chief clerk and engage all other employees, who shall receive such compensation as shall be recommended by the surrogate and approved by the board of chosen freeholders of the county. The annual compensation of the deputy surrogate shall not exceed  $\frac{3}{4}$  of the annual salary of the surrogate and the annual compensation of any executive clerk or chief clerk in the surrogate's office shall not exceed  $\frac{3}{4}$  of the annual salary of the surrogate; provided, that nothing herein shall be construed to reduce the salary of any executive clerk or chief clerk holding such position on July 27, 1948. The annual compensation of any special deputy surrogate shall be such sum, over and above his regular salary, not exceeding \$1,000.00 as the surrogate shall fix and the board of chosen freeholders approve provided, however, that in counties of the first class such sum over and above his regular salary shall not exceed \$2,000.00 when so fixed and approved. The compensation so fixed shall be paid semimonthly by the proper county disbursing officer on warrants approved by the surrogates.

2. This act shall take effect immediately.

Approved August 11, 1961.

## CHAPTER 101

AN ACT to validate sales of land by State officials  
in certain cases.

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

1. All sales heretofore made of any land by any State official, pursuant to chapter 37 of Title 2A of the New Jersey Statutes, are hereby validated and confirmed, and any conveyances by such official on behalf of the State to the purchaser or purchasers thereof upon payment of the purchase moneys therefor, shall be construed in all courts of this State to convey or have conveyed all of the right, title and interest of the State of, in and to said land, notwithstanding that notice as prescribed by section 2A:37-4 of the New Jersey Statutes was not published in 1 of the newspapers printed at Trenton in this State at least 6 weeks previous to the time and place of such sale and also in a newspaper published or circulating in the county where the affected real estate is situated, 4 times, once in each week, during 4 consecutive calendar weeks next preceding the time of such sale, providing that said notice was published in 1 of the newspapers printed at Trenton in this State at least 5 weeks next preceding the time of such sale and 4 times in a newspaper published or circulating in the county where the affected real estate is situated, during 3 consecutive calendar weeks next preceding the time of such sale.

Sale of  
land by  
State official  
validated.

2. This act shall take effect immediately.

Approved August 11, 1961.

## CHAPTER 102

AN ACT making an appropriation to the State Department of Conservation and Economic Development to defray the expenses of the State in connection with the holding of the National Convention of the Marine Corps League at Atlantic City in 1961.

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

Appropriation.

1. There is hereby appropriated from the general funds of the State in the State Treasury the sum of \$20,000.00 to the Department of Conservation and Economic Development to defray the expenses of the State in connection with the holding of the National Convention of the Marine Corps League in Atlantic City on August 22 to August 27 inclusive, 1961, under the sponsorship of Commodore A. John Niosi as chairman.

Additional appropriation.

2. There is hereby additionally appropriated to the Department of Conservation and Economic Development for the purposes set forth in section 1 of this act, all moneys which have been or hereafter may be contributed or donated to the State of New Jersey for such purposes by any person, corporation, partnership or other entity.

3. This act shall take effect immediately.

Approved August 18, 1961.



## CHAPTER 103

AN ACT extending the "Amusement Games Licensing Law," being chapter 109 of the laws of 1959, (approved June 16, 1959 and effective November 3, 1959 by the approval of the voters of the State) to include associations organized for the purpose of holding agricultural fairs and exhibitions and the places where such agricultural fairs and exhibitions are held, supplementing said law, and providing for the submission of this act to the legal voters of the State for their approval or rejection before the same shall become operative within this State.

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

1. The "Amusement Games Licensing Law," to which this act is a supplement, is hereby extended to include associations organized for the purpose of holding agricultural fairs and exhibitions and the places where such agricultural fairs and exhibitions are held.

C. 5:8-121.  
Law extended  
to include  
agricultural  
fairs, etc.

2. Any association organized for the purpose of holding agricultural fairs and exhibitions, which is approved by the State Department of Agriculture for participation in any or all State sponsored programs relative to the promotion of agriculture and the advancement of agricultural interests in this State, shall be eligible to be a licensee under the "Amusement Games Licensing Law." Any such approval shall be evidenced by a certificate thereof issued by the said Department of Agriculture.

C. 5:8-122.  
Eligible  
associations;  
certificate.

3. A licensee under the "Amusement Games Licensing Law" may conduct an amusement game or games at a place or places where any such

C. 5:8-123.  
Licensee may  
conduct  
games.

approved association holds an agricultural fair and exhibition.

C. 5:8-124.  
Application of  
act.

4. Except as otherwise provided herein, the provisions of the "Amusement Games Licensing Law" shall be applicable to the said associations and places.

C. 5:8-125.  
Fees.

5. As a condition of granting a State license to any such association, where the said association is itself to operate an amusement game or amusement games, the association shall pay an annual fee of \$20.00, plus \$5.00 for each game to be operated in excess of 4. Where the operator of the game at an agricultural fair and exhibition conducted under the auspices of such an association is to be a person holding a concession to operate at the fair and exhibition from the association holding the same, such operator shall pay for the State license an annual fee of \$5.00 for each game to be operated at the fair and exhibition, but if said operator is a licensee under the "Amusement Games Licensing Law" and has paid the annual fee of \$100.00 for a State license, he shall not be required to pay the said fee of \$5.00 for each game to be operated unless he operates more than 10 games, in which case he shall pay for the State license an additional annual fee of \$5.00 for each game in excess of 10.

C. 5:8-126.  
Municipal  
license fee.

6. Where in any 1 year the agricultural fair and exhibition is held for a period not in excess of 30 days, the fee for the municipal license shall be \$5.00 or less for any 1 license.

C. 5:8-127.  
Supplemental  
act operative.

7. This supplemental act shall be operative in any municipality in which heretofore the "Amusement Games Licensing Law" has become operative or which shall hereafter become operative by the action of the voters of the municipality upon the municipal referendum as provided in the said "Amusement Games Licensing Law" without any further referendum to the voters of the municipality in respect to this supplemental act.

C. 5:8-128.  
Referendum.

8. For the purpose of complying with the provisions of the State Constitution this supplemental

act shall be submitted to the people for their approval or rejection at the next general election.

9. There shall be printed on each official ballot to be used at such election the following:

C. 5:8-129.  
Voting  
instructions;  
question.

If you favor making the act entitled below operative within the State, make a cross (×), plus (+) or check (√) in the square opposite the word "Yes."

If you are opposed to making the act entitled below so operative, make a cross (×), plus (+) or check (√) in the square opposite the word "No."

	Yes.	Shall the act entitled "An Act extending the 'Amusement Games Licensing Law,' being chapter 109 of the laws of 1959, (approved June 16, 1959 and effective November 3, 1959 by the approval of the voters of the State) to include associations organized for the purpose of holding agricultural fairs and exhibitions and the places where such agricultural fairs and exhibitions are held, supplementing said law, and providing for the submission of this act to the legal voters of the State for their approval or rejection before the same shall become operative within this State" become operative within this State?
	No.	

The date of the approval or passage of this act, as the case may be, shall be inserted in the appropriate place after the title.

In any election district in which voting machines are used the question shall be placed upon the official ballot to be used upon the voting machines with the foregoing instructions to the voters but

with instructions to vote "Yes" or "No" by the use of such machines and without marking as aforesaid.

C. 5:8-130.  
Act  
effective  
immediately  
upon  
adoption.

10. If at such election a majority of all the votes cast both for and against the approval of this act shall be cast in favor the approval thereof, then all of its provisions shall forthwith take effect.

Note:  
Act  
effective.

11. This section and sections 8, 9 and 10 of this act shall take effect immediately and the remainder of this act shall take effect as hereinbefore provided.

Approved August 31, 1961.

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## CHAPTER 104

AN ACT to authorize the sale and conveyance of a right of way and easement in certain lands of the State of New Jersey situate in the township of Ewing, Mercer county, New Jersey, to the Ewing-Lawrence Sewerage Authority, a public body politic and corporate of the State of New Jersey.

Preamble.

WHEREAS, The Ewing-Lawrence Sewerage Authority is about to construct, reconstruct, lay or relay a sewer or sewers, connections and appurtenances thereto in the township of Ewing, Mercer county, New Jersey; and

Preamble.

WHEREAS, For said use the Ewing-Lawrence Sewerage Authority has requested that the State of New Jersey convey to it a right of way and easement in certain lands in the township of Ewing, Mercer county, New Jersey, now occupied in whole or in part by the Trenton State College; and

Preamble.

WHEREAS, The interests of the public would be well served if said lands were put to said use; now, therefore,

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

1. The Commissioner of Education, acting for and on behalf of and in the name of the State of New Jersey, is hereby authorized and empowered to sell and convey to the Ewing-Lawrence Sewerage Authority, a public body politic and corporate of the State of New Jersey, its successors and assigns, a right of way and easement for the purposes of constructing, reconstructing, laying and relaying a sewer or sewers, connections and appurtenances thereto, and the right to enter and re-enter from time to time, by its agents, servants and contractors, on foot and with vehicles and machinery, for the purpose of inspecting, maintaining, repairing and replacing in same, in, over, under and upon tracts of land situate, lying and being in the township of Ewing, county of Mercer and State of New Jersey, more particularly bounded and described as follows, to wit:

Conveyance  
authorized;  
description.

TRACT No. 1:

Being a strip of land 20 feet in width, the center line of which is described as follows:

BEGINNING at a point in the center line of Shabakunk Creek, being also in the westerly line of lands of the Board of Education of the Township of Ewing, that is distant 221.47 feet measured on a bearing of S 9° 12' 01" E from the northwesterly corner of lands of the Board of Education of the Township of Ewing, said northwesterly corner being distant 2105.92 feet measured along the northerly line of said lands on a bearing of S 54° 24' 35" W from the westerly line of Ewingville Road, and running from said point of BEGINNING N 75° 43' 50" W, 299.59 feet.

TRACT No. 2:

Being a strip of land 20 feet in width, the center line of which is described as follows:

BEGINNING at a point in the northerly line of lands of the Board of Education of the Township of

Ewing that is distant 1980.08 feet measured along said northerly line on a bearing of S 54° 24' 35" W from the westerly line of Ewingville Road, and running thence (1) N 10° 44' W, 386.92 feet to a point in the westerly line of lands of Mercer Land Company, Inc.

TRACT No. 3:

Being a strip of land 20 feet in width, the center line of which is described as follows:

BEGINNING at a point in the southwesterly line of lands of Mercer Land Company, Inc., that is distant 99.66 feet, measured along said line on a bearing of N 28° 58' 55" W from a point in the northwesterly line of lands of the Board of Education of the Township of Ewing that is distant 1858.11 feet measured along said last-mentioned line on a bearing of S 54° 24' 35" W from the westerly line of Ewingville Road, and running thence (1) S 67° 16' W, 81.24 feet to a point.

TRACT No. 4:

Being a strip of land 20 feet in width, the center line of which is described as follows:

BEGINNING at a point in the southeasterly line of Linwood Avenue that is distant 10 feet southwesterly from the intersection of the said line of Linwood Avenue with the southerly line of lands of Kenneth B. Van Fleet et ux, said beginning point being also 10 feet southwesterly from the center line of Hilldale Circle (now vacated), as shown on a plan of Hillwood Lakes, and running thence (1) Southeasterly, at right angles to the southeasterly line of Linwood Avenue, 768 feet to a point; thence (2) In a southerly direction, 17 feet more or less to a point in the westerly line of Mercer Land Company, Inc.

TRACT No. 5:

BEGINNING at a point in the southeasterly line of Pennington Road (N. J. State Highway Route #69) that is distant 593.14 feet southwesterly from the

intersection of the said line of Pennington Road with the southerly line of Chauncey Avenue (now vacated), and running thence (1) S 50° 02' E, along the southwesterly line of lands of Robert C. Dodson et ux, 50.30 feet to a point in the northerly line of Lake Boulevard; thence (2) Southwesterly, along the northerly line of Lake Boulevard, on a curve bearing to the left having a radius of 174 feet, a distance of 22 feet more or less to a point; thence (3) N 50° 02' W, parallel with and distant 20 feet southwesterly from the first course, 41 feet more or less to a point in the southeasterly line of Pennington Road; thence (4) N 39° 58' E, along the southeasterly line of Pennington Road, 20 feet to the point and place of BEGINNING.

The same being over and across lands of the State of New Jersey now occupied in whole or in part by the Trenton State College.

Reserving to the State of New Jersey the right to use and maintain the surface of said lands in any manner not inconsistent with the rights herein authorized to be granted.

Also subject to the terms, conditions and provisions of said right of way and easement grant as shall be determined by the Commissioner of Education not inconsistent with the provisions hereof.

2. This act shall take effect immediately.

Approved September 8, 1961.

## CHAPTER 105

AN ACT concerning air pollution and supplementing chapter 19 of Title 32 of the Revised Statutes, and making an appropriation.

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

1. In addition to the powers, duties and functions now provided by law, the Interstate Sanitation Commission shall have authority to engage in activi-

C. 32:19A-1.  
Additional  
activities of  
commission.

ties with respect to interstate air pollution problems between the States of New York and New Jersey as follows:

- a. To conduct studies;
- b. To undertake research, testing and development;
- c. To gather, exchange and disseminate information with and among public or private bodies, persons or organizations and to co-operate with any of them in solving air pollution problems;
- d. To take samplings and to trace sources of air pollutants;
- e. To refer complaints to an appropriate enforcement agency or agencies of the States in which the sources are located and to which air pollutants are carried, along with such data and information as it may have obtained with respect to the nature, characteristics, source, path and effect of air pollutants;
- f. Make recommendations and reports to the Governors and Legislatures of the participating States.

C. 32:19A-2.  
Primary effort.

2. The primary effort of the Interstate Sanitation Commission under this act shall be directed to air contaminant solids, liquids or gases which are toxic, disagreeable or irritant, or which are destructive.

C. 32:19A-3.  
To use existing services and facilities.

3. In carrying out its functions under this act, the Interstate Sanitation Commission shall make use of the services, facilities and information of existing State, local and Federal agencies wherever feasible and available.

C. 32:19A-4.  
May accept gifts, donations, etc.

4. In furtherance of the purposes of this act, the Interstate Sanitation Commission is empowered to accept moneys, property and other donations or gifts from any person whatever, whether public, private or governmental, real or artificial.

C. 32:19A-5.  
Limitation on activity; information obtained confidential; copy of provisions of act furnished.

5. No trade secret or secret process shall be inquired into by the Interstate Sanitation Commission under this act, whether with respect to 1 or more of the substances or 1 or more of the processes, operations, techniques or devices used in connection therewith, and whenever a trade secret or secret



process is involved, the activity under this act shall be limited to the identification of the device or facility from which the effluent discharged into the outer air derives, and the nature, rate and period of emission of such effluent.

All information obtained from any sampling, tracing or other specific inquiry performed under this act shall be kept and maintained as a confidential disclosure and, except as may be essential for the purpose of referring a complaint to an appropriate enforcement agency and of any enforcement proceeding by or before any such agency, shall not be disclosed or published in any way other than such as will not identify a given substance, process, operation, technique or device with the physical location or identity of the source plant or facility, or with the product made or service performed, or with the person or persons using the same.

A printed copy of the provisions of this section shall be furnished on request to any person furnishing information to the Interstate Sanitation Commission and, in case of an inquiry at a plant or facility, to the person then in charge of the same.

6. So long as the activities conducted pursuant to this act are limited to the States of New York and New Jersey, all of the costs and expenses of the same, direct and indirect, shall be met, within the limits of available appropriations therefor, by said 2 States in equal shares and all actions of the Interstate Sanitation Commission with respect to such activities shall be governed solely by the commissioners from the States of New York and New Jersey, with like effect as though the State of Connecticut were not a participant of said commission, and for this purpose the commission shall establish administratively a separate Division on Interstate Air Pollution, and maintain separate financial accounts to reflect its direct and allocated costs and expenses; provided, however, that the full commission, including the members representing the State of Connecticut, shall rule on all matters touching the accounting systems to be used and the charging and allocation of costs and expenses.

C. 32:19A-6.  
Costs and  
expenses  
shared equally;  
division on  
interstate  
air pollution  
established.

C. 32:19A-7.  
Appropriation.

7. The sum of \$7,500.00 is hereby appropriated to the Division on Interstate Air Pollution of the Interstate Sanitation Commission for the fiscal year 1959-60, to meet a ½ share of its costs and expenses under this act.

C. 32:19A-8.  
Short title.

8. This act shall be known and referred to by its short title as the "Interstate Air Pollution Act."

C. 32:19A-9.  
Act effective.

9. This act shall take effect immediately but shall remain inoperative until legislation of substantially similar import shall have been enacted by the State of New York; and if such legislation shall have been already enacted, shall become operative immediately; but shall remain in force only so long as such legislation of the State of New York remains in force.

Approved September 8, 1961.

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## CHAPTER 106

AN ACT to amend the "Law Against Discrimination," approved April 16, 1945 (P. L. 1945, c. 169) and chapter 198 of the laws of 1954 which is supplemental thereof.

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

Section  
amended.

1. Section 4 of the act of which this act is amendatory is amended to read as follows:

C. 18:25-4.  
Employment  
and accom-  
modations a  
civil right.

4. All persons shall have the opportunity to obtain employment, and to obtain all the accommodations, advantages, facilities, and privileges of any place of public accommodation, publicly assisted housing accommodation, and other real property without discrimination because of race, creed, color, national origin or ancestry, subject only to conditions and limitations applicable alike to all persons. This opportunity is recognized as and declared to be a civil right.

2. Section 5 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

5. As used in this act, unless a different meaning clearly appears from the context:

C. 18:25-5.  
Terms defined.

a. "Person" includes 1 or more individuals, partnerships, associations, labor organizations, corporations, legal representatives, trustees, trustees in bankruptcy, receivers, and fiduciaries.

b. "Employment agency" includes any person undertaking to procure employees or opportunities for others to work.

c. "Labor organization" includes any organization which exists and is constituted for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment or of other mutual aid or protection in connection with employment.

d. "Unlawful employment practice" and "unlawful discrimination" includes only those unlawful practices and acts specified in section 11 of this act.

e. "Employer" does not include a club exclusively social or a fraternal, charitable, educational or religious association or corporation, if such club, association or corporation is not organized and operated for private profit, nor does it include any employer with fewer than 6 persons in his employ.

f. "Employee" does not include any individual employed by his parents, spouse or child, or in the domestic service of any person.

ff. "Liability for service in the Armed Forces of the United States" means subject to being ordered as an individual or member of an organized unit, into active service in the Armed Forces of the United States by reason of membership in the National Guard, naval militia or a reserve component of the Armed Forces of the United States or subject to being inducted into such armed forces through a system of national selective service.

g. "Division" means the Division of Civil Rights created by this act.

h. "Commissioner" means the State Commissioner of Education.

i. "Commission" means the Commission on Civil Rights created by this act.

j. "A place of public accommodation" shall include any tavern, roadhouse, or hotel, whether for entertainment of transient guests or accommodation of those seeking health, recreation or rest; any retail shop or store; any restaurant, eating house, or place where food is sold for consumption on the premises; any place maintained for the sale of ice cream, ice and fruit preparations or their derivatives, soda water or confections, or where any beverages of any kind are retailed for consumption on the premises; any garage, any public conveyance operated on land or water, or in the air, and stations and terminals thereof; any public bathhouse, public boardwalk, public seashore accommodation; any auditorium, meeting place, or public hall; any theatre, or other place of public amusement, motion-picture house, music hall, roof garden, skating rink, swimming pool, amusement and recreation park, fair, bowling alley, gymnasium, shooting gallery, billiard and pool parlor; any comfort station; any dispensary, clinic or hospital; and any public library, any kindergarten, primary and secondary school, trade or business school, high school, academy, college and university, or any educational institution under the supervision of the State Board of Education, or the Commissioner of Education of the State of New Jersey. Nothing herein contained shall be construed to include or to apply to, any institution, bona fide club, or place of accommodation, which is in its nature distinctly private; nor shall any thing herein contained apply to any educational facility operated or maintained by a bona fide religious or sectarian institution, and the right of a natural parent or one in loco parentis to direct the education and upbringing of a child under his control is hereby affirmed; nor shall anything herein contained be construed to bar any private secondary or post-secondary school from using in good faith

criteria other than race, creed, color, national origin or ancestry, in the admission of students.

k. "A publicly assisted housing accommodation" shall include all housing built with public funds or public assistance pursuant to chapter 300 of the laws of 1949, chapter 213 of the laws of 1941, chapter 169 of the laws of 1944, chapter 303 of the laws of 1949, chapter 19 of the laws of 1938, chapter 20 of the laws of 1938, chapter 52 of the laws of 1946, and chapter 184 of the laws of 1949, and all housing financed in whole or in part by a loan, whether or not secured by a mortgage, the repayment of which is guaranteed or insured by the Federal Government or any agency thereof.

l. The term "real property" includes real estate, lands, tenements and hereditaments, corporeal and incorporeal, provided however that, except as to publicly assisted housing accommodations, the provisions of this act shall not apply (1) to the sale or rental of a dwelling, or of a portion thereof, containing accommodations for not more than 3 families, 1 of which is maintained by the owner at the time of sale or rental as the household of his family, or; (2) to the sale or rental of a dwelling, or a portion thereof, containing accommodations for not more than 2 families, except, however, such dwellings shall be included within the term "real property" when they are part of a group of 10 or more dwelling houses constructed or to be constructed on land that is contiguous (exclusive of public streets) and are offered for sale or rental by a person who owns or has owned or otherwise controls or has controlled the sale or rental of such group of dwelling houses, or; (3) to the rental, by the owner or occupant of a 1-family accommodation in which he or members of his family reside, of a room or rooms in such accommodation to another person or persons. Nothing herein contained shall be construed to bar any religious or denominational institution or organization, or any organization operated for charitable or educational purposes, which is operated, supervised or controlled by or in connection

with a religious organization, in the sale, lease or rental of real property, from limiting admission to or giving preference to persons of the same religion or denomination or from making such selection as is calculated by such organization to promote the religious principles for which it is established or maintained.

m. "Real estate broker" includes a person, firm or corporation who, for a fee, commission or other valuable consideration, or by reason of a promise or reasonable expectation thereof, lists for sale, sells, exchanges, buys or rents, or offers or attempts to negotiate a sale, exchange, purchase or rental of real estate or an interest therein, or collects or offers or attempts to collect rent for the use of real estate or solicits for prospective purchasers or assists or directs in the procuring of prospects or the negotiation or closing of any transaction which does or is contemplated to result in the sale, exchange, leasing, renting or auctioning of any real estate or negotiates, or offers or attempts or agrees to negotiate a loan secured or to be secured by mortgage or other encumbrance upon or transfer of any real estate for others, or any person who, for pecuniary gain or expectation of pecuniary gain conducts a public or private competitive sale of lands or any interest in lands. In the sale of lots, the term "real estate broker" shall also include any person, partnership, association or corporation employed by or on behalf of the owner or owners of lots or other parcels of real estate, at a stated salary, or upon a commission, or upon a salary and commission, or otherwise, to sell such real estate, or any parts thereof, in lots or other parcels, and who shall sell or exchange, or offer or attempt or agree to negotiate the sale or exchange, of any such lot or parcel of real estate.

n. "Real estate salesman" includes any person who, for compensation, valuable consideration or commission, or other thing of value, or by reason of a promise or reasonable expectation thereof, is employed by and operates under the supervision of

a licensed real estate broker to sell or offer to sell, buy or offer to buy or negotiate the purchase, sale or exchange of real estate, or offers or attempts to negotiate a loan secured or to be secured by a mortgage or other encumbrance upon or transfer of real estate, or to lease or rent, or offer to lease or rent any real estate for others, or to collect rents for the use of real estate, or to solicit for prospective purchasers or lessees of real estate, or who is employed by a licensed real estate broker to sell or offer to sell lots or other parcels of real estate, at a stated salary, or upon a commission, or upon a salary and commission, or otherwise to sell real estate, or any parts thereof, in lots or other parcels.

3. Section 6 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

6. There is created in the Department of Education a division to be known as The Division of Civil Rights with power to prevent and eliminate discrimination in employment against persons because of race, creed, color, national origin or ancestry or because of their liability for service in the Armed Forces of the United States, by employers, labor organizations, employment agencies or other persons and to take other actions against discrimination because of race, creed, color, national origin or ancestry or because of their liability for service in the Armed Forces of the United States, as herein provided; and the division created hereunder is given general jurisdiction and authority for such purposes.

C. 18:25-6.  
Division of  
civil rights  
created;  
powers.

4. Section 11 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

11. It shall be an unlawful employment practice, or, as the case may be, an unlawful discrimination:

C. 18:25-12.  
Unlawful  
employment  
practice or  
unlawful  
discrimination.

a. For an employer, because of the race, creed, color, national origin or ancestry, of any individual, or because of the liability for service in the Armed Forces of the United States, of any individual, to refuse to hire or employ or to bar or to discharge from employment such individual or to discriminate against such individual in compensation or in terms,

conditions or privileges of employment, however, it shall not be an unlawful employment practice to refuse to accept for employment an applicant who has received a notice of induction or orders to report for active duty in the armed forces.

b. For a labor organization, because of the race, creed, color, national origin or ancestry, of any individual, or because of the liability for service in the Armed Forces of the United States, of any individual, to exclude or to expel from its membership such individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer.

c. For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment, or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification or discrimination as to race, creed, color, national origin or ancestry or liability of any applicant for employment for service in the Armed Forces of the United States, or any intent to make any such limitation, specification or discrimination, unless based upon a bona fide occupational qualification.

d. For any employer, labor organization or employment agency to discharge, expel or otherwise discriminate against any person because he has opposed any practices or acts forbidden under this act or because he has filed a complaint, testified or assisted in any proceeding under this act.

e. For any person, whether an employer or an employee or not, to aid, abet, incite, compel or coerce the doing of any of the acts forbidden under this act, or to attempt to do so.

f. For any owner, lessee, proprietor, manager, superintendent, agent, or employee of any place of public accommodation directly or indirectly to refuse, withhold from or deny to any person any of the accommodations, advantages, facilities or privileges thereof, or to discriminate against any person in



the furnishing thereof, or directly or indirectly to publish, circulate, issue, display, post or mail any written or printed communication, notice, or advertisement to the effect that any of the accommodations, advantages, facilities, or privileges of any such place will be refused, withheld from, or denied to any person on account of the race, creed, color, national origin, or ancestry of such person, or that the patronage or custom thereat of any person of any particular race, creed, color, national origin or ancestry is unwelcome, objectionable or not acceptable, desired or solicited, and the production of any such written or printed communication, notice or advertisement, purporting to relate to any such place and to be made by any owner, lessee, proprietor, superintendent, or manager thereof, shall be presumptive evidence in any action that the same was authorized by such person.

g. For the owner, lessee, sublessee, assignee or managing agent of, or other person having the right of ownership or possession of or the right to sell, rent, lease, assign, or sublease any real property or part or portion thereof, or any agent or employee of any of these:

(1) To refuse to sell, rent, lease, assign, or sublease or otherwise to deny to or withhold from any person or group of persons any real property or part or portion thereof because of the race, creed, color, national origin or ancestry of such person or group of persons;

(2) To discriminate against any person or group of persons because of the race, creed, color or national origin of such person or group of persons in the terms, conditions or privileges of the sale, rental or lease of any real property or part or portion thereof or in the furnishing of facilities or services in connection therewith; or

(3) To print, publish, circulate, issue, display, post or mail, or cause to be printed, published, circulated, issued, displayed, posted or mailed any statement, advertisement, publication or sign, or to use any form of application for the purchase,

rental, lease, assignment or sublease of any real property or part or portion thereof, or to make any record or inquiry in connection with the prospective purchase, rental, lease, assignment, or sublease of any real property, or part or portion thereof which expresses, directly or indirectly, any limitation, specification or discrimination as to race, creed, color, national origin or ancestry, or any intent to make any such limitation, specification or discrimination, and the production of any such statement, advertisement, publicity, sign, form of application, record, or inquiry purporting to be made by any such person shall be presumptive evidence in any action that the same was authorized by such person.

h. For any real estate broker, real estate salesman or employee or agent thereof:

(1) To refuse to sell, rent, assign, lease or sublease, or offer for sale, rental, lease, assignment, or sublease any real property or part or portion thereof to any person or group of persons or to refuse to negotiate for the sale, rental, lease, assignment, or sublease of any real property or part or portion thereof to any person or group of persons because of the race, creed, color, national origin or ancestry of such person or group of persons, or to represent that any real property or part or portion thereof is not available for inspection, sale, rental, lease, assignment, or sublease when in fact it is so available, or otherwise to deny or withhold any real property or any part or portion or facilities thereof to or from any person or group of persons because of the race, creed, color, national origin or ancestry of such person or group of persons;

(2) To discriminate against any person because of his race, creed, color, national origin or ancestry in the terms, conditions or privileges of the sale, rental, lease, assignment or sublease of any real property or part or portion thereof or in the furnishing of facilities or services in connection therewith; or

(3) To print, publish, circulate, issue, display, post, or mail, or cause to be printed, published, cir-

culated, issued, displayed, posted or mailed, any statement, advertisement, publication or sign, or to use any form of application for the purchase, rental, lease, assignment, or sublease of any real property or part or portion thereof or to make any record or inquiry in connection with the prospective purchase, rental, lease, assignment, or sublease of any real property or part or portion thereof which expresses, directly or indirectly, any limitation, specification or discrimination as to race, creed, color, national origin or ancestry or any intent to make any such limitation, specification or discrimination, and the production of any such statement, advertisement, publicity, sign, form of application, record, or inquiry purporting to be made by any such person shall be presumptive evidence in any action that the same was authorized by such person.

i. For any person, bank, banking organization, mortgage company, insurance company or other financial institution or lender to whom application is made for financial assistance for the purchase, acquisition, construction, rehabilitation, repair or maintenance of any real property or part or portion thereof or any agent or employee thereof:

(1) To discriminate against any person or group of persons because of the race, creed, color, national origin or ancestry of such person or group of persons or of the prospective occupants or tenants of such real property or part or portion thereof, in the granting, withholding, extending, modifying or renewing, or in the fixing of the rates, terms, conditions or provisions of any such financial assistance or in the extension of services in connection therewith; or

(2) To use any form of application for such financial assistance or to make any record or inquiry in connection with applications for such financial assistance which expresses, directly or indirectly, any limitation, specification or discrimination as to race, creed, color, national origin or ancestry, or any intent to make any such limitation, specification or discrimination.

Section  
amended.

C. 18:25-9.1.  
Enforcement  
of laws.

NOTE:  
Act effective.

5. Section 1 of chapter 198 of the laws of 1954 is amended to read as follows:

1. The Division on Civil Rights in the Department of Education shall enforce the laws of this State against discrimination in housing built with public funds or public assistance, pursuant to any law, and in real property, as defined in the law hereby supplemented, because of race, religious principles, color, national origin or ancestry. The said laws shall be so enforced in the manner prescribed in the act to which this act is a supplement.

6. This act shall take effect July 1, 1961.

Approved September 13, 1961.

## CHAPTER 107

AN ACT to relocate a portion of the boundary line between the township of Greenwich and the borough of Paulsboro, both in the county of Gloucester and to annex certain lands to the borough of Paulsboro.

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

Boundary line  
relocated.

1. A portion of the existing boundary line between the township of Greenwich and the borough of Paulsboro, both in the county of Gloucester, is hereby relocated and established as follows:

Beginning at a point formed by the intersection of the Penn Line (the present boundary line between the Township of Greenwich and the Borough of Paulsboro) with the northerly right-of-way line of the Pennsylvania-Reading Seashore Lines; thence (1) in a southwesterly direction, along the said northerly right-of-way of the Pennsylvania-Reading Seashore Lines, a distance of 55.20 feet to a point; thence (2) in a northeasterly direction

along a line parallel with and distant 50 feet westerly from the Penn Line, North 8° 50' East, a distance of 198.55 feet to a point; thence (3) still in a northeasterly direction parallel with and distant 50 feet westerly from the Penn Line, North 8° 58' 25" East, a distance of 489.13 feet to a point in the northerly line of Capitol Street projected; thence (4) along the northerly line of Capitol Street projected, South 89° 16' East, a distance of 50.52 feet to the point of intersection of the northerly line of Capitol Street and the Penn Line.

2. All lands lying within the above described line on the westerly side of the aforementioned Penn Line are hereby added and annexed to the borough of Paulsboro.

Certain  
lands annexed.

3. This act shall take effect immediately.

Approved September 27, 1961.

## CHAPTER 108

AN ACT to amend "An act concerning the sale of real estate by park commissions governed by sections 40:37-96 to 40:37-174 of the Revised Statutes, and supplementing chapter 37 of Title 40 of the Revised Statutes," approved June 26, 1950 (P. L. 1950, c. 241).

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

1. Section 1 of the act of which this act is amendatory to read as follows:

Section  
amended.

1. Any real estate or part thereof heretofore or hereafter acquired by a county park commission governed by sections 40:37-96 to 40:37-174 of the Revised Statutes may be sold at private sale by such county park commission to the State of New Jersey, or to the county in which such real estate is

C. 40:37-146.1.  
Sale of  
real estate  
at private  
sale.

situated, or to the municipality in which such real estate is situated, or to any public board, authority or agency of such municipality, provided the members of the park commission shall by resolution approve such sale as in public interest, and shall certify such resolution to the board of chosen freeholders.

2. This act shall take effect immediately.

Approved October 17, 1961.

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## CHAPTER 109

AN ACT to validate certain deeds or other conveyances of, and discharges of mortgages upon, real property executed by any dissolved corporation, or by any corporation whose charter has been forfeited or has expired.

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

Validates  
certain deeds  
and con-  
veyances.

1. Any deed or other conveyance of, and any discharge of any mortgage upon, real property, executed by any dissolved corporation or by any corporation whose charter has been forfeited or has expired by the terms thereof, shall be good and effectual to transfer the interest or title of such corporation, in and to such real property, to the grantee or transferee therein named, or to discharge the real property covered by such mortgage from the lien thereof, as the case may be, if the same has been executed and signed by the directors, acting as trustees in dissolution of such corporation, notwithstanding that the same was made and executed in the names of said individual directors, as such trustees, and was not made and executed in the name of such corporation or under its corporate seal; provided, the same is valid in all

other respects and has been of record in the office of the county clerk or register of deeds of the county wherein the real estate affected is situate, for a period of at least 3 years, and provided further, that no proceeding shall have been heretofore instituted or shall hereafter within 30 days from the effective date hereof be instituted in any court in respect to the said sale or conveyance.

2. This act shall take effect immediately.

Approved October 20, 1961.

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## CHAPTER 110

AN ACT vesting title to real estate in the township of Washington, county of Mercer and State of New Jersey, alleged formerly to be the property of Harold Loughlin, also known as Harold Danser, which had escheated to the State of New Jersey in 1956.

WHEREAS, Amanda Danser died on June 20, 1937, seized and possessed of the real estate hereinafter described and devised the said real estate to Harold Loughlin, also known as Harold Danser, by her last will and testament dated November 26, 1932 and probated July 8, 1937, which is recorded in the Surrogate's Office of Mercer County in Book 54 of Wills for said county at pages 213-214; and

Preamble.

WHEREAS, The said Harold Loughlin, also known as Harold Danser, was a member of the household of the said testatrix from the time he was 2 years of age and the said devise was stated as having been in recognition of his long years of faithful service and loving kindness to the testatrix; and

Preamble.

Preamble. WHEREAS, The said Harold Loughlin, also known as Harold Danser, survived the testatrix and died seized and possessed of the said real estate; and

Preamble. WHEREAS, The said Harold Loughlin, also known as Harold Danser, died on June 12, 1956, without having devised said real estate and without heirs capable of inheriting the same, by reason whereof the said real estate has escheated to the State of New Jersey; and

Preamble. WHEREAS, The said real estate consists of a tract of land of about 38 acres and there is erected thereon a dilapidated, uninhabitable two-story frame dwelling house and a one-car garage and some small frame outbuildings, all having a total appraised value of \$9,800.00, of which \$9,500.00 in value is allocated to the land and the balance to the buildings; and

Preamble. WHEREAS, The governing body of Washington township has determined that if the township can obtain title to the said real estate, the land could and should be devoted to park purposes and the said governing body of the township has requested the passage of this act; and

Preamble. WHEREAS, The said property has never been used for State purposes and the State at no time has paid any taxes or made any effort to redeem the same from any tax lien; nor has the State exercised any dominion over the property; nor has the State any specific plan for the use of the said property; and

The said real estate is more particularly described as follows:

Description. All that certain tract of land, lying and being in the Township of Washington, County of Mercer and State of New Jersey, bounded and described as follows, to wit:



Beginning at a spike in the center line of the Township Road presently known as Meadowbrook Road, leading from New Jersey State Highway Route No. 33, also known as U. S. Route No. 130, to Edinburg, said beginning point being distant 603.50 feet measured on a course North  $29^{\circ} 15'$  West, from the middle of Mercer County Culvert No. 942.4 across said Meadowbrook Road, spanning a small stream; thence

1. Along the center line of the said Meadowbrook Road, North  $29^{\circ} 15'$  West, 1,999.80 feet to an iron pin, being the angle point or point of intersection of the center line of the said Meadowbrook Road; thence

2. Along the south side of a 12 foot wide easement and the southerly line of lands belonging now or formerly to Lester R. Olson, North  $75^{\circ} 21' 30''$  East, 779.70 feet to an iron pin on top of bank of the Assumpink Creek, and still along same 28.50 feet plus or minus to the center line of said Assumpink Creek; thence

3. Southerly up the center line of said Assumpink Creek the various courses and distances thereof, approximately 2,136 feet to a point in the middle of said Assumpink Creek, said point being the intersection of the Northerly line of lands of Joseph Maruski, et. ux., and the Southerly line of the property being herein described; thence

4. South  $82^{\circ} 51' 30''$  West, 20.1 feet plus or minus to an iron pin on top of the bank of the said Assumpink Creek, and still running along the same South  $82^{\circ} 51' 30''$  West, 883.15 feet to a spike in the center line of said Meadowbrook Road, said spike being the point and place of beginning.

Containing 38 acres of land more or less.

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

1. All the estate, right, title and interest of every kind and character of which it is alleged the State

Title vested.

of New Jersey has in and to the real estate formerly the property of Harold Loughlin, also known as Harold Danser, more particularly above described, is hereby vested in the township of Washington, county of Mercer and State of New Jersey.

Restriction  
on use.

2. The real estate the subject of this act shall be used by Washington township for park or recreation purposes. Should the township cease to use such real estate for such purposes for a period of more than 2 years, the title to such real estate conveyed by this act shall revert to the State of New Jersey.

Private act.

3. This act shall be deemed a private act following due notice of intention to apply for the same.

Act effective.

4. This act shall take effect immediately but shall be inoperative until the required assessment of \$25.00 for a private act shall have been paid into the State Treasury.

Approved October 26, 1961.

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## CHAPTER 111

AN ACT to amend "An act concerning the judges of certain county district courts, and supplementing chapter 6 of Title 2A of the New Jersey Statutes," approved January 24, 1956 (P. L. 1955, c. 271).

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

Section  
amended.

1. Section 3 of the act of which this act is amendatory is amended to read as follows:

C. 2A:6-14.9.  
Assignment  
of full-time  
judge to  
county court.

3. In any county having a population of not less than 390,000 inhabitants which is authorized to have not more than 6 county judges, each judge of a county district court in said county who is re-

quired to devote his full time to his judicial duties, may be assigned by the assignment judge of the Superior Court of the county to hold temporarily the County Court of said county and, upon any such assignment, the judge of the county district court shall have all the power, authority and jurisdiction of a county judge of the County Court of said county.

2. This act shall take effect immediately.

Approved November 28, 1961.

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## CHAPTER 112

AN ACT to amend "A supplement to the 'In Rem Tax Foreclosure Act (1948),' approved May 28, 1948 (P. L. 1948, c. 96)," approved March 1, 1956 (P. L. 1955, c. 278).

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

1. Where

(a) any proceeding pursuant to the provisions of the act to which this act is a supplement, or

C. 54:5-104.72.  
Irregularities  
in proceedings;  
instituting new  
proceedings.

(b) any other proceeding for the foreclosure of a right of redemption where the right could then have been, but was not, foreclosed in the manner provided by said act if said act had then been in effect,

has been heretofore or shall be hereafter instituted and judgment obtained, and after the entry of such judgment it is discovered that there were irregularities, or that there may have been irregularities, in the conduct of the proceedings, the munici-

pality which instituted the proceedings, may conduct a proceeding under the said act, in the same manner and with the same effect as the first proceeding would have had if it had been regularly prosecuted to judgment under the said act.

2. This act shall take effect immediately.

Approved November 28, 1961.

### CHAPTER 113

AN ACT concerning motor vehicles and traffic regulation, and amending sections 39:3-20, 39:3-84 and 39:4-26 of the Revised Statutes and section 5 of chapter 142 of the laws of 1950.

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

Section  
amended.

1. Section 39:3-20 of the Revised Statutes is amended to read as follows:

Commercial  
vehicles,  
trailers,  
semitrailers  
and tractor  
registration;  
fees; "con-  
structors"  
registration  
plates;  
sections  
39:3-84,  
39:4-75  
not repealed.

39:3-20. An applicant for registration for automobile commercial vehicles, trailers, semitrailers, and tractors shall pay to the director a fee based on the gross weight of the vehicle and load. The plates to be used for commercial motor vehicles shall display the word "commercial," and the numerals shall be prefixed by the letter "X." Trailer plates shall have the letter "T." The fee shall be paid in accordance with the following table:

When the gross weight of vehicle and load is:

1,000 pounds or less .....	\$10 00
1,001 to 2,000 lbs. ....	15 00
2,001 to 3,000 lbs. ....	20 00
3,001 to 4,000 lbs. ....	25 00
4,001 to 5,000 lbs. ....	30 00
5,001 to 6,000 lbs. ....	35 00
6,001 to 8,000 lbs. ....	40 00

8,001 to 10,000 lbs. ....	50 00
10,001 to 13,000 lbs. ....	60 00
13,001 to 16,000 lbs. ....	75 00
16,001 to 19,000 lbs. ....	90 00
19,001 to 22,000 lbs. ....	110 00
22,001 to 25,000 lbs. ....	130 00
25,001 to 28,000 lbs. ....	150 00
28,001 to 32,000 lbs. ....	180 00
32,001 to 36,000 lbs. ....	210 00
36,001 to 40,000 lbs. ....	240 00

In addition to the registrations authorized to be issued pursuant to the provisions of this section, the director shall issue registrations for automobile commercial vehicles, trailers, semitrailers, and tractors providing for the gross weight of vehicle and load over 40,000 pounds but not exceeding 70,000 pounds, upon application therefor and proof to the satisfaction of the director that the applicant is actually engaged in construction work or in the business of supplying material, transporting material, or using such registered vehicle for construction work. The license plate so issued shall be marked "constructor" and shall be placed upon the vehicle or vehicles registered under this section. In no event shall a vehicle or combination of vehicles, operating as a unit, registered under this section and using "constructor" registration plates exceed a maximum gross weight, inclusive of load, of 70,000 pounds.

The applicant for "constructor" registration plates authorized herein shall pay therefor on each vehicle at the rate of \$15.00 per thousand pounds of gross weight of vehicle and load.

Vehicles registered and using "constructor" registration plates may not be operated at a distance greater than 30 miles from the point established as a headquarters for the particular construction operation and such vehicles, except as hereafter provided, must comply with the speed limitations of Title 39 of the Revised Statutes. Such vehicles

when carrying a gross weight of vehicle and load less than 50% of the certificate of registration shall comply with applicable speed laws and shall not move along a highway at a speed greater than 40 miles per hour. When carrying a gross weight of vehicle and load in excess of 50% of the certificate of registration, such vehicles shall comply with applicable speed laws and shall not move along a highway at a speed greater than 30 miles per hour.

It shall be unlawful for any vehicle registered under this act having gross weight of load and vehicle in excess of the gross weight provided on the registration certificate to be operated on the highways of this State. The owner, lessee, and bailee of any commercial motor vehicle, tractor, trailer or semitrailer registered under this act and found on a highway with a gross weight of vehicle and load in excess of that provided for on the certificate of registration of the vehicle, shall be fined in an amount equal to \$0.02 per pound for each pound of excess weight, if the excess weight does not exceed 10,000 pounds, and \$0.03 per pound for each pound of excess weight if the excess weight exceeds 10,000 pounds, but in no event less than \$50.00.

In the event that a tractor, trailer or semitrailer registered under this act is found on a highway in combination with a tractor, trailer or semitrailer duly registered in any other State or Federal district, the unit of the combination registered under this act shall have a gross weight registration equal at least to  $\frac{1}{2}$  of the combined gross weight of both vehicles and load. If it does not, the owner, lessee and bailee shall be fined an amount equal to \$0.02 for each pound by which  $\frac{1}{2}$  of said combined gross weight exceeds the gross weight registration of the unit registered under this act, if the excess is not greater than 10,000 pounds, and \$0.03 for each pound of the excess if it is greater than 10,000 pounds, but in no event less than \$50.00.

Moneys realized from the increase of the fees for registrations issued pursuant to the provisions of

this act shall be paid into the State treasury and credited to the General State Fund and available for general State purposes.

This section shall not be construed to supersede or repeal the provisions of either sections 39:3-84 or 39:4-75 of this Title.

2. Section 39:3-84 of the Revised Statutes is amended to read as follows:

39:3-84. No commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State the outside width of which is more than 96 inches or the height of which exceeds 13½ feet, and no commercial motor vehicle, tractor or trailer shall be operated on any highway in this State the extreme over-all length of which exceeds 35 feet either for a 2-axle 4-wheeled vehicle or 35 feet for a 3-axle 6-wheeled vehicle, except that a vehicle exceeding the above limitations may be operated when a special permit so to operate is secured in advance from the director.

Section  
amended.

Dimensional  
restrictions;  
outside  
width;  
height;  
over-all  
length;  
weight;  
red flag or  
light.

In the case of an omnibus the maximum width and length dimensions shall be such as the Board of Public Utility Commissioners prescribe, but no outside width in excess of 96 inches shall be prescribed with respect to 1 or more highways specified or otherwise described except upon certifications, (1) of the Division of Motor Vehicles in the Department of Law and Public Safety that the proposed width is not unsafe for use on the highways in this State and (2) of the State Highway Department that the proposed width, if in excess of 96 inches, is not in conflict with the requirements of any agency of the United States having jurisdiction over the National System of Interstate and Defense Highways authorized by law. No outside width so prescribed shall be valid if the allowance or use of the same would disqualify the State of New Jersey or any department, agency or governmental subdivision thereof for the purpose of receiving Federal highway funds.

In the case of farm tractors and traction equipment and farm machinery and implements, the

maximum width and length shall be such as the Director of the Division of Motor Vehicles shall prescribe by uniform rules and regulations but the operation of such vehicles shall be subject to the provisions of section 39:3-24 of this Title and any such vehicle shall not be operated on any highway which is part of the National System of Interstate and Defense Highways or on any highway which has been designated a freeway or parkway as provided by law.

No commercial motor vehicle drawing or having attached thereto any other such vehicle, nor any combination of vehicles, shall be operated on any highway in this State, except a tractor and semi-trailer combination not in excess of a total over-all length, inclusive of load, of 50 feet and a truck and trailer combination not in excess of a total over-all length, inclusive of load, of 50 feet, and also except a vehicle or a combination of vehicles transporting poles, pilings, structural units or other articles incapable of dismemberment the total over-all length of which, inclusive of load, shall not exceed 70 feet, but the provisions of this paragraph shall not apply to a vehicle nor to any combination of vehicles, operated by a public utility as defined in R. S. 48:2-13 which vehicle or combination of vehicles is used by such public utility in the construction, reconstruction, repair or maintenance of its property or facilities.

The gross weight imposed on the highway by the wheels of any 1 axle of a vehicle shall not exceed 22,400 pounds.

For the purpose of this Title the gross weight imposed on the highway by the wheels of any 1 axle of a vehicle shall be deemed to mean the total load transmitted to the road by all wheels whose centers are included between 2 parallel transverse vertical plane less than 40 inches apart, extending across the full width of the vehicle.

The combined gross weight imposed on the highway by all wheels of all axles whose centers are on or between 2 parallel transverse vertical planes



spaced 40 inches, but less than 96 inches apart, extending across the full width of the vehicle, shall not exceed 32,000 pounds.

Every commercial motor vehicle or motor-drawn vehicle used on the public highways carrying loads extending beyond the outside dimensions of the vehicle shall have displayed at the outside extremity of the load a red flag by day which shall not be less than 18 inches square and a red light by night and they shall be so hung as to present a full view to the drivers of approaching vehicles. This red light shall be in addition to the red light provided for in section 39:3-61 of this Title.

In addition to the other requirements of this section and notwithstanding any other provision of this Title, no commercial motor vehicle, tractor, trailer or semitrailer shall be operated on any highway in this State with a combined weight of vehicle and load, an axle weight or a vehicle dimension the allowance of which would disqualify the State of New Jersey or any department, agency or governmental subdivision thereof for the purpose of receiving Federal highway funds.

3. Section 5 of chapter 142 of the laws of 1950 is amended to read as follows:

Section  
amended.

5. Any State Police officer or motor vehicle inspector having reason to believe that the size or weight of a vehicle and load is unlawful is authorized to require the driver to stop and submit to a measurement or weighing of the same by means of either portable or stationary scales and may require that such vehicle be driven to the nearest public scales in the event such scales are within 2 miles.

C. 39:3-84.3.  
Violations  
as to  
weight and  
measurements  
of vehicles.

Whenever an officer or inspector upon measuring or weighing a vehicle and load, as above provided, determines that the size or weight is unlawful, such officer shall require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the size or gross weight of such vehicle to such limit as permitted under this act, or per-

mitted by the certificate of registration for the vehicle, whichever may be lower. All material so unloaded shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

No vehicle shall be deemed to be in violation of the overweight provisions of this act when, upon examination by an officer or inspector, the vehicle's dispatch papers show it is proceeding from its last preceding freight pickup point within the State of New Jersey by a reasonably expeditious route to the nearest available scales or to the first available scales in the general direction towards which the vehicle has been dispatched, or is returning from such scales after weighing-in to the last preceding pickup point.

When an officer or inspector determines that a vehicle is in violation of the axle weight limitations of this act but is within the legal gross maximum weight, the driver shall be permitted before proceeding to redistribute the weight of the vehicle's contents so that no axle is overweight, in which event there is no violation.

No arrest shall be made in cases where weight limitations provided in this section are not exceeded by more than 5%.

Any person who prepares, presents to an officer or has in his possession false dispatch papers, that is to say, dispatch papers which do not correspond to the cargo carried, shall be subject to a fine not exceeding \$100.00.

Any driver of a vehicle who fails or refuses to stop and submit the vehicle and load to a measurement or weighing, or who fails or refuses when directed by an officer upon a measurement or weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of this section, shall be subject to a fine not exceeding \$100.00.

The owner, lessee and bailee of any commercial motor vehicle, tractor, trailer or semitrailer found on a highway in violation of the dimensional restrictions of R. S. 39:3-84 shall be fined not less

than \$200.00 nor more than \$500.00. The owner, lessee and bailee of any commercial motor vehicle, tractor, trailer or semitrailer found on a highway with a gross weight of vehicle and load in excess of the gross weight limitations imposed by this Title for vehicle and load or an axle weight in excess of the axle weight limitations imposed by this Title, shall be fined an amount equal to \$0.02 per pound for each pound of excess weight if the excess does not exceed 10,000 pounds, and \$0.03 per pound for each pound of excess weight if the excess weight exceeds 10,000 pounds, but in no event less than \$50.00.

The vehicle involved, but not its contents, may be detained until the person charged with the violation submits to the jurisdiction of the court and posts a bond sufficient in amount to insure payment of the maximum fine which may be imposed in the event of a conviction, or, if there is a conviction, pays the fine which is imposed or posts a proper bond required for an appeal from such conviction. If the owner is found to be responsible for the violation then, in addition to the penalties herein contained, the registration of the motor vehicle involved may be revoked by the Director of the Division of Motor Vehicles.

4. Section 39:4-26 of the Revised Statutes is amended to read as follows:

39:4-26. A person may move along or across a public road or highway, road building machinery, vehicles, traction engines, rollers, structural units incapable of dismemberment or other apparatus or machinery of unusual size or weight, on trailers or semitrailers, after registering the trailers or semitrailers with the Director of Motor Vehicles and paying him a registration fee of \$150.00 and obtaining a permit therefor from the director for the State highways traversed by them, or from the county supervisor or supervisors of roads of the county or counties for the county roads traversed by them or from the duly authorized official or officials of the municipality or municipalities for

Section  
amended.

Moving heavy  
machinery,  
apparatus, etc.;  
registration  
fee; permits;  
reciprocity.

the municipal roads traversed by them, subject to the provisions of this article, provided, however, that the provision for registration and registration fee shall not apply to such vehicles duly registered in any other State or Federal district which grants exemption from registration and registration fee to vehicles properly registered in New Jersey under provisions of this article, traversing the roads of said other State or Federal district.

The director, board of chosen freeholders and a municipality, may by regulation in the case of the director and by resolution in the case of the board of freeholders or municipality, adopt general rules and regulations with respect to the issuance and use of permits and may impose reasonable fees therefor provided that no permit shall be issued unless the said director, county supervisor or authorized municipal official is reasonably satisfied as to the financial responsibility of the applicant for permit to meet any claims for damages which may arise and reasonable evidence of such financial responsibility is filed with the said director, supervisor or municipal official.

Note:  
Act effective.

5. This act shall take effect on the tenth day following the day of its enactment.

Approved November 29, 1961.

## CHAPTER 114

AN ACT concerning the Protestant Episcopal Church and amending sections 16:12-1, 16:12-10 and 16:12-15 of the Revised Statutes.

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

1. Section 16:12-1 of the Revised Statutes is amended to read as follows:

Section amended.

16:12-1. Any congregation or parish of the Protestant Episcopal Church in this State, duly organized in accordance with the constitution and canons of such church, may incorporate in the following manner:

Incorporation procedure; meeting.

A meeting shall be called by notice, designating the time and place of such meeting and the object for which it is called, signed by the minister, if there be one, and 5 male members of full age, and read during public service at the usual place of worship, on the 2 successive Sundays next preceding. At such meeting only those persons who are qualified in accordance with the constitution and canons of the Protestant Episcopal Church in the diocese in which the parish is located shall be entitled to vote or act as officers. Five qualified voters shall constitute a quorum, and all questions shall be decided by a majority vote of those present. The minister shall preside at the meeting, but if he is absent, or if there be no minister in charge of the congregation, another person shall be chosen to act as chairman. The presiding officer shall be the judge of the qualification of voters, shall receive the votes and declare the result. A secretary shall be chosen to record the proceedings.

The meeting shall determine by ballot whether the congregation shall become incorporated, and if so determined, the meeting shall determine further:

a. The corporate title, which shall be in the form

as follows: "The Rector, Wardens and Vestrymen of ..... Church in .....";

b. The date of the annual meeting, which shall not be inconsistent with the constitution, canons or laws of such church; and

c. The number of vestrymen, which shall be 3, 6, 9, or 12.

The meeting shall then elect, by ballot, 2 wardens, 1 to hold office until the first annual meeting, and the other to hold office until the second annual meeting thereafter. The number of vestrymen determined upon shall be elected in like manner,  $\frac{1}{3}$  to hold office until the first annual meeting,  $\frac{1}{3}$  until the second annual meeting, and  $\frac{1}{3}$  until the third annual meeting thereafter.

Section  
amended.

2. Section 16:12-10 of the Revised Statutes is amended to read as follows:

Annual  
election;  
notice;  
officers;  
qualification  
of voters;  
election by  
ballot; quorum.

16:12-10. The annual election of any such parish shall be held on such day as may be designated in its certificate of incorporation, if consistent with the constitution, canons or laws of such church. Notice of the time and place of the annual election shall be given by advertisement set up in open view at the door of the church or usual place of worship, 10 days prior to the election and shall also be read by the rector or officiating minister on the 2 Sundays next preceding the election, in time of public service.

The rector shall preside, with the right to vote, or if he is absent or if no rector is settled in the parish, the meeting shall choose 1 of the wardens, or if neither of the wardens is present, 1 of the vestrymen, or if no vestryman is present, then some duly qualified voter to act as chairman. The secretary of the vestry, or in his absence a person appointed by the chairman, shall enter the proceedings in the minute book of the vestry, and shall sign the same together with the chairman. The qualifications for voters, and for such officers as may be elected by the meeting, shall be as provided from time to time by the constitution and canons of the Protestant Episcopal Church in the diocese in which

the parish is located; provided, however, that, at any annual parish meeting held for the election of wardens or vestrymen, a by-law may be adopted providing that no warden or vestryman who has been duly elected at any parish meeting may succeed himself, which by-law shall remain in full force and effect until repealed at a subsequent annual parish meeting. The chairman shall be the judge of the qualifications of the voters, shall receive the votes and declare the result. The election shall be by ballot, and the polls shall remain open for  $\frac{1}{2}$  hour, and for such longer time as may be required to receive the ballots of the persons present and ready to vote. Three persons shall constitute a quorum. In case of failure to elect on the first ballot the required number of wardens or vestrymen to be elected at the meeting, 1 or more further ballots shall be taken in the same manner.

3. Section 16:12-15 of the Revised Statutes is amended to read as follows: Section amended.

16:12-15. Two or more incorporated parishes of such church may consolidate and become 1 parish in the following manner: Consolidation; procedure.

A meeting of the vestry of each parish may be called by the rector or wardens upon 1 week's notice to each member. If each vestry shall determine by a vote of  $\frac{3}{4}$  of all the members thereof that such consolidation is advisable, a further resolution shall be adopted by a like vote, requesting the consent of the bishop and standing committee of the diocese in which the parishes are located. Such consent shall be given in writing, signed by the bishop and a majority of the standing committee, and acknowledged or proved in the same manner as deeds of real estate.

A special meeting of the congregation of each parish shall then be called and conducted in the manner provided in section 16:12-13 of this Title. Each meeting shall determine by a vote of  $\frac{3}{4}$  of those present balloting separately upon each question:

a. Whether such consolidation is advisable, and, if the determination is favorable; then

b. Whether the consolidated parish shall act under the charter of 1 of the consolidated parishes, or under a new certificate of organization;

c. The corporate title of the consolidated parish, which may be identical with the name of the parish whose charter has been adopted. If no such charter is adopted, or if any change is made in the corporate title, it shall be in the form provided in section 16:12-1 of this Title;

d. The date of the annual meeting, which shall not be inconsistent with the constitution, canons or laws of such church;

e. The number of vestrymen, which shall be identical with the number fixed by the charter adopted, or if any change is made, shall be 3, 6 or 9; and

f. The wardens and vestrymen, who shall be chosen either in accordance with the provisions of the charter adopted, or as hereinbefore provided for new parishes.

A certificate shall then be made by the rector and secretary of each parish, and executed and acknowledged in accordance with section 16:12-2 of this Title, setting forth:

a. The meeting and action of the vestry;

b. That the bishop and a majority of the standing committee have consented; and

c. The meeting of the congregation, and its action upon the questions required to be determined.

All such certificates, and the written consent of the bishop and standing committee, shall be forthwith filed and recorded together in the offices of the clerks of the counties in which the parishes are located. Thereupon the consolidated parish shall immediately become vested with all the temporalities and real and personal property of the parishes so consolidated.

4. This act shall take effect immediately.

Approved November 29, 1961.



## CHAPTER 115

AN ACT to amend "An act concerning exemptions from taxation on real property of citizens and residents of this State of the age of 65 or more years having an income not in excess of \$5,000.00 per year, and supplementing chapter 4 of Title 54 of the Revised Statutes," approved April 5, 1961 (P. L. 1961, c. 9).

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

1. Section 2 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

2. Every person, a citizen and resident of this State of the age of 65 or more years, having an income not in excess of \$5,000.00 per year and residing in a dwelling house owned by him which is a constituent part of his real property, shall be entitled, on proper claim being made therefor, to exemption from taxation on such real property to an assessed valuation not exceeding \$800.00 in the aggregate, but no such exemption shall be in addition to any other exemption to which said person may be entitled.

C. 54:4-3.37.  
Persons  
entitled to tax  
exemption.

For the purposes of this act the income of a married person shall be deemed to include an amount equal to the income of the spouse during the applicable income year, except for such portion of that year as the 2 were living apart in a state of separation, whether under judicial decree or otherwise.

2. This act shall take effect immediately and shall be applicable beginning with the tax year 1962.

Note:  
Application  
of act.

Approved November 29, 1961.

## CHAPTER 116

AN ACT to amend the "Teachers' Pension and Annuity Fund-Social Security Integration Act," approved June 1, 1955 (P. L. 1955, c. 37).

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

Section  
amended.

1. Section 13 of the act of which this act is amendatory is amended to read as follows:

C. 18:13-112.15.  
Prior service  
certificate.

13. Each member shall file a detailed statement of school service and service in a similar capacity in other States rendered by him prior to becoming a member for which he desires credit and on account of which he desires to contribute, and of such other facts as the board of trustees may require for the proper operation of the system. Members shall have the right to purchase credit for the prior service evidenced therein, up to the nearest number of years and months, but not exceeding 10 years. No application shall be accepted after the effective date of this act for the purchase of credit for such prior service, however, if, at the time of application, the member has a vested right to retirement benefits in another retirement system based in whole or in part upon that service.

The board of trustees shall verify as soon as practicable the statement of service submitted. The member may obtain credit for such service by making a lump sum payment or by contributing installment payments in such manner as the board of trustees shall approve. The board of trustees shall issue to the member a service certificate certifying to the aggregate length of such service on account of which he has contributed or agreed to contribute.

Any member electing to contribute toward such service, who retires prior to completing payments as agreed with the retirement system for the purchase of such service will receive pro rata credit

for service purchased prior to the date of retirement, subject to provisions of section 68 of this act, but if he so elects at the time of retirement, he may make such additional lump sum payment as will be necessary to provide full credit at that time.

2. This act shall take effect immediately.

Approved November 29, 1961.

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## CHAPTER 117

AN ACT to amend “An act extending Federal Social Security coverage upon referendum to certain public employees heretofore ineligible for such coverage by reason of their being in positions covered by retirement systems, and bring the State Enabling Act for Social Security coverage into conformity with amendments to the Federal Social Security Act and the Internal Revenue Code; amending and supplementing ‘An act to provide for the coverage of certain persons holding office, position or employment in the service of the State and of any county, municipality or school district and of any public department, board, body, commission, institution, agency, instrumentality or authority of, or in, the State and of, or in, any county, municipality, or school district in the State under the Old Age and Survivors’ Insurance provisions of Title II of the Federal Social Security Act, as amended,’ approved June 20, 1951 (P. L. 1951, c. 253)” approved June 1, 1955 (P. L. 1955, c. 38).

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

Section  
amended.

1. Section 2 of the act of which this act is amendatory is amended to read as follows:

C. 43:22-2.  
Terms  
defined.

2. For the purposes of this act:

(a) the term "wages" means all remuneration for employment as defined herein, including the cash value of all remuneration paid in any medium other than cash, except that such term shall not include that part of such remuneration which, even if it were for "employment" within the meaning of the Federal Insurance Contributions Act, would not constitute "wages" within the meaning of that act;

(b) the term "employment" means any service performed by any person holding office, position or employment in the service of the State or of any county, municipality or school district or of any public department, board, body, commission, institution, agency, instrumentality or authority of, or in, the State or of, or in, any county, municipality or school district in the State for such employer, except (1) service which in the absence of an agreement entered into under this act would constitute "employment" as defined in the Social Security Act; or (2) service which under the Social Security Act may not be included in an agreement between the State and the Secretary of Health, Education and Welfare entered into under this act. Service which under the Social Security Act may be included in an agreement only upon certification by the Governor, or an official of the State designated by him, in accordance with section 218 (d) (3) of that act shall be included in the term "employment" if and when the Governor, or an official designated by him, issues with respect to such service, a certificate to the Secretary of Health, Education, and Welfare pursuant to section 6 (b) of this amendatory and supplementary act.

(c) the term "employee" includes any person holding office, position or employment in the service of the State or of any county, municipality or school

district or of any public department, board, body, commission, institution, agency, instrumentality or authority of, or in, the State or of, or in, any county, municipality or school district in the State.

(d) the term "employer" means and includes the State and any county, municipality or school district and any public department, board, body, commission, institution, agency, instrumentality or authority of, or in, the State and of, or in, any county, municipality or school district in the State by whom employees, as defined in this section, are employed in employment, as defined in this section.

(e) the term "State Agency" means the State Treasurer and the functions of the State Agency under this act shall be performed by the division of pensions.

(f) the term "Secretary of Health, Education, and Welfare" includes any individual to whom the Secretary of Health, Education, and Welfare has delegated any functions under the Social Security Act with respect to coverage under such act of employees of States and their political subdivisions, and with respect to any action taken prior to April 11, 1953, includes the Federal Security Administrator and any individual to whom such administrator has delegated any such function;

(g) the term "Social Security Act" means the Act of Congress approved August 14, 1935, chapter 531, 49 Stat. 620, officially cited as the "Social Security Act" (including regulations and requirements issued pursuant thereto), as such act has been and may from time to time be amended; and

(h) the term "Federal Insurance Contributions Act" means subchapter A of chapter 9 of the Federal Internal Revenue Code of 1939 and subchapters A and B of chapter 21 of the Federal Internal Revenue Code of 1954, as such codes have been and may from time to time be amended; and the term "employee tax" means the tax imposed by section 1400 of such Code of 1939 and section 3101 of such Code of 1954.

Section  
amended.

C. 43:22-3.  
Agreement  
by State  
agency with  
Secretary of  
Health,  
Education  
and Welfare.

2. Section 3 of the act of which this act is amendatory is amended to read as follows:

3. The State agency, with the approval of the Governor or the official designated by him, is hereby authorized to enter on behalf of the State into an agreement with the Secretary of Health, Education, and Welfare, consistent with the terms and provisions of this act, for the purpose of extending the benefits of the Federal old-age and survivors insurance system to employees with respect to services specified in such agreement which constitute "employment." Such agreement may contain such provisions relating to coverage, benefits, contributions, effective date, modification and termination of the agreement, administration, and other appropriate provisions as the State agency and Secretary of Health, Education and Welfare shall agree upon, but, except as may be otherwise required by or under the Social Security Act as to the services to be covered, such agreement shall provide in effect that:

(1) Benefits will be provided for employees whose services are covered by the agreement (and their dependents and survivors) on the same basis as though such services constituted employment within the meaning of Title II of the Social Security Act;

(2) The several employers other than the State shall pay to the State agency and the State agency shall in turn pay to the Secretary of the Treasury the amounts severally due on behalf of the State and of such other employers, at such time or times as may be prescribed under the Social Security Act, contributions with respect to wages (as defined in section 2 of this act), equal to the sum of the taxes which would be imposed by the Federal Insurance Contributions Act if the services covered by the agreement constituted employment within the meaning of that act and for the purpose of this paragraph, the amounts severally due on behalf of the State and of such other employers may be

determined in accordance with section 218 (e) (2) of the Social Security Act;

(3) Such agreement shall be effective with respect to services in employment covered by the agreement performed after a date specified therein;

(4) All services which constitute employment as defined in section 2 and are performed in the employ of the State by employees of the State, shall be covered by the agreement;

(5) All services which constitute employment as defined in section 2 and performed by the employees of any employer other than the State in this State and are covered by a plan which is in conformity with the terms of the agreement and has been approved by the State agency shall be covered by the agreement;

(6) As modified, the agreement shall include all services described in either paragraph (4) or paragraph (5) of this subsection and performed by individuals to whom section 218 (e) (3) (C) of the Social Security Act is applicable, and shall provide that the services of any such individual shall continue to be covered by the agreement in case he thereafter becomes eligible to be a member of a retirement system; and

(7) As modified, the agreement shall include all services described in either paragraph (4) or paragraph (5) of this subsection and performed by individuals in positions covered by a retirement system with respect to which a certificate has been issued to the Secretary of Health, Education and Welfare pursuant to section 6 (b) of this amendatory and supplementary act.

3. Section 6 of the act of which this act is amendatory is amended to read as follows:

6(a). The Governor is empowered to authorize a referendum on the question whether service in positions covered by a retirement system which is supported in whole or in part by the State and which is established by the State or by a political subdivision thereof should be included under an agreement under this act. With respect to em-

Section  
amended.

C. 43:22-12.  
Referendum  
on question of  
inclusion  
under  
agreement.

employees of a political subdivision in positions covered by a retirement system which is not supported in whole or in part by the State and which is applicable to more than 1 political subdivision, the Governor is empowered to authorize such a referendum. With respect to employees of any political subdivision in positions covered by a retirement system which is not supported in whole or in part by the State and which is established by a political subdivision thereof, the Governor shall authorize such a referendum upon the request of the governing body of such subdivision; and in all cases the referendum shall be conducted, and the Governor shall designate an agency or individual to supervise its conduct, in accordance with the requirements of section 218 (d) (3) of the Social Security Act on the question of whether service in positions covered by a retirement system established by the State or by a political subdivision thereof should be included under an agreement under this act.

The notice of referendum required by section 218 (d) (3) (C) of the Social Security Act to be given to employees shall contain or shall be accompanied by a statement, in such form and such detail as the agency or individual designated to supervise the referendum shall deem necessary and sufficient, to inform the employees of the rights which will accrue to them and their dependents and survivors, and the liabilities to which they will be subject, if their services are included under an agreement under this act.

(b). Upon receiving evidence satisfactory to him that with respect to any such referendum the conditions specified in section 218 (d) (3) of the Social Security Act have been met, the Governor or the official designated by him shall so certify to the Secretary of Health, Education and Welfare.

4. This act shall take effect immediately.

Approved November 29, 1961.



## CHAPTER 118

AN ACT concerning certain duties of assessors and amending chapter 63 of the laws of 1959.

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

1. Section 1 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

1. Notwithstanding the provisions of any other law, no assessor shall be subject to removal from office or to any civil or criminal penalty in any administrative or judicial proceeding where the proceeding is based on the claim that the valuations shown on the assessment roll prepared by such assessor for the year 1959, 1960, 1961 or 1962 are not at the true value, or at the full and fair value, of the property so assessed for local tax purposes; provided, however, that this act shall not relieve any assessor from the duty of making such assessments in a uniform and impartial manner, nor from the duty of complying with the order of judgment, heretofore or hereafter made, of any court having jurisdiction in a cause to which he is a party, according to the terms thereof.

Immunity of  
assessor;  
exception.

2. This act shall take effect immediately.

Approved November 29, 1961.

## CHAPTER 119

AN ACT making an appropriation for the Delaware River Basin Commission and supplementing, “An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June 30, 1961, and regulating the disbursement thereof,” approved June 14, 1960 (P. L. 1960, c. 46).

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

Appropriation. 1. There is hereby appropriated the sum of \$50,000.00 to the Delaware River Basin Commission.

Act effective. 2. This act shall take effect immediately after the enactment of legislation by the Federal Government approving the Delaware River Basin Compact.

Approved November 29, 1961.

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CHAPTER 120

Text of Chapter 120, P. L. 1961 (Uniform Commercial Code) not printed in the pamphlet laws.

## CHAPTER 121

AN ACT concerning statutes and revising part of the statute law in connection with the enactment of the Uniform Commercial Code.

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

1. Section 2A:14-1 of the New Jersey Statutes is amended to read as follows: Section amended.

2A:14-1. Every action at law for trespass to real property, for any tortious injury to real or personal property, for taking, detaining, or converting personal property, for replevin of goods or chattels, for any tortious injury to the rights of another not stated in sections 2A:14-2 and 2A:14-3 of this Title, or for recovery upon a contractual claim or liability, express or implied, not under seal, or upon an account other than one which concerns the trade or merchandise between merchant and merchant, their factors, agents and servants, shall be commenced within 6 years next after the cause of any such action shall have accrued. Limitation of actions, 6 years; application of section.

This section shall not apply to any action for breach of any contract for sale governed by section 12A:2-725 of the New Jersey Statutes.

2. Section 2A:14-4 of the New Jersey Statutes is amended to read as follows: Section amended.

2A:14-4. Every action at law for rent or arrears of rent, founded upon a lease under seal, every action at law upon a single or penal bill under seal for the payment of money only, upon an obligation under seal conditioned for the payment of money only, upon a recognizance or upon an award under the hands and seals of arbitrators for the payment of money only shall be commenced within 16 years next after the cause of any such action shall have accrued. If, however, any payment is made on any such lease, specialty, recognizance or award within 16 years; actions on lease, specialty or award; effect of payment made; application of section.

or after such period of 16 years, an action thereon may be commenced within 16 years next after such payment, and not thereafter.

This section shall not apply to any action for breach of any contract for sale governed by section 12A:2-725 of the New Jersey Statutes.

Section  
amended.

3. Section 2A:14-28 of the New Jersey Statutes is amended to read as follows:

New action  
after judg-  
ment reversed  
or relief  
granted;  
application  
of section.

2A:14-28. If, in any of the actions or proceedings specified in sections 2A:14-1 to 2A:14-19, sections 2A:14-22 to 2A:14-25 or section 2A:14-27 of this Title, judgment is given for the plaintiff therein, and such judgment is reversed on appeal, or, if a judgment pass for the plaintiff and, upon motion for relief from the judgment, judgment is given against him, the plaintiff, his heirs, executors or administrators, may commence a new action within 1 year next after the judgment is reversed or judgment is given against plaintiff, and not thereafter.

This section shall not apply to any action for breach of any contract for sale governed by section 12A:2-725 of the New Jersey Statutes.

Section  
amended.

4. Section 2A:44-21 of the New Jersey Statutes is amended to read as follows:

Right of lien;  
detention;  
priorities.

2A:44-21. A garage keeper who shall store, maintain, keep or repair a motor vehicle or furnish gasoline, accessories or other supplies therefor, at the request or with the consent of the owner or his representative, shall have a lien upon the motor vehicle or any part thereof for the sum due for such storing, maintaining, keeping or repairing of such motor vehicle or for furnishing gasoline, accessories or other supplies therefor, and may, without process of law, detain the same at any time it is lawfully in his possession until the sum is paid.

The lien shall not be superior to, nor affect a lien, title or interest of a person held by virtue of a prior conditional sale or a prior chattel mortgage properly recorded or a prior security interest perfected in accordance with chapter 9 of Title 12A of the New Jersey Statutes.

5. When a financing statement, of the character described in section 12A:9-402 of the New Jersey Statutes, is filed in the office of the Secretary of State or of the Director of the Division of Motor Vehicles in the Department of the Treasury or of any county clerk or register of deeds and mortgages of any county, or in any 1 or more of such offices, the Superior Court, in a summary or other action, brought by any party in interest, may direct the county clerk, the register of deeds and mortgages, the Secretary of State or said Director of the Division of Motor Vehicles, or any 1 or more of them in whose office such statement is filed, to remove the financing statement from the files, mark it "terminated," and send or deliver it and any documents relating thereto filed in such office to the plaintiff or other person entitled thereto, provided the plaintiff shall

C. 2A:37A-1.  
Removal of  
financing  
statement  
from files;  
delivery to  
plaintiff;  
conditions.

a. Present satisfactory proof that the principal and interest due on the obligation evidenced by the financing statement have been fully paid; or

b. Deposit with the clerk of the Superior Court any balance of principal and interest due on the obligation evidenced by the financing statement according to the terms thereof; or

c. Present such special circumstances as to satisfy the court that the secured party or their successors, if any, in right, title and interest have no further interest in the collateral or in the debt secured thereby.

6. Section 1 of chapter 53 of the laws of 1939 is amended to read as follows:

Section  
amended.

1. Whenever a conditional vendor, bailor, or owner of the general property in goods or chattels or a secured party as defined in section 12A:9-105 of the New Jersey Statutes or the assignee or assignees of said conditional vendor, bailor or owner of the general property in goods or chattels or of any such secured party, shall institute suit for damages to said goods or chattels or the collateral as defined in said section of the New Jersey Statutes, while the same are in the custody, control or posses-

C. 2A:53A-6.  
Contributory  
negligence;  
liability;  
defense.

sion of the conditional vendee, bailee, or owner of the special property in said goods or chattels or debtor as defined in said section of the New Jersey Statutes or the agents, servants, or employees of said conditional vendee, bailee, or owner of the special property in said goods and chattels or of such debtor, against a third party or parties, or against the agents, servants, or employees of said third party or parties, or both, based on the negligence of the said third party or parties, or the agents, servants, or employees of said third party or parties, the contributory negligence of the conditional vendee, bailee, or owner of the special property in said goods or chattels or of such debtor, or of the agents, servants, or employees of said conditional vendee, bailee or owner of the said special property in said goods or chattels or of such debtor, shall constitute a proper and valid defense to said action and be a complete bar to recovery in the same manner as though suit were brought by the conditional vendee, bailee, or owner of the special property in said goods or chattels or such debtor or by the agents, servants or employees of the conditional vendee, bailee, or owner of the special property in said goods and chattels or of such debtor.

Section  
amended.

7. Section 179 of chapter 67 of the laws of 1948 is amended to read as follows:

C. 17:9A-179.  
Equipment  
obligations.

179. Equipment obligations.

Subject to the limitations prescribed by section 179.1, a savings bank may invest in equipment obligations or certificates secured by (a) a railroad equipment or car trust, or (b) a lease or conditional sale of or security interest in, or (c) a lien on, railroad equipment; provided, that a savings bank shall not invest in any such obligations or certificates:

(1) if, as of the date of issue, the original aggregate principal amount of all obligations or certificates of the same issue exceeded or exceeds (i) 80% of the lesser of the following amounts: (x) the aggregate purchase price originally paid, or to be

paid, for the equipment securing the same, less the aggregate depreciation (if any) accrued thereon to the date of issue, and (y) the aggregate estimated replacement cost of such equipment as of the date of issue, less the aggregate depreciation (if any) accrued thereon to the date of issue, or (ii) if either amount is not ascertainable, 80% of the other amount; or

(2) unless all obligations or certificates of the same issue mature within 15 years from the date of issue, in equal installments beginning not later than 3 years after the date of issue and payable at intervals of not exceeding 1 year.

8. Section 17:10-18 of the Revised Statutes is amended to read as follows:

Section  
amended.

17:10-18. No assignment of or order for payment of any salary, wages, commissions, or other compensation for services, earned or to be earned, given to secure any loan made by any licensee under this chapter, shall be valid unless the amount of the loan is paid to the borrower simultaneously with its execution; nor shall the assignment or order, or any chattel mortgage or security interest, as defined in section 12A:1-201 of Title 12A of the New Jersey Statutes, in, or other lien on, household furniture, then in the possession and use of the borrower, be valid unless such assignment, order or chattel mortgage of the financing statement and the security agreement is in writing, signed in person by the borrower, and if the borrower is married unless it is signed in person by both husband and wife. The written assent of a spouse shall not be required when husband and wife have been living separate and apart for a period of at least 5 months prior to the making of the assignment, order, mortgage, or lien or security interest.

Assignment of  
salary;  
amount  
collectible  
from employer;  
municipal and  
county  
employees.

Under the assignment or order for the payment of future salary, wages, commissions, or other compensation for services, given as security for a loan made by any licensee under this chapter, a sum equal to 10% of the borrower's salary, wages, commissions, or other compensation for services shall

be collectible from the employer of the borrower by the licensee at the time of each payment to the borrower of such salary, wages, commissions, or other compensation for services, from the time that a copy of the assignment, verified by the oath of the licensee or his agent, together with a similarly verified statement of the amount unpaid upon the loan, is served upon the employer.

No assignment of or order for wages earned or to be earned in the future by any municipal or county employee to secure a loan for advancement of \$500.00 or less shall be valid against any municipality or county employing the person making such assignment or order unless such assignment or order is accepted in writing by such municipality or county.

Section  
amended.

9. Section 1 of chapter 40 of the laws of 1960 is amended to read as follows:

C. 17:16C-1.  
Terms  
defined.

1. In this act, unless the context otherwise requires, the following words and terms shall have the following meanings:

(a) "Goods" means all chattels personal having a cash price of \$7,500.00 or less, but not including money or choses in action or goods sold for commercial or business use.

(b) "Retail installment contract" means any contract entered into in this State between a retail seller and a retail buyer evidencing an agreement to pay the retail purchase price of goods, or any part thereof, in 2 or more installments over a period of time, and pursuant to which title to, or a lien upon, or a security interest in, the goods is retained or taken by the retail seller for the payment of the retail buyer's obligation. This term includes a chattel mortgage, conditional sales contract, or other similar instrument and any security interest, whether or not a financing statement is required to be filed in order to perfect such security interest, and any other instrument or contract for the bailment or leasing of goods by which the bailee or lessee agrees to pay as compensation a sum substantially equivalent to or in excess of the value of



the goods, and by which it is agreed that the bailee or lessee is bound to become, or has the option of becoming, the owner of such goods upon full compliance with the terms of such retail installment contract.

(c) "Retail seller" means a person who sells or agrees to sell goods under a retail installment contract to a retail buyer, and shall include a motor vehicle installment seller.

(d) "Retail buyer" means a person who buys or agrees to buy goods from a retail seller not for the purpose of resale, and who executes a retail installment contract in connection therewith.

(e) "Person" means an individual, partnership, firm, corporation, banking institution, association or any other group of individuals however organized.

(f) "Sales finance company" means and includes any person engaging in this State in the business of acquiring or arranging for the acquisition of retail installment contracts by purchase, discount, pledge or otherwise, and any person engaging, directly or indirectly, in the business of soliciting the purchase of retail installment contracts, or in the business of aiding the retail seller in selling, assigning or arranging for the sale or assignment of retail installment contracts.

(g) "Motor vehicle" includes all vehicles used for transportation upon a highway propelled otherwise than by muscular power, excepting such vehicles as run only upon rails or tracks.

(h) "Motor vehicle installment seller" means a dealer in motor vehicles, who is required to be licensed under chapter 10 of Title 39 of the Revised Statutes and who sells or offers to sell a motor vehicle to a retail buyer under a retail installment contract.

(i) "Cash price" means the minimum price for which the goods subject to the retail installment contract or other goods of like kind and quality may be purchased for cash from the seller by the buyer, as stated in the retail installment contract.

(j) "Down payment" means all payments made in cash or in goods or partly in cash and partly in goods, received by the retail seller prior to or substantially contemporaneous with either the execution of the retail installment contract or the delivery of the goods, whichever occurs later.

(k) "Official fees" means the filing or other fees required by law to be paid to a public officer to perfect the interest or lien, on the goods, retained or taken by a retail seller under a retail installment contract.

(l) "Time price differential" means that part of the time sales price as determined under section 27(i) by which the time sales price exceeds the aggregate of the cash price and the amount included in a retail installment contract, if a separate charge is made therefor, for insurance and other benefits and official fees.

(m) "Holder" means any person, including a retail seller, who is entitled to the rights of a retail seller under a retail installment contract.

(n) "Banking institution" means any bank or national banking association authorized to do business in this State.

(o) "Commissioner" means the Commissioner of Banking and Insurance of New Jersey and includes his deputies or any salaried employee of the Department of Banking and Insurance named or appointed by the said commissioner to perform any function in the administration or enforcement of this act.

Section  
amended.

10. Section 46:21-1 of the Revised Statutes is amended to read as follows:

Recorded  
deeds or  
instruments  
as notice to  
subsequent  
judgment  
creditors, etc.

46:21-1. Except as otherwise provided herein or in chapter 9 of Title 12A of the New Jersey Statutes, whenever any deed or instrument of the nature or description set forth in section 46:16-1 of this Title, which shall have been or shall be duly acknowledged or proved and certified, shall have been or shall be duly recorded or lodged for record with the county recording officer of the county in which the real estate or other property affected

thereby is situate or located such record shall, from that time, be notice to all subsequent judgment creditors, purchasers and mortgagees of the execution of the deed or instrument so recorded and of the contents thereof.

11. Section 46:28-14 of the Revised Statutes is amended to read as follows:

Section  
amended.

46:28-14. The provisions of sections 12A:10-101 through 12A:10-106, the Uniform Commercial Code, of the New Jersey Statutes, shall not be taken, construed or held to apply to any mortgage of personal property included in a mortgage of franchises and real estate heretofore or hereafter made by any railroad company or any other corporation defined by any law of this State as a public utility, and which has been or shall be recorded or registered as a mortgage of real estate in every county in which such railroad or public utility, or any part of it, or in which any of the real estate so mortgaged by it, is or shall be located, and any such mortgage so recorded shall be valid against the creditors of the mortgagor, and against subsequent purchasers and mortgagees until the same shall be released or shall be canceled of record in the manner prescribed by law for the release and cancellation of mortgages of real estate.

Mortgages of  
personalty of  
railroads and  
public utilities;  
construing.

12. Section 46:28-10 of the Revised Statutes is amended to read as follows:

Section  
amended.

46:28-10. Every chattel mortgage included in a mortgage of franchises and real estate pursuant to section 46:28-14 of this Title shall be valid against the creditors of the mortgagee, subsequent purchasers and mortgagees from the time of the recording thereof or the lodging thereof for record until the same shall be canceled of record.

Validity  
of recorded  
chattel  
mortgage.

13. Section 48:12-125 of the Revised Statutes is amended to read as follows:

Section  
amended.

48:12-125. Any railroad company may, subject to the provisions of section 12A:7-309 of the New Jersey Statutes, by giving notice to a person offering goods, merchandise or baggage for transportation on the railroad or in the vessels of the com-

Limitation on  
liability;  
notice.

pany, limit its responsibility as carrier thereof to \$100.00 for every 100 pounds weight, unless such person shall pay to the company by way of insurance for any additional amount of responsibility to be assumed, such rate as the company may charge therefor, not exceeding the legal rates for transporting 100 pounds for every \$200.00 of additional responsibility assumed on each 100 pounds, and at that rate for a greater or less quantity.

A general notice of such limitation, placed in a conspicuous place at or in the office of the company where goods, merchandise or baggage is usually received for transportation, and inserted in a bill of lading or receipt given for the goods or merchandise, and in the tickets delivered to passengers shall be sufficient notice under this section.

14. This act shall take effect January 1, 1963.

Approved November 30, 1961.

Note:  
Act  
effective.

## CHAPTER 122

AN ACT concerning the purchase, sale and transfer of motor vehicles, and amending sections 39:10-2, 39:10-8, 39:10-9, 39:10-10, 39:10-11 and 39:10-14 of the Revised Statutes.

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

Section  
amended.

1. Section 39:10-2 of the Revised Statutes is amended to read as follows:

Terms  
defined.

39:10-2. As used in this chapter unless other meaning is clearly apparent from the language or context, or unless inconsistent with the manifest intention of the Legislature:

"New motor vehicle" means only a newly manufactured motor vehicle, and includes all such vehicles propelled otherwise than by muscular power, and motor cycles, trailers and tractors,

excepting such vehicles as run only upon rails or tracks.

“Used motor vehicle” means every motor vehicle, title to, or possession of, which has been transferred from the person who first acquired it from the manufacturer or dealer, and so used as to become what is commonly known as “second-hand” within the ordinary meaning thereof, and includes every motor vehicle other than a “new motor vehicle.”

“Any motor vehicle,” “every motor vehicle,” or similar term, means both new and used motor vehicles.

“Manufacturer’s or importer’s certificate of origin” means the original written instrument or document required to be executed and delivered by the manufacturer to his agent or a dealer, or a person purchasing direct from the manufacturer, certifying the origin of the vehicle.

“Certificate of ownership” means the document issued in conformance with this chapter, certifying ownership of a motor vehicle, other than manufacturer’s or importer’s certificate of origin.

“Assignment” means the execution of a prescribed form transferring ownership of a motor vehicle from the person named therein to the purchaser.

“Contract” means conditional sale agreement, bailment, lease, chattel mortgage, trust receipt or any other form of security or possession agreement executed prior to January 1, 1963, wherein and whereby possession of a motor vehicle is delivered to the buyer and title therein is to vest in the buyer at a subsequent time upon the payment of part or all of the price, or upon the performance of any other condition or happening of any contingency, or upon the payment of a sum substantially equivalent to the value of the motor vehicle, by which contract it is agreed that the buyer is bound to become, or has the option of becoming, the owner of the motor vehicle upon full compliance with the terms of the contract.

“Abstract” means the duplicate copy of the original certificate of ownership recording any encumbrance or upon which the existence of a security interest is noted.

“Title papers” means any instrument or document that is evidence of ownership of a vehicle.

“Director” means the director of motor vehicles, his deputy or duly authorized agent.

“Manufacturer” means the person who originally manufactured the motor vehicle.

“Dealer” means the agent, distributor or authorized dealer of the manufacturer of the new motor vehicle, and who has an established place of business.

“Used motor vehicle dealer” means a person engaged in the business of selling, buying or dealing in used motor vehicles, and who has an established place of business.

“Person” includes natural persons, firms or copartnerships, corporations, associations, or other artificial bodies, receivers, trustees, common law or statutory assignees, executors, administrators, sheriffs, constables, marshals, or other persons in representative or official capacity, and members, officers, agents, employees, or other representatives of those hereinbefore enumerated.

“Buyer” includes purchaser, debtor, lessee, bailee, transferee, and any person buying, attempting to buy, or receiving a motor vehicle, subject to a security interest, lease, bailment or transfer agreement, and their legal successors in interest.

“Seller” means manufacturer, dealer, lessor, bailor, transferor with or without a security interest, and any other person selling, attempting to sell, or delivering a motor vehicle, and their legal successors in interest.

The terms “sell” or “sale” or “purchase” and any form thereof include absolute or voluntary sales and purchases, agreements to sell and purchase, bailments, leases, security agreements whereby any motor vehicles are sold and purchased, or agreed to be sold and purchased, involuntary,

statutory and judicial sales, inheritance, devise or bequest, gift or any other form or manner of sale or agreement of sale thereof, or the giving or transferring possession of a motor vehicle to a person for a permanent use; continued possession for 60 days or more is to be construed as permanent use.

“Manufacturer’s number” means the original manufacturer’s vehicle identification number die stamped upon the body, or frame or either or both of them, of a motor vehicle or the original manufacturer’s number die stamped upon, the engine or motor of a motor vehicle.

“Purchaser” means a person who takes possession of a motor vehicle by transfer of ownership, either for use or resale, except a dealer when he takes possession through a certificate of origin.

“Debtor” means the person who owes payment or other performance of the obligation secured by a security interest in a motor vehicle.

“Security interest” means an interest in a motor vehicle which secures payment or other performance of an obligation.

“Security agreement” means an agreement which creates or provides for a security interest in a motor vehicle.

“Secured party” means a lender, seller or other person in whose favor there is a security interest.

2. Section 39:10-8 of the Revised Statutes is amended to read as follows:

39:10-8. When a new motor vehicle is delivered in this State by the manufacturer to his agent or a dealer, or a person purchasing directly from the manufacturer, the manufacturer shall execute and deliver to his agent or a dealer, or a person purchasing direct from the manufacturer, a certificate of origin in the form prescribed by the director of motor vehicles, and no person shall bring into this State any new motor vehicle unless he has in his possession the certificate of origin as prescribed by the director. The certificate of origin shall contain the manufacturer’s vehicle identification number and the motor number when used of the motor

Section  
amended.

Certificate  
of origin of  
new motor  
vehicle.

vehicle sold, name of the manufacturer, the manufacturer's shipping weight, a general description of the body, if any, the type and model.

When a new motor vehicle is sold in this State, the manufacturer, his agent or a dealer shall execute and deliver to the purchaser, in case of an absolute sale made prior to January 1, 1963, an assignment of the certificate of origin, with the genuine names and business or residence addresses of both stated thereon, and certified to have been executed with full knowledge of the contents and with the consent of both purchaser and seller. If a security interest exists, or is created, at the time of the assignment, it shall be noted on the manufacturer's certificate of origin.

Section  
amended.

3. Section 39:10-9 of the Revised Statutes is amended to read as follows:

Subsequent  
sales.

39:10-9. In all sales after a new motor vehicle is sold by the manufacturer, his agent or a dealer, and in every sale of a used motor vehicle, made after January 1, 1963, the seller shall, except as provided in section 39:10-15 of this chapter, execute and deliver to the purchaser, an assignment of the certificate of ownership or an assignment of the bill of sale issued prior to October 1, 1946. If a security interest exists, or is created, at the time of the assignment, it shall be noted thereon.

Section  
amended.

4. Section 39:10-10 of the Revised Statutes is amended to read as follows:

Delivery of  
ownership  
certificates;  
filing evidence  
of satisfaction  
of contract;  
penalty.

39:10-10. When the contract or terms of the security agreement noted on the certificate of origin, or certificate of ownership have been performed the seller or secured party shall deliver to the buyer the certificate of ownership thereto, executed as provided in this chapter, with proper evidence of satisfaction of the contract or termination of the security interest. Within 15 days after the performance of the contract or termination of the security interest, the seller or secured party shall file with the director a notice, in such form as the director shall prescribe, containing evidence of such performance or termination. The director



shall thereupon cause a notation to be made on his records of certificate of ownership of the motor vehicle that the contract has been satisfied or the security interest terminated.

Any person violating the provisions of this section shall pay a fine of \$25.00.

5. Section 39:10-11 of the Revised Statutes is amended to read as follows:

Section  
amended.

39:10-11. A. The purchaser of a motor vehicle in this State shall, within 10 days after its purchase, submit to the director evidence of purchase. Upon presentation of the certificate of origin, or certificate of ownership, or bill of sale issued prior to October 1, 1946, with proper assignment and certification of the seller, to the director, a record of the transaction shall be made and filed. A certificate of ownership will be issued by the director and delivered to the buyer, in case of a sale not subject to a security interest and the director shall collect a fee of \$1.50 for the issuance and filing thereof.

Submitting  
evidence of  
purchase;  
recording;  
certificate of  
ownership;  
fee; security  
interest.

B. In the case of a sale other than absolute or subject to a security interest, a certificate of ownership, with the name and address of the holder of the encumbrance or secured party recorded thereon, shall be delivered to the holder of the encumbrance or secured party, and a copy thereof shall be delivered to the buyer. The director shall collect a fee of \$2.00 for his services in issuing a certificate and copy thereof, and for making a record of and filing the record of the transaction pursuant to this subsection.

C. Except as hereinafter in this section otherwise expressly provided, whenever a security interest is created in a motor vehicle, there shall be filed with the director, the certificate of ownership of the motor vehicle, together with a financing statement on a form prescribed by the director. Except as herein provided with respect to the place of filing and the form of the financing statement, the effect of such filing and all other incidents of security interests in motor vehicles shall be as prescribed by chapter 9 of Title 12A of the New Jersey

Statutes. The director shall make and file a record of the transaction and shall issue a certificate of ownership recording the name and address of the secured party thereon, and shall deliver it to the secured party. A copy of the certificate of ownership so issued shall be delivered to the buyer. The director shall collect a fee of \$2.00 for his services in issuing a certificate and copy thereof and for making a record of and filing the record of the transaction pursuant to this subsection.

D. The financing statement required to be filed pursuant to subsection C hereof shall be signed only by the buyer, shall not be required to be acknowledged or proved, and shall show, in addition to such matters as the director may require for the proper identification of the motor vehicle affected, the date of the security agreement, and the names and addresses of the parties thereto. Nothing in this section 39:10-11 contained shall be construed as requiring that the security agreement or a copy thereof, or any proof of execution thereof other than that contained in the financing statement, shall be presented to the director. When the buyer is a corporation, it shall be sufficient if the financing statement is signed by any officer thereof, or by any agent designated by the corporation for that purpose, and it shall not be necessary that the financing statement recite the authorization of the agent. When there is more than 1 buyer, it shall be sufficient if the financing statement is signed by any 1 of them.

E. Nothing in subsections C and D of this section shall apply to security interests in motor vehicles which constitute inventory held for sale, but such interests shall be subject to chapter 9 of Title 12A of the New Jersey Statutes, nor shall anything in the said subsections apply to interests in personal property subject to chapter 28 of the Title, Property (§ 46:28-4 et seq.).

F. In addition to the fees elsewhere in this section provided for, there shall be paid to the director a fee of \$0.50 for notice of satisfaction of the lien or

encumbrance of the record or abstract, or of the termination of the security interest where the motor vehicle is subject to a lien or encumbrance or a security interest as provided in section 39:10-14 of this Title.

G. Notwithstanding any other provision in this section contained, when any dealer licensed under the provisions of section 39:10-19 of this Title is the purchaser of a motor vehicle in this State, he shall, within 10 days after its purchase, submit to the director the evidence of purchase. Upon presentation of the certificate of ownership with proper assignment and certification of the seller to the director, a record of the transaction shall be made and filed. A certificate of ownership shall be issued by the director and delivered to such purchaser and the director shall collect a fee of \$0.50 for the issuing and filing thereof.

H. Any purchaser of a motor vehicle who fails to comply with the provisions of this section shall pay to the director a penalty of \$5.00 plus the issuing and filing fee.

I. The failure of any person to comply with the requirements of this section shall not constitute a misdemeanor within the provisions of section 39:10-24 of this Title, nor shall such failure affect the validity of any instrument creating or reserving a security interest in a motor vehicle, as between the parties to such instrument.

6. Section 39:10-14 of the Revised Statutes is amended to read as follows:

39:10-14. A. The director shall, on the record or abstract of every motor vehicle registered with him, which is subject to a security interest of which notice is required to be filed with him, make a notation of the existence of such security interest and shall index the same under the name of the owner of record of the vehicle so long as the security interest remains untermiated of record.

B. Upon request from any person, the director shall issue a certificate showing names and addresses of the parties to any contract of conditional

Section  
amended.

Notations;  
index;  
certificates,  
chattel  
mortgages;  
fees; furnish-  
ing information  
from records.

sale or chattel mortgage or other instrument, or to any financing statement, the name and address of the holder of the lien or liens under such contract, chattel mortgage or other instrument or of the secured party, the date thereof or of the financing statement, the date of filing, the make, model, identification number or numbers of the motor vehicle, and, if the condition in the contract of conditional sale, or chattel mortgage has been performed or the security interest has been terminated, a statement to that effect, for which he shall be entitled to a fee of \$0.75.

C. For a full certified copy of any instrument showing a lien on or a security interest in a motor vehicle the director shall be entitled to a fee of \$1.00 for the certificate plus \$0.50 for each copy of any paper certified.

D. When evidence of satisfaction of any contract of conditional sale or chattel mortgage or other instrument, or evidence of the termination of a security interest, as aforesaid, shall be presented to the director, he shall make a notation thereof on the record of the sale of such motor vehicle showing that the condition in the contract of conditional sale or chattel mortgage has been performed or the security interest has been terminated; provided, however, that the evidence of satisfaction of a chattel mortgage on a motor vehicle executed after September 1, 1951 shall be submitted by the county recording officer on a form prescribed by the director, unless the chattel mortgage is one that is not required, under the provisions of this section and section 39:10-11 of the Revised Statutes, to be presented to and recorded by the director.

E. The director, his agents, and employees of the Division of Motor Vehicles shall not incur any personal liability in carrying out the provisions of this section or in furnishing any information provided herein from the records of the Division of Motor Vehicles.

Note:  
Act effective.

7. This act shall take effect January 1, 1963.  
Approved November 30, 1961.

## CHAPTER 123

AN ACT establishing an official New Jersey Tercentenary symbol and flag.

WHEREAS, The State of New Jersey will mark its  
Three Hundredth Anniversary in 1964; Preamble.

WHEREAS, The New Jersey Tercentenary Commission has been established to formulate and implement plans to commemorate this anniversary; and Preamble.

WHEREAS, Such a commemoration will be greatly assisted by the adoption of an official New Jersey Tercentenary symbol and flag; now therefore, Preamble.

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

1. There is hereby adopted:

(a) An official New Jersey Tercentenary symbol consisting of an equilateral triangle divided into 3 portions, the central portion having the general characteristics of an evergreen tree. The symbol shall be colored in a solid uniform shade which color shade shall be selected by the New Jersey Tercentenary Commission as most appropriate for the occasion commemorated;

C. 52:3A-1.  
Adopts  
New Jersey  
Tercentenary  
symbol;  
description.

(b) An official New Jersey Tercentenary Flag of 3 equal vertical stripes, which stripes shall be blue, white and buff in color and arranged in the named order. The official tercentenary symbol shall be emblazoned on the center of the flag.

2. The New Jersey Tercentenary Commission shall adopt rules and regulations concerning the proper use and display of the official symbol and flag. No person shall use such symbol or flag except in conformity with the rules and regulations so adopted.

C. 52:3A-2.  
Rules and  
regulations.

C. 52:3A-3.  
Penalty for  
violation.

3. Any person who violates the provisions of this act or the rules and regulations adopted hereunder shall be liable to a penalty of \$50.00 for each violation. Such penalty shall be collected and enforced in the name of the New Jersey Tercentenary Commission as plaintiff in a summary proceeding in accordance with the provisions of the penalty enforcement law (N. J. S. 2A-58-1, et seq.).

Note:  
Act  
inoperative.

4. This act shall take effect immediately but shall become inoperative on December 31, 1965.

Approved December 4, 1961.

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## CHAPTER 124

AN ACT to amend and supplement the "Radiation Protection Act" approved July 8, 1958 (P. L. 1958, c. 116).

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

Section  
amended.

1. Section 9 of the act of which this act is amendatory is amended to read as follows:

C. 26:20-9.  
Duties of  
department.

9. The department shall:

(a) Administer this act and codes, rules or regulations promulgated by the commission;

(b) Provide the commission with the necessary personnel required to carry out its duties;

(c) Develop comprehensive policies and programs for the evaluation and determination of hazards associated with the use of radiation, and for their amelioration;

(d) Advise, consult, and co-operate with other agencies of the State, the Federal Government, other States and interstate agencies, and with affected groups, political subdivisions and industries;

(e) Accept and administer according to law loans, grants or other funds or gifts from the Federal Government and from other sources, public or private, for carrying out its functions under this act;

(f) Encourage, participate in or conduct studies, investigations, training, research and demonstrations relating to the control of radiation hazard, the measurement of radiation, the effects on health of exposure to radiation and related problems as it may deem necessary or advisable for the discharge of its duties under this act;

(g) Collect and disseminate health education information relating to radiation protection;

(h) Require registration of sources of radiation, and require records concerning sources of radiation to be kept in such manner as may be prescribed by codes, rules or regulations of the commission;

(i) Review plans and specifications on the design and shielding for radiation sources submitted pursuant to codes, rules or regulations of the commission for the purpose of determining possible radiation hazards;

(j) Inspect radiation sources, their shielding and immediate surroundings and records concerning their operation for the determination of any possible radiation hazard;

(k) Have power, to be exercised subject to codes, rules and regulations of the commission, to require, issue, renew, amend, suspend and revoke licenses for the construction, operation or maintenance of sources of radiation including byproduct materials, source materials and special nuclear materials in quantities not sufficient to form a critical mass. The codes, rules and regulations may provide for recognition of other State or Federal licenses, subject to the registration requirements prescribed by or under the authority of this act.

Section  
amended.

C. 26:2D-11.  
Notice of  
violation;  
order to  
cease and  
abate;  
procedure  
upon failure  
to comply  
with order;  
penalty.

2. Section 11 of the act of which this act is amendatory is amended to read as follows:

11. Whenever the department finds that there has been a violation of any of the provisions of this act or any codes, rules or regulations of the commission, resulting from the construction, operation or maintenance of a source of radiation, it shall notify any person or legal entity found to be causing, allowing or permitting such violation, of the nature of that violation and order that prior to a time fixed by the department, which time shall not be later than 2 years from the date of service of the notice, that person or legal entity shall cease and abate causing, allowing or permitting such violation and take such action as may be necessary for the source of radiation to be constructed, operated or maintained in compliance with this act and codes, rules or regulations promulgated by the commission.

If the person or legal entity fails to comply with the order prior to the time fixed by the department, the department may cause the source of radiation being so constructed, operated or maintained to be secured or impounded. Within 10 days after securing or impounding a source of radiation, the department shall give notice to said person or legal entity prescribing conditions of construction, operation or maintenance under which the source of radiation will be returned to the custody of such person or legal entity. If such person or legal entity, within such reasonable time as may be fixed in said notice, furnishes evidence satisfactory to the department of present and intended future compliance with such conditions, the source of radiation so secured or impounded shall be returned to the custody of such person or legal entity for construction, operation or maintenance in accordance with such conditions, upon payment to the department of the costs incurred by the department incident to the securing or impounding. If the person or legal entity does not furnish such satisfactory evidence within such time, the rights of



such person or legal entity with respect to the source of radiation so secured or impounded shall become the property of the State to be disposed of by the department on behalf of the State in any manner consistent with public health and safety. Any person or legal entity who (1) operates, maintains or otherwise uses a source of radiation while the same is so secured or impounded, or (2) violates a condition under which a source of radiation so secured or impounded is returned, shall be subject to a fine not exceeding \$500.00 for each day during which the violation exists, to be enforced by the department in a summary action in the Superior Court.

3. The Governor, on behalf of the State, may enter into agreements with the Federal Government providing for discontinuance by the Federal Government and assumption by the State of the authority, in the interest of the protection of the public from radiation hazards, to regulate sources of radiation including byproduct materials, source materials and special nuclear materials in quantities not sufficient to form a critical mass. Subject to the terms of such agreements, regulatory authority assumed by the State by virtue of such agreements shall be exercised by the department in the manner provided in this act and as may be further provided by codes, rules and regulations of the commission promulgated pursuant to this act.

C. 26:2D-9.1.  
Agreement  
with Federal  
Government  
for State to  
assume  
regulatory  
authority.

4. The department may (a) enter into agreements, subject to the approval of the Governor, with the Federal Government, other States or interstate agencies to perform inspections and other radiation protection functions on a co-operative basis with the Federal Government, other States or interstate agencies; and (b) subject to available appropriations, make its personnel available for participation in training programs of the Federal Government and otherwise secure assistance from the Federal Government to maintain

C. 26:2D-9.2.  
Agreements  
with other  
agencies  
authorized.

and improve the department's administration of this act.

5. This act shall take effect immediately.

Approved December 4, 1961.

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## CHAPTER 125

AN ACT to regulate the sale or distribution of grain which has been treated or processed for certain purposes, and making violators disorderly persons.

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

C. 4:8B-1.  
Terms defined.

1. When used in this act, unless the context clearly indicates otherwise:

(a) "Act" means this act and the rules and regulations adopted hereunder.

(b) "Commissioner" means the State Commissioner of Health.

(c) "Distribute" means to offer for sale, to barter, exchange or otherwise to supply grain.

(d) "Distributor" means any person who sells or distributes grain.

(e) "Director" means the Director of the New Jersey Agricultural Experiment Station.

(f) "Grain" means whole seeds or entire grains or any altered form thereof of field peas, field beans, soybeans or other large seeded legumes, or corn, wheat, rye, barley, oats, sorghum, or any other large seeded cereals.

(g) "State Seed Analyst" means the seed analyst of the New Jersey Agricultural Experiment Station.

(h) "Treated" means that the grain has received an application of a substance or process designed to control, or repel certain insects or disease

organisms or other pests attacking such grain or seedlings grown therefrom, or has received some other treatment to improve its planting value.

2. No distributor shall sell or distribute or have in his possession with intent to sell or distribute for food or feed purposes any treated grain in bulk or package or any grain in bulk or package in which treated grain has been co-mingled or blended which he knows or has reason to know contains any poisonous or deleterious substance in quantity which may render it injurious to the health of man or animal and such treated grain shall not be sold or distributed for any purpose, other than for seeding, unless it is colored or dyed a color contrasting with its natural color so as to make such grain readily identifiable as treated grain.

C. 4:8B-2.  
Distributor not to sell, distribute or have treated grain in his possession; exception; compliance with provisions of act.

A distributor of any treated grain which is sold or distributed for a purpose other than seeding shall comply with all provisions of this act.

3. A distributor of any treated grain which is sold or distributed for a purpose other than seeding shall deliver or have delivered to the purchaser or other transferee at the time of the sale or transfer thereof a written statement setting forth the specific treatment, known by him to have been applied to the grain and the quantity of such grain delivered. Such statement shall also be made a part of the invoice or bill of lading covering such sale or transfer. The distributor shall deliver or have delivered to the State Seed Analyst within 7 days of such sale or transfer 2 copies of such statement together with the name and address of the distributor and the purchaser or other transferees. The State Seed Analyst shall forward forthwith 1 copy of such statement to the commissioner.

C. 4:8B-3.  
Written statement to accompany sale of treated grain; contents; copies delivered to seed analyst.

4. In order to protect the health and welfare of the public, the director shall adopt and promulgate rules and regulations:

C. 4:8B-4.  
Rules and regulations.

(a) To establish standards for the treatment of grain and tolerances within which such treated grain shall be usable for food or feed;

(b) To establish standards and specifications for the adequate coloring of treated grain to insure such grain will be readily ascertainable as such on inspection.

To the extent feasible and to the extent compatible with relevant local conditions, the director may adopt such rules and regulations in substantial conformity with similar rules and regulations of the Federal Government.

C. 4:8B-5.  
Issuance and  
enforcement  
of "stop sale"  
order.

5. The State Seed Analyst, individually or through his authorized agents, shall issue and enforce a written or printed "stop sale" order to the owner or custodian of any lot of treated grain when it is found that such grain is being sold or distributed in violation of any of the provisions of this act. Such order shall continue in effect until the law has been complied with and such grain is released in writing by the State Seed Analyst or until such "stop sale" order is otherwise legally terminated, and, in either case, upon the payment of the costs and expenses incurred in connection therewith.

C. 4:8B-6.  
Confiscation of  
grain sold in  
violation of  
act; courts of  
jurisdiction.

6. Any lot of treated grain which is sold or distributed in violation of any provision of this act may be confiscated by a summary proceeding instituted by the State Seed Analyst. The county district court or municipal court having jurisdiction in the county or municipality, as the case may be, in which such grain is found shall have jurisdiction to hear and determine such proceeding.

C. 4:8B-7.  
Warrant for  
seizure of  
grain;  
summons  
issued.

7. Upon the filing of a verified complaint the court may issue a warrant directed to the sheriff or a constable of the county or other peace officer, commanding such officer to seize and take in his possession the grain described in the complaint, and bring the same before the court which issued the warrant and to summon the person named in the warrant, and any other person who may be found in possession of the grain, to appear at the time and place therein specified.

8. If upon the hearing it shall appear that the grain was sold or distributed in violation of any provision of this act, it shall be confiscated and disposed of by destruction or sale as the court may direct, but no such grain shall be sold contrary to any provision of this act. The proceeds of any sale, less the legal costs and charges, shall be paid into the State Treasury.

C. 4:8B-8.  
Destruction  
or sale of  
confiscated  
grain; use of  
proceeds of  
sale.

9. In case the grain seized is of such a character that it may be sold or distributed in compliance with this act, upon the recommendation of the State Seed Analyst, the court may order such grain delivered to the owner upon the payment of the costs of the proceeding and the execution and delivery to the State Seed Analyst of a good and sufficient bond that such grain shall not be sold or otherwise disposed of contrary to the provisions of this or any other law of this State.

C. 4:8B-9.  
Return of  
grain to  
owner;  
payment of  
costs; bond.

10. Any person who violates any provision of this act is a disorderly person and upon conviction as such shall be fined not less than \$500.00 nor more than \$1,000.00, or be imprisoned for not less than 30 days nor more than 1 year, or both.

C. 4:8B-10.  
Penalty for  
violation.

11. Nothing contained herein shall in any way be construed to alter, limit or repeal any of the functions, powers and duties of the State Department of Health or the State Commissioner of Health, as otherwise provided by law.

C. 4:8B-11.  
Construing.

12. This act shall take effect immediately but shall not be operative for 60 days thereafter.

NOTE:  
Act operative.

Approved December 18, 1961.

## CHAPTER 126

AN ACT authorizing the creation of a municipal board of alcoholic beverage control in certain municipalities and amending the "Optional Municipal Charter Law," approved June 8, 1950 (P. L. 1950, c. 210).

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

Section  
amended.

1. Section 3-13 of the act of which this act is amendatory is amended to read as follows:

C. 40:69A-43.  
Departments;  
directors;  
removal;  
employees.

3-13. (a) The municipality shall have a department of administration and such other departments, not exceeding 9 in number, as council may establish by ordinance. All of the administrative functions, powers and duties of the municipality, other than those vested in the office of the municipal clerk, shall be allocated and assigned among and within such departments.

(b) Each department shall be headed by a director, who shall be appointed by the mayor with the advice and consent of the council. Each department head shall serve during the term of office of the mayor appointing him, and until the appointment and qualification of his successor.

(c) The mayor may in his discretion remove any department head after notice and an opportunity to be heard. Prior to removing a department head the mayor shall first file written notice of his intention with the council, and such removal shall become effective on the twentieth day after the filing of such notice unless the council shall prior thereto have adopted a resolution by a  $\frac{2}{3}$  vote of the whole number of the council, disapproving the removal.

(d) Department heads shall appoint subordinate officers and employees within their respective departments and may, with approval of the mayor,

remove such officers and employees subject to the provisions of the Revised Statutes, Title 11, Civil Service, where that Title is effective in the municipality, or other general law; provided, however, that council may provide by ordinance for the appointment and removal of specific boards or commissions by the mayor.

(e) Notwithstanding the foregoing provisions of this section in any city of the first class having a population of more than 250,000, there shall be, and in any municipality having a population of 15,000 or more, there may be, a board of alcoholic beverage control which shall exercise the powers conferred upon municipal boards of alcoholic beverage control under Title 33 of the Revised Statutes. Such board shall be comprised of 3 members, no more than 2 of whom shall be of the same political party, who shall be appointed by the mayor, with the advice and consent of the council, each to serve for a term of 3 years, provided that of those first appointed, 1 shall be appointed to serve for a term of 1 year, 1 for 2 years, and 1 for 3 years. Any vacancy in such office shall be filled in the same manner as the original appointment for the balance of the unexpired term. Except in cities of the first class having a population of more than 250,000 the members of such board shall serve without compensation but may be reimbursed for necessary expenses incurred in the performance of their duty; in cities of the first class having a population of more than 250,000, the members of such board shall receive such compensation as shall be established by ordinance of the municipality. They shall be removable by the mayor for cause. Any person appointed hereunder shall not be subject to the provisions of Title 11 of the Revised Statutes, Civil Service, and no such person shall be a member of the city council.

Nothing in this subsection shall be construed to limit the general power of the municipal council under this act to establish, alter and abolish offices, boards and commissions in any municipality other

than a city of the first class having a population of more than 250,000.

(f) Whenever in any city of the first class having a population of more than 250,000 the governing body is authorized by any provision of general law to appoint the members of any board, authority or commission, such power of appointment shall be deemed to vest in the mayor with the advice and consent of the council.

2. This act shall take effect immediately.

Approved December 21, 1961.

## CHAPTER 127

AN ACT concerning public utilities, amending R. S. 48:4-14 and reducing the monthly franchise tax applicable to a person owning or operating an autobus in any municipality of the State from 5% to 3% of gross receipts.

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

Section  
amended.

1. Section 48:4-14 of the Revised Statutes is amended to read as follows:

Statement of  
gross receipts;  
amount of tax.

48:4-14. Every person owning or operating an autobus in any municipality of this State shall, on or before the twenty-fifth day of each calendar month, file with the chief fiscal officer of the municipality a statement, verified by oath, showing the gross receipts from the business of such autobus or busses during the preceding calendar month, and shall at the same time pay to such fiscal officer of such municipality 3% of such gross receipts as a monthly franchise tax for revenue for the use of the streets; provided that if the scheduled bus miles over which the autobus is operated shall extend beyond the limits of such municipality, such person



shall include in such statement the length of the scheduled bus miles over which the autobus is operated both within and without the municipality, and shall pay as such franchise tax to such municipality 3% of such proportion of the gross receipts as the length of the scheduled bus miles operated in the municipality bears to the entire length of the scheduled bus miles operated both within and without the municipality; provided, however, that none of the provisions of this article shall be applicable to a charter bus operation or special bus operation.

The sum accruing to any municipality under this section when paid shall be in lieu of all other franchise taxes and municipal license fees.

2. This act shall take effect on the first day of the first month after approval. NOTE:  
Act effective.

Approved December 21, 1961.

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## CHAPTER 128

AN ACT to correct references in P. L. 1951, chapter 263 and section 2A:116-3 of the New Jersey Statutes to the Italian American War Veterans of the United States, Incorporated.

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

1. The title of chapter 263 of the laws of 1951 is amended to read as follows: Title amended.

An act designating the State souvenir of Italian American War Veterans of the United States, Incorporated, and regulating the sale thereof. New title.

2. Section 1 of P. L. 1951, c. 263 is amended to read as follows: Section amended.

1. The labeled official flower, the daisy, or its replica in any material form, shall be the recognized souvenir of the Italian American War Veterans of the United States, Incorporated. C. 38:25A-14.  
Official flower.

**New Jersey State Library**

Section  
amended.

C. 38:25A-15.  
Restriction  
on sale.

Section  
amended.

Unlawful  
use of badge,  
emblem or  
insignia of  
military  
orders.

3. Section 2 of P. L. 1951, c. 263 is amended to read as follows:

2. The sale and offering for sale of said flower in the labeled and artificial form shall be restricted to Italian American War Veterans of the United States, Incorporated, and their auxiliaries, where such funds are devoted exclusively for the benefit of the American World War Veterans and their families residing or hospitalized in the State of New Jersey.

4. Section 2A:116-3 of the New Jersey Statutes is amended to read as follows:

2A:116-3. Any person who:

a. Willfully wears the badge, emblem or insignia of:

1. The Grand Army of the Republic, or
2. The United Spanish War Veterans, or
3. The Military Order of the Loyal Legion,

or

4. The Sons of Veterans, U. S. A., or
5. The Veterans of Foreign Wars of the United States, or
6. The American Legion, or of any women's auxiliary organization thereof, or
7. The Disabled American Veterans of the World War, or of any women's auxiliary organization thereof, or
8. The Italian American War Veterans of the United States, Incorporated; or

b. Uses or wears such badge, emblem or insignia to obtain aid or assistance within this State—

Unless he is entitled to use or wear the same under the charter, constitution, by-laws, rules or regulations of the organization or of a duly and regularly organized post, camp, branch or chapter thereof, is guilty of a misdemeanor.

5. This act shall take effect immediately.

Approved December 22, 1961.

## CHAPTER 129

AN ACT to amend and supplement the "emergency transportation tax act" approved May 29, 1961 (P. L. 1961, c. 32), making an appropriation therefor, and repealing certain supplements thereto.

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

1. Section 2 of the act of which this act is amendatory is amended to read as follows: Section amended.

2. A temporary emergency tax is hereby imposed, and shall be levied, collected and paid annually, at the rates specified in this act, C. 54:8A-2.  
Tax imposed.

(a) upon every resident of this State, who is not a resident of another critical area State under and pursuant to its laws, upon and with respect to the entire net income as defined in this act and subject to taxation under this act, for the taxable year, derived from sources within a critical area State other than New Jersey; and

(b) upon and with respect to the entire net income as defined in this act and subject to taxation under this act, for the taxable year, derived from sources within this State by natural persons who are not residents of this State and who are residents of another critical area State under and pursuant to the law of such State.

2. Section 4 of the act of which this act is amendatory is amended to read as follows: Section amended.

4. "Derived from sources within" one State or another, as applied to entire net income, means such income and gain from all property owned and from salaries, wages, or compensation for personal services of whatever kind and in whatever form paid, and from all business, trade, profession or occupation carried on, in the particular State. No person who is not a dealer holding property pri- C. 54:8A-4.  
"Derived from sources within" defined.

marily for sale to customers in the ordinary course of his trade or business, shall be deemed to carry on a business, trade, profession or occupation in a State solely by reason of the purchase and sale of property for his own account.

Section  
amended.

3. Section 7 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-7.  
"Gross  
income"  
defined.

7. The term "gross income" means the total of a taxpayer's gains, losses, profits and income derived from sources within his source State. Gross income shall be computed in accordance with the provisions of section 32 or section 36 of this act. In computing gross income, the items of gain, loss, profit or income set forth in section 33 of this act shall not be included except to the extent provided therein.

For the purpose of applying the deductions permitted in sections 9 and 37 of this act, gross income computed in accordance with the provisions of section 32 of this act shall be reduced by the amount of the deduction allowed in section 35 (a) of this act.

Section  
amended.

4. Section 9 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-9.  
Standard  
deductions.

9. Any taxpayer other than a trust or estate may elect to deduct 10% of his gross income, or \$1,000.00, whichever is less, in lieu of all deductions otherwise permitted under this act. The deduction provided for by this section shall become known as the "standard deduction."

A husband and wife shall not be entitled to a standard deduction in an amount greater than one computed on their aggregate gross income, whether they file separate or joint returns. If they file separate returns, neither may elect the standard deduction unless the other also so elects. If both so elect, either may take such deduction, or they may divide it.

Such election may be changed for a taxable year after the filing of the return, subject to regulations issued under this act. If a taxpayer wishing to make such change has a spouse who filed a separate return, the change shall not be allowed unless (1)

such spouse also makes a change consistent with the change desired by the taxpayer and (2) both consent in writing to the assessment of any additional tax resulting from such change without regard to time limits otherwise preventing such assessment.

5. Section 10 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

10. Each taxpayer is allowed the following exemptions with respect to net income:

C. 54:8A-10.  
Exemptions.

For each taxpayer, \$600.00; for the taxpayer's spouse, if taxpayer does not file a joint return and if such spouse has no gross income for the eligibility year and is not a dependent of another taxpayer, an additional \$600.00; for each taxpayer who is at least 65 years of age or over at the close of his taxable year, an additional \$600.00, and for taxpayer's spouse under the same conditions and if the initial \$600.00 exemption is allowable, an additional \$600.00; for each taxpayer who is blind at the close of his taxable year, an additional \$600.00, and for taxpayer's spouse under the same conditions and if the initial \$600.00 exemption is allowable, an additional \$600.00. Blindness shall be deemed to exist when central visual acuity in the better eye does not exceed 20/200 with correcting lenses, or when the widest diameter of the visual field subtends an angle of not more than 20 degrees;

For each dependent whose gross income for the eligibility year is less than \$600.00, or who is taxpayer's child or stepchild and has not attained age 19 at the close of the eligibility year or is a student: \$600.00.

6. Section 11 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

11. "Dependent" means any individual related to taxpayer, over half of whose support (exclusive of any amount received by a child or stepchild as a scholarship for study at an educational institution) for the eligibility year was received from the taxpayer, in fact or constructively. No person may be claimed as a dependent by any taxpayer if such

C. 54:8A-11.  
"Dependent"  
defined.

person has filed a joint return with his or her spouse.

Section  
amended.

7. Section 12 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-12.  
"Related to  
taxpayer"  
defined.

12. "Related to taxpayer" means related by blood, to the extent of any lineal descendant or ancestor of taxpayer, other children or grandchildren of a parent of taxpayer, children of a grandparent of taxpayer, and grandchildren of a grandparent of taxpayer who are receiving institutional care for physical or mental disability and who had been members of taxpayer's household prior to institutionalization; or related by marriage, to the extent of a stepchild, stepparent, stepbrother or stepsister of taxpayer, the parents, brother or sister of the spouse of the taxpayer, or the spouse of a child of taxpayer; or related by household, to the extent of a person having taxpayer's home as his principal place of abode and being a member of taxpayer's household for the taxable year. Brothers and sisters of the half blood shall be regarded as though of the whole blood.

Section  
amended.

8. Section 15 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-15.  
Maximum  
credits  
allowed.

15. The following maximum credits are allowed against the tax imposed by this act for any year:

- (a) \$10.00, for a single taxpayer;
- (b) \$25.00, for a head of a household or for a surviving spouse;
- (c) \$25.00, for husband and wife, but if they file separate returns, the credit allowable to each is \$12.50;

(d) the credits allowed by this section shall be subtracted from the tax as computed without regard to such credit, and the amount of the credit shall in no case exceed the amount of the tax from which it is subtracted.

Section  
amended.

9. Section 16 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-16.  
Tax credit  
allowed  
nonresident;  
conditions.

16. (a) A nonresident of this State shall be allowed a credit against the tax otherwise due under this act for any income tax imposed for the taxable

year by another critical area State, of which the taxpayer is a resident but such credit shall not exceed either:

(1) the percentage of the other tax determined by dividing the portion of the taxpayer's income subject to taxation under this act which is also subject to the other tax by the total amount of his income subject to such other tax, or

(2) the percentage of the tax otherwise due under this act, determined by dividing the portion of the taxpayer's income subject to taxation under this act which is also subject to the other tax by the total amount of the taxpayer's income which is taxable under this act.

(b) No credit shall be allowed under this section unless the jurisdiction of which the taxpayer is a resident:

(1) grants a substantially similar credit to residents of this State, or

(2) imposes an income tax on its own residents with respect to income derived from this State, and exempts from income tax the income of residents of this State.

10. Section 18 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

18. With respect to each taxpayer, the tax imposed by this act shall be due and payable annually hereafter, in the manner provided in this section:

C. 54:8A-18.  
Tax due  
and payable  
annually;  
extensions.

(a) Every taxpayer shall annually pay the tax imposed by this act with respect to all or any part of each of his fiscal or calendar accounting years beginning after January 1, 1961, to be computed as in this act provided, for such fiscal or calendar accounting year or part thereof, on a return which shall be filed, in the case of a taxpayer reporting on a calendar year basis, on or before April 1 following the close of such calendar year, or, in the case

of a taxpayer reporting on a fiscal year basis, on or before the first day of the fourth month following the close of such fiscal year, and the full amount of the tax shall be due and payable on or before the date prescribed herein for the filing of the return.

(b) Every taxpayer shall pay a like tax with respect to all or any part of the period beginning January 1, 1961 and extending through any subsequent part of its first fiscal or calendar accounting year ending after said date, to be computed as in this act provided, for such period, on a return which shall be filed on or before April 1, 1962, and the full amount of the tax shall be due and payable on or before the date prescribed herein for the filing of the return.

(c) Where a taxpayer files a return for a period of less than 12 months under subsection (b) hereof, the standard deduction, personal exemptions and the specific credit allowable shall be prorated in the same manner and to the same extent as provided in section 45(c).

(d) Each return shall carry a certificate signed by the taxpayer to the effect that all statements contained therein are true, under the same penalties as for perjury committed. Blank forms of return shall be furnished on application, but failure to secure the form shall not relieve any taxpayer of the obligation of making any return herein required. Subject to regulations under this act and in such form as may be indicated thereby, taxpayers whose net income taxable under this act is or may be subject to tax under a similar law of another jurisdiction may be permitted to file a simple, short form return attached to a copy of his return as filed or about to be filed by him in such other jurisdiction.

Subject to regulations under this act, reasonable extensions of time for good cause shown, may be granted for not more than 6 months unless exceptional circumstances justify a longer period, within which returns may be filed.



In addition, persons in active service with the Armed Forces of the United States, who may be prevented by distance or injury or hospitalization arising out of such service, may be allowed such extension of time for the filing of returns, without interest or penalty, as may be fixed by regulations under this act.

11. Section 20 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

20. (a) All moneys which shall be received by way of tax or by way of moneys deducted and withheld under this act, shall be kept in a special fund, to be known as the Transportation Fund, separate and apart from all other funds, and the moneys in such fund at any time shall be used only for one or more of the following purposes, within the limits of available appropriations made by law from time to time:

C. 54:8A-20.  
Transporta-  
tion fund;  
use of fund.

(1) to meet the expenses of administering the provisions of this act and of the regulations made hereunder and the expenses of any proceedings or actions involving the same;

(2) to defray the cost of, or to provide financing by way of advances, loans or otherwise for, projects and programs to meet transportation problems, whether such transportation be by motor vehicle, by rail or rapid transit, or by any other mode or vehicle of transportation whatever, when such project or program includes the transportation of persons or property interstate, between the State of New Jersey and the source State, from which States taxpayers derive income or gain subject to tax under this act, and for the furnishing of such other facilities, services or other benefits for which the class of taxpayers covered by this act will be the major eligible recipient and for which the tax imposed by this act may reasonably be exacted, as may be authorized by law from time to time;

(3) to make payment of refunds to taxpayers entitled to receive the same;

(4) to make payment to another State of moneys deducted and withheld from its residents subject

to tax hereunder in lieu of and in satisfaction of credits to which such residents may be entitled under the reciprocity clause contained in this act, whenever such State so provides by or pursuant to its law.

(b) Funds in the Transportation Fund may not be used for any purpose except upon:

(1) presentation to the Attorney General of an itemization of the purposes for which funds are proposed to be used, stating the amount of each such proposed expenditure, which presentation shall be made by:

(A) The Director of the Division of Taxation, in the case of any purpose other than those described in subsection (a) (2) hereof, or

(B) The State Highway Commissioner in the case of any purpose described in said subsection (a) (2), and upon,

(2) transmittal of such itemization by the Attorney General to the State Treasurer, with a certification by the Attorney General endorsed thereon that the purposes for which funds are therein proposed to be used are within the terms and intent of the act and are otherwise in compliance with law.

12. Section 24 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

C. 54:8A-24.  
Tax to apply  
to estates  
and trusts.

24. (a) The tax imposed by this act shall apply to estates and trusts created by or consisting of property of a person domiciled in a critical area State other than the source State, estates of deceased persons who at the time of death were domiciled in a critical area State other than the source State and trusts resulting from the dissolution of a corporation organized under the law of a critical area State other than the source State, which tax shall be levied, collected and paid annually upon and with respect to the income of estates or of any kind of property held in trust, but only to the extent that the same is derived from sources within the source State, including:

(1) income accumulated in trust for the benefit of unborn or unascertained persons or persons with contingent interests, and income accumulated or held for future distribution under the terms of the will or trust;

(2) income which is to be distributed currently by the fiduciary to the beneficiaries, and income collected by a guardian of an infant which is to be held or distributed as the court may direct;

(3) income received by estates of deceased persons during the period of administration or settlement of the estate; and

(4) income which, in the discretion of the fiduciary may be either distributed to the beneficiaries or accumulated.

(b) The net income of an estate or trust shall be computed in the same manner as in the case of an individual, except as otherwise provided in this act. The tax shall be computed on such net income and shall be paid by the fiduciary.

(c) An estate or trust shall be allowed as a deduction in computing its net income (in lieu of the deductions allowed by section 37(b)(4), relating to deduction for charitable, et cetera, contributions and gifts) any amount of the gross income, without limitation, which pursuant to the terms of the governing instrument is, during the taxable year, paid or permanently set aside for a purpose specified in section 37(b)(4), or is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, or for the establishment, acquisition, maintenance or operation of a public cemetery not operated for profit.

(d) An estate or trust shall be entitled to the deductions provided in sections 26 and 27 of this act to the extent permitted therein but there shall not be included:

(1) Any amount which under the terms of the governing instrument, is properly paid or

credited as a gift or bequest of a specific sum of money or of specific property and which is paid or credited all at once or in not more than 3 installments. For this purpose an amount which can be paid or credited only from the income of the estate or trust shall not be considered as a gift or bequest of a specific sum of money.

(2) Any amount paid or permanently set aside or otherwise qualifying for the deduction provided in subsection (c) hereof.

(3) Any income paid, credited or distributed in the taxable year, if section 26 or section 27 applied to such amounts for a preceding taxable year of an estate or trust because credited or required to be distributed in such preceding taxable year.

(e) In lieu of the deduction authorized in subsection (d) hereof, an estate or trust may compute its deduction for distributions to beneficiaries in accordance with the provisions of section 28 of this act.

(f) An estate or trust shall be allowed \$600.00 as an exemption but shall not be entitled to the exemptions provided in section 10 of this act.

Section  
amended.

13. Section 25 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-25.  
"Fiduciary,"  
"beneficiary"  
and "dis-  
tributable  
income"  
defined.

25. (a) "Fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust or estate.

(b) "Beneficiary" includes heir, legatee and devisee.

(c) For purposes of this act, the term "distributable net income" means, with respect to any taxable year, the net income of the estate or trust computed with the following modifications—

(1) No deduction shall be taken under section 24(f) for personal exemption;

(2) No deduction shall be taken for the amounts of income, gain and corpus distributed or required to be distributed by a trust or estate to a beneficiary.

(3) Gains from the sale or exchange of capital assets shall be excluded to the extent that such gains are allocated to corpus and are not (A) paid, credited, or required to be distributed to any beneficiary during the taxable year, or (B) paid, permanently set aside, or to be used for the purposes specified in section 24(c). Losses from the sale or exchange of capital assets shall be excluded, except to the extent such losses are taken into account in determining the amount of gains from the sale or exchange of capital assets which are paid, credited, or required to be distributed to any beneficiary during the taxable year.

(4) In the case of a trust which is subject to the provisions of section 26 of this act, there shall be excluded those items of gross income constituting extraordinary dividends or taxable stock dividends which the fiduciary, acting in good faith, does not pay or credit to any beneficiary by reason of his determination that such dividends are allocable to corpus under the terms of the governing instrument and applicable local law.

(5) In the case of an estate or trust which computes its gross income in accordance with the provisions of section 36, there shall be included the amount of any dividends excluded from such gross income in the computation of Federal adjusted gross income.

14. Section 26 of the act of which this act is amendatory is amended to read as follows:

26. a. In the case of any trust the terms of which—

(1) provide that all of its income is required to be distributed currently, and

Section  
amended.

C. 54:8A-26.  
Computing  
deductions  
on taxable  
income from  
trusts;  
inclusion in  
beneficiary's  
income.

(2) do not provide that any amounts are to be paid, permanently set aside, or used for the purposes specified in section 24(c) (relating to deduction for charitable, et cetera, purposes),

there shall be allowed as a deduction in computing the taxable income of the trust the amount of the income for the taxable year which is required to be distributed currently. This section shall not apply in any taxable year in which the trust distributes amounts other than amounts of income described in paragraph (1).

(b) If the amount of income required to be distributed currently exceeds the distributable net income of the trust for the taxable year, the deduction shall be limited to the amount of the distributable net income. For this purpose, the computation of distributable net income shall not include items of income which are not included in the gross income of the trust and the deductions allocable thereto.

(c) (1) Subject to paragraph (2) hereof, the amount of income for the taxable year required to be distributed currently by a trust described in subsection (a) shall be included in the gross income of the beneficiaries to whom the income is required to be distributed, whether distributed or not. If such amount exceeds the distributable net income, there shall be included in the gross income of each beneficiary an amount which bears the same ratio to distributable net income as the amount of income required to be distributed to such beneficiary bears to the amount of income required to be distributed to all beneficiaries.

(2) The amounts specified in paragraph (1) hereof shall have the same character and source in the hands of the beneficiary as in the hands of the trust. For this purpose, the amounts shall be treated as consisting of the same proportion of each class of items entering into the computation of distributable net income of the trust as the total of each class bears to the total distributable net

income of the trust, unless the terms of the trust specifically allocate different classes of income to different beneficiaries. In the application of the preceding sentence, the items of deduction entering into the computation of distributable net income shall be allocated among the items of distributable net income in accordance with the regulations prescribed by the Division of Taxation.

(d) If the taxable year of a beneficiary is different from that of the trust, the amount which the beneficiary is required to include in gross income in accordance with the provisions of this section shall be based upon the amount of income of the trust for any taxable year or years of the trust ending within or with his taxable year.

15. Section 27 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

27. (a) In any taxable year there shall be allowed as a deduction in computing the taxable income of an estate or trust (other than a trust to which section 26 applies), the sum of—

C. 54:8A-27.  
Allowed  
deduction in  
computing  
taxable  
income of  
an estate  
or trust.

(1) any amount of income for such taxable year required to be distributed currently (including any amount required to be distributed which may be paid out of income or corpus to the extent such amount is paid out of income for such taxable year); and

(2) any other amounts properly paid or credited or required to be distributed for such taxable year;

but such deduction shall not exceed the distributable net income of the estate or trust.

(b) The amount determined under subsection (a) shall be treated as consisting of the same proportion of each class of items entering into the computation of distributable net income of the estate or trust as the total of each class bears to the total distributable net income of the estate or trust in the absence of the allocation of different classes of income under the specific terms of the governing

instrument. In the application of the preceding sentence, the items of deduction entering into the computation of distributable net income (including the deduction allowed under section 24(c)) shall be allocated among the items of distributable net income in accordance with regulations prescribed by the Division of Taxation.

(c) No deduction shall be allowed under subsection (a) in respect of any portion of the amount allowed as a deduction under that subsection (without regard to this subsection) which is treated under subsection (b) as consisting of any item of distributable net income which is not included in the gross income of the estate or trust.

(d) Subject to subsection (e), there shall be included in the gross income of a beneficiary to whom an amount specified in subsection (a) is paid, credited, or required to be distributed (by an estate or trust described in this section), the sum of the following amounts:

(1) The amount of income for the taxable year required to be distributed currently to such beneficiary, whether distributed or not. If the amount of income required to be distributed currently to all beneficiaries exceeds the distributable net income (computed without the deduction allowed by section 24(c), relating to deduction for charitable, et cetera, purposes) of the estate or trust, then, in lieu of the amount provided in the preceding sentence, there shall be included in the gross income of the beneficiary an amount which bears the same ratio to distributable net income (as so computed) as the amount of income required to be distributed currently to such beneficiary bears to the amount required to be distributed currently to all beneficiaries. For purposes of this section, the phrase "the amount of income for the taxable year required to be distributed currently" includes any amount required to be paid out of income or corpus to the extent



such amount is paid out of income for such taxable year.

(2) All other amounts properly paid, credited, or required to be distributed to such beneficiary for the taxable year. If the sum of—

(A) the amount of income for the taxable year required to be distributed currently to all beneficiaries, and

(B) all other amounts properly paid, credited, or required to be distributed to all beneficiaries

exceeds the distributable net income of the estate or trust, then, in lieu of the amount provided in the preceding sentence, there shall be included in the gross income of the beneficiary an amount which bears the same ratio to distributable net income (reduced by the amounts specified in (A)) as the other amounts properly paid, credited or required to be distributed to the beneficiary bear to the other amounts properly paid, credited, or required to be distributed to all beneficiaries.

(e) The amounts determined under subsection (d) shall have the same character and source in the hands of the beneficiary as in the hands of the estate or trust. For this purpose, the amounts shall be treated as consisting of the same proportion of each class of items entering into the computation of distributable net income as the total of each class bears to the total distributable net income of the estate or trust unless the terms of the governing instrument specifically allocate different classes of income to different beneficiaries. In the application of the preceding sentence, the items of deduction entering into the computation of distributable net income (including the deduction allowed under section 24 (c)) shall be allocated among the items of distributable net income in accordance with regulations prescribed by the Division of Taxation. In the application of this subsection to the amount

determined under paragraph (1) of subsection (d), distributable net income shall be computed without regard to any portion of the deduction under section 24 (c) which is not attributable to income of the taxable year.

(f) If the taxable year of a beneficiary is different from that of the estate or trust, the amount to be included in the gross income of the beneficiary shall be based on the distributable net income of the estate or trust and the amounts properly paid, credited, or required to be distributed to the beneficiary during any taxable year or years of the estate or trust ending within or with his taxable year.

Section  
amended.

16. Section 28 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-28.  
Deductions  
from gross  
income of  
an estate  
or trust;  
amount  
deducted  
included  
in gross  
income of  
beneficiary  
application  
of act.

28. (a) An estate or trust may deduct from its gross income as the amount of the distributive share of its beneficiaries that amount which it reported or is about to report on its Federal income tax return as the distributive shares of its beneficiaries to the extent that such shares are derived from sources within such estate's or trust's source State. In no event shall such deduction exceed the distributable net income of the estate or trust. Where necessary, the distributive shares of the beneficiaries shall be reduced in proportion to their respective shares of Federal distributable net income.

Any amount deducted by an estate or trust pursuant to this section shall be deemed to be equal in amount to the deductions allowed such estate or trust pursuant to sections 26 and 27 of this act but if it shall appear to the Division of Taxation that the method prescribed by this section does not properly reflect the tax liability of an estate or trust or its beneficiaries, it may require such estate or trust to take the deductions provided in sections 26 and 27 of this act.

(b) If an estate or trust computes its deduction for distributions to beneficiaries in accordance with the provisions of this section, each beneficiary of such estate or trust subject to this tax shall include in his gross income the distributive share of his

which was deducted by the estate or trust. If it shall appear to the Division of Taxation that the distributive share of any taxpayer is not properly reflected as a result of computing such share in accordance with the provisions of this section, it may permit such taxpayer to compute his distributive share in accordance with the provisions of sections 26 and 27.

(c) The provisions contained in subsections (c) (2) and (d) of section 26 and subsection (b), (e) and (f) of section 27 of this act shall apply to the distributive shares of beneficiaries computed hereunder to the extent not inconsistent with the provisions of this section.

(d) The provisions set forth in subsection (d) of section 36 of this act concerning the reporting of a change or correction in the taxpayer's Federal taxable income shall be applicable to any taxpayer who computes the amount of any distributive share in accordance with the provisions of this section.

17. Section 29 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

29. (a) The term "taxable year" means

C. 54:8A-29.  
"Taxable  
year";  
"annual  
accounting  
period" and  
"calendar  
year"  
defined.

(1) the taxpayer's annual accounting period, if it is a calendar year or a fiscal year;

(2) the calendar year,

(A) if the taxpayer keeps no books, or

(B) the taxpayer does not have an annual accounting period, or

(C) the taxpayer has an annual accounting period, but such period does not qualify as a fiscal year; or

(3) the period for which the return is made, if the return is made for a period of less than 12 months.

(b) The term "annual accounting period" means the annual period on the basis of which the taxpayer regularly computes his income in keeping his books.

(c) The term "calendar year" means a period of 12 months ending on December 31.

(d) The term "fiscal year" means a period of 12 months ending on the last day of any month other than December.

Section  
amended.

18. Section 31 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-31.  
Individuals  
of partner-  
ship liable  
for tax;  
computing;  
liquidation  
payments.

31. (a) Individuals carrying on business in partnerships shall be liable for tax under this act only in their individual capacity. Each partner shall include in his gross income his distributive share, whether distributed or not, of the partnership's net income and net loss for the taxable year, or, where his taxable year is different, then for the taxable year of the partner in which ends the taxable year of the partnership.

(b) If a partner shall compute his gross income in accordance with section 32 of this act, he shall be entitled to take the deductions set forth in section 35(a) of the act. If such a partner's entire interest is sold, exchanged or liquidated, his distributive share of such income, gain or loss shall be included in his taxable year in which ends the partnership period ending with such transaction. Under this subsection, a partner's death does not constitute such liquidation.

Payments made in liquidation of the interest of a partner who retires or dies shall be taxed as a sale or exchange of such partner's interest in partnership assets, to the extent that they represent such interest, and the balance shall be taxed as the partner's distributive share of partnership income. Under this subsection, amounts paid for unrealized receivables or good will of the partnership shall not be included in payments representing a partner's interest in partnership assets except to the extent that the partnership agreement provides for payment with respect to good will.

(c) If a partner shall compute his gross income in accordance with the provisions of section 36 of this act, he shall not be entitled to take the deductions set forth in section 35(a) of this act.

(d) In determining the extent to which a partner's distributive share is derived from sources within his source State, no effect shall be given to a provision in the partnership agreement which

(1) characterizes payments to the partner as being for services or for the use of capital, or

(2) allocates to the partner, as income or gain derived from sources outside his source State, a greater proportion of his distributive share of partnership income or gain than the ratio of partnership income or gain derived from sources outside his source State to partnership income or gain from all sources, except as authorized in subsection (e), or

(3) allocates to the partner a greater proportion of a partnership item of loss or deduction derived from sources within his source State than his proportionate share of partnership loss or deduction from all sources, except as authorized in subsection (e).

(e) The Division of Taxation may adopt regulations to authorize the use of such other methods of determining a partner's portion of partnership items derived from sources within his source State, and the modifications related thereto, as may be appropriate and equitable to insure that only that portion of a partner's distributive share derived from sources within his source State shall be included within such share.

19. Section 32 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

32. Except as otherwise provided in this act or by regulations pursuant to this act, a taxpayer shall compute his gross income by totaling his gains, losses, profits and income derived from salaries, wages or compensation for personal services, of whatever kind and in whatever form paid, or from professions, vocations, trades, businesses, commerce, or sales, or dealings in property of whatever nature, growing out of the ownership or use of or

C. 54:8A-32.  
Computing  
gross income.

interest in such property; also from interest, rent, royalties, dividends, securities, or the transaction of any business carried on for gain or profits and income derived from any source whatever within the source State, including prizes and awards (other than those primarily in recognition of some achievement in the arts, sciences or public interest without active entry by the recipient and without requirement that he render substantial future services as a condition), or gains or profits or income derived through estates or trusts by the beneficiaries thereof, whether as distributed or distributive shares. In any case, the term "gross income" shall include capital gains or capital losses only to the extent provided in section 39 of this act.

Section  
amended.

20. Section 33 of the act of which this act is amendatory is amended to read as follows:

C. 54:8A-33.  
Inclusions  
in and  
exclusions  
from income.

33. (a) Income from intangible personal property, including annuities, dividends, interest, and gains from the disposition of intangible personal property, shall constitute income derived from sources within the taxpayer's source State only to the extent that such income is from property employed in a business, trade, profession, or occupation carried on in his source State.

(b) Compensation paid by the United States for service in the Armed Forces of the United States, performed by an individual during an induction period, shall not constitute income derived from sources within his source State.

(c) There shall be excluded from gross income all amounts received:

- (1) as a pension or retirement allowance,
- (2) under a life insurance contract payable by reason of death,
- (3) under a workmen's compensation act for personal injuries or sickness,
- (4) through accident and health insurance for personal injuries or sickness except to the extent that such amounts are paid by or are attributable to contributions by the employer,

(5) by gift, bequest, devise or inheritance,  
(6) which constitute payments in lieu of wages during a period of absence from work because of personal injury or sickness but such amounts shall not exceed a weekly rate of \$100.00. In the case of absence on account of sickness, amounts attributable to the first 7 calendar days shall not be included unless the employee was hospitalized for at least 1 day during such 7 day period.

(d) In the case of a taxpayer who computes his gross income in accordance with the provisions of section 36, income and other amounts excluded from gross income under the provisions of this section shall be excluded only to the extent that such income and amounts would otherwise be included in Federal adjusted gross income.

21. Section 35 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

35. (a) In the computation of net income, the taxpayer may deduct from gross income the ordinary and necessary expenditures directly connected with or pertaining to the taxpayer's trade or business; the ordinary and necessary nonbusiness or nontrade expenditures paid or incurred for the production or collection of income which, if and when realized, will be required to be included in income for the purpose of taxation under this act, or for the management, conservation or maintenance of property held for the production of such income but such deductions from gross income are allowable only if, and to the extent that, they are connected with income arising from sources within taxpayer's source State and taxable under this act.

C. 54:8A-35.  
Computing  
net income.

(b) The taxpayer may also deduct from his gross income, in lieu of his standard deduction:

(1) Deductions for charitable contributions as defined in section 37(b)(5) but limited to his source State or to any political subdivision thereof, or to any corporation, trust, commun-

ity chest, fund, foundation or other entity organized or operated under the laws of his source State;

(2) Deductions for alimony or separate maintenance payments includible in the gross income of a recipient subject to tax under this act;

(3) Deductions for losses of real or tangible personal property having an actual situs in his source State, arising from fire, storm, shipwreck or other casualty, or from theft;

(4) Deductions, with respect to real or tangible personal property having an actual situs in his source State, for losses (other than capital losses) incurred in any transaction entered into for profit but not connected with the taxpayer's trade or business; and

(5) Deductions determined under regulations of the Division of Taxation to be connected with his gross income, except deductions for income taxes imposed by this State or any other taxing jurisdiction.

Section  
amended.

C. 54:8A-36.  
Alternative  
computing  
of gross  
income.

22. Section 36 of the act of which this act is amendatory is amended to read as follows:

36. (a) The Legislature hereby finds and determines that to permit taxpayers under this act to compute their gross income for tax purposes from the Federal adjusted gross income figure used in their tax returns to the Federal Government will reduce the cost and simplify the administration of this act, and will simplify the preparation of State income tax returns by taxpayers. The Legislature further finds and determines that such method of computing gross income will not materially reduce and may increase the amount of revenue derived with respect to this act; and, therefore, directs that each taxpayer be permitted, as an alternative to the method prescribed by section 32 of this act, to compute his gross income as provided in subsection (b) of this section.



(b) A taxpayer computing his gross income under the provisions of this subsection shall:

(1) determine the net amount of income, gain, loss and deduction entering into his Federal adjusted gross income for the taxable year which is derived from sources within his source State, including:

(A) his distributive share of partnership income, gain, loss and deduction derived from sources within his source State, and

(B) his share of estate and trust income, gain, loss and deduction derived from sources within his source State.

(2) add to such amount the following types of income and gain derived from the sources of income and gain listed below:

(A) interest income from the obligations of any State or political subdivision thereof except where, by the laws of such State, its own taxpayers are exempted from taxation with respect to such interest income, subject to the provisions of section 33;

(B) interest or dividend income from the obligations or securities of any authority, commission or instrumentality of the United States, which the laws of the United States exempt from Federal income taxation, but not from State income taxation, subject to the provisions of section 33;

(C) amounts deductible with respect to income taxes imposed by this State or any other taxing jurisdiction in determining Federal adjusted gross income unless such amounts are credited against Federal income tax; and

(D) amounts deductible with respect to interest on indebtedness which is incurred

or continued in order to purchase or retain securities or obligations the income from which is exempt from tax under this act, subject to the provisions of section 33;

(3) subtract from such net amount the following types of income and gain derived from the sources of income and gain listed below:

(A) interest income from obligations of the United States and its possessions to the extent that such interest is includible in gross income for Federal income tax purposes;

(B) interest or dividend income from the obligations or securities of any authority, commission or instrumentality of the United States, to the extent that such amounts of income are includible in gross income for Federal income tax purposes, and exempt from State income taxation under the laws of the United States;

(C) interest or dividend income from obligations or securities to the extent that such income is exempted from taxation by the laws of this State authorizing the issuance of the underlying obligations and securities and includible in gross income for Federal income tax purposes;

(D) the amount of any refund or credit for overpayment of income taxes imposed by this State or any other taxing jurisdiction, to the extent that such refund is includible in gross income for Federal income tax purposes.

(4) There may be provided by regulation such modifications as shall be necessary to insure that only that portion of the taxpayer's Federal adjusted gross income which is derived from sources within his source State shall be included in his gross income for purposes of this act.

(c) A taxpayer who computes his gross income in accordance with the provisions of this section shall not be entitled to the deductions set forth by section 35 (a) but, in lieu of the standard deduction, shall be permitted the deductions in sections 35 (b) and 37 of this act.

(d) The amount of the gross income of a taxpayer computed in accordance with the provisions of this section shall be conclusively presumed by the Division of Taxation to be the same as such taxpayer's gross income would have been if computed in accordance with the provisions of section 32 except that if the amount of a taxpayer's Federal adjusted gross income is changed or corrected by the taxpayer or the United States Internal Revenue Service or other competent authority, or as the result of a renegotiation of a contract or subcontract with the United States, the taxpayer shall report such change or correction in Federal taxable income within 90 days after the final determination of such change, correction, or renegotiation, or as otherwise required by regulation, and shall concede the accuracy of such determination or state wherein it is erroneous. Any taxpayer filing an amended Federal income tax return shall also file within 90 days thereafter an amended return under this act, and shall give such information as the Division of Taxation may require. There may be provided by regulation such exceptions to the requirements of this section as may be necessary to carry out the purposes of this section.

23. Section 37 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

37. (a) In addition to the deductions authorized in section 35(b), any taxpayer shall be allowed the deductions itemized in this section to the same extent that such deductions are allowed to New Jersey residents who are subject to the income tax laws of a critical area State other than New Jersey. To the extent that any deduction itemized in this section has been taken by a taxpayer to compute his Federal adjusted gross income, such deductions

C. 54:8A-37.  
Other  
deductions  
authorized.

shall not be allowed to a taxpayer computing his gross income in accordance with the provisions of section 36 of this act.

(b) Subject to the limitations expressed in subsection (a) hereof and any other limitations set forth in this act, the following deductions shall be allowed:

(1) Deduction of interest paid or accrued within the taxable year on indebtedness, except interest on indebtedness incurred or continued to purchase or carry obligations or securities the income from which is exempt from tax under this act.

(2) Deduction of taxes paid or accrued within the taxable year except—

(A) income taxes imposed by this State or any other taxing jurisdiction,

(B) Federal import duties, excise and stamp taxes,

(C) estate, inheritance, legacy, succession and gift taxes, and

(D) taxes assessed against local benefits of a kind tending to increase the value of the property assessed.

(3) Deduction of losses sustained during the taxable year, not compensated by insurance or otherwise, except—

(A) losses, not incurred in a trade or business or in any transaction entered into for profit, shall be allowed only if they arise from fire, storm, shipwreck or other casualty or from theft, and

(B) losses from gambling activities shall be allowed only to the extent of the gains from such activities;

(4) Deduction of any charitable contribution payment of which is made within the taxable year to the extent that the aggregate of such contributions does not exceed 20% of the taxpayer's gross income.

In addition, there shall be allowed a deduction of any charitable contribution not in excess of 10% of the taxpayer's gross income which is made by the taxpayer within the taxable year to a religious organization, an educational organization which normally maintains a regular faculty and has a regularly enrolled body of students in attendance, or an organization, the principal purposes or functions of which are the providing of medical or hospital care or medical education or medical or agricultural research.

For the purposes of this section, the term "charitable contribution" means a contribution or gift to or for the use of

(A) A State, a territory, a possession of the United States, or any political subdivision of any of the foregoing, or the United States or the District of Columbia, but only if the contribution or gift is made for exclusively public purposes.

(B) A corporation, trust, or community chest, fund or foundation—

(i) created or organized in the United States or in any possession thereof, or under the law of the United States, any State or Territory, the District of Columbia, or any possession of the United States;

(ii) organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes or for the prevention of cruelty to children or animals;

(iii) no part of the net earnings of which inures to the benefit of any private shareholder or individual; and

(iv) no substantial part of the activities of which is carrying on propaganda, or otherwise attempting, to influence legislation.

(C) A post or organization of war veterans, or an auxiliary unit or society of, or trust or

foundation for, any such post or organization—

(i) organized in the United States or any of its possessions, and

(ii) no part of the net earnings of which inures to the benefit of any private shareholder or individual.

(D) A domestic fraternal society, order, or association, operating under the lodge system, but only if such contribution or gift is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals.

(E) A cemetery company owned and operated exclusively for the benefit of its members or any corporation chartered solely for burial purposes as a cemetery corporation and not permitted by its charter to engage in any business not necessarily incident to that purpose, if such company or corporation is not operated for profit and no part of the net earnings of such company or corporation inures to the benefit of any private shareholder or individual.

(5) (A) Deduction of expenses paid during the taxable year, not compensated for by insurance or otherwise, for medical care of the taxpayer, his spouse or a dependent as follows:

(i) If neither the taxpayer nor his spouse has attained the age of 65 before the close of the taxable year—

(a) the amount of such expenses for the care of any dependent who —

(1) is the mother or father of the taxpayer or of his spouse, and

(2) has attained the age of 65 before the close of the taxable year, and

(b) the amount by which such expenses for the care of the taxpayer, his spouse, and such dependents (other than any dependent described in paragraph (a) of this subsection) exceed 3% of gross income.

(ii) If either the taxpayer or his spouse has attained the age of 65 before the close of the taxable year—

(a) the amount of such expenses for the care of the taxpayer and his spouse,

(b) the amount of such expenses for the care of any dependent described in paragraph (i) (a), and

(c) the amount by which such expenses for the care of such dependents (other than any dependent described in paragraph (i) (a)) exceeds 3% of the gross income.

(B) Amounts paid during the taxable year for medicine and drugs which (but for this paragraph) would be taken into account in computing the deduction under subsection (A) shall be taken into account only to the extent that the aggregate of such amounts exceeds 1% of gross income.

(C) Except as provided in subsection (E), the deduction under this section shall not exceed \$2,500.00, multiplied by the number of \$600.00 exemptions allowed for the taxable year as a deduction under section 10 of this act (other than exemptions relating to additional exemptions for age or blindness); except that the maximum deduction under this section shall be—

(i) \$5,000.00, if the taxpayer is single and not the head of a household and not a surviving spouse or is married but files a separate return; or

(ii) \$10,000.00, if the taxpayer files a joint return with his spouse or is the head of a household or a surviving spouse.

(D) For purposes of subsection (A), expenses for the medical care of the taxpayer which are paid out of his estate during the one-year period beginning with the day after the date of his death shall be treated as paid by the taxpayer at the time incurred.

(E) (i) Subject to the provisions of paragraph (ii) hereunder the deduction under this subsection shall not exceed—

(a) \$15,000.00, if the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, or if his spouse has attained the age of 65 before the close of the taxable year and is disabled and if his spouse does not make a separate return for the taxable year, or

(b) \$30,000.00, if both the taxpayer and his spouse have attained the age of 65 before the close of the taxable year and are disabled and if the taxpayer files a joint return with his spouse.

(ii) For purposes of paragraph (i) hereunder

(a) amounts paid by the taxpayer during the taxable year for medical care, other than amounts paid for—

(1) his medical care, if he has attained the age of 65 before the close of the taxable year and is disabled, or

(2) the medical care of his spouse, if his spouse has attained the age of 65 before the close of the taxable year and is disabled, shall be taken into account only to the extent that such amounts do not exceed the maximum limitation provided in subsection (C) herein which would (but for the provisions of this subsection) apply to the taxpayer for the taxable year;



(b) if the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, amounts paid by him during the taxable year for his medical care shall be taken into account only to the extent that such amounts do not exceed \$15,000.00; and

(c) if the spouse of the taxpayer has attained the age of 65 before the close of the taxable year and is disabled, amounts paid by the taxpayer during the taxable year for the medical care of his spouse shall be taken into account only to the extent that such amounts do not exceed \$15,000.00.

(iii) For purposes of paragraph (i) hereunder, an individual shall be considered to be disabled if he is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to result in death or to be of long-continued and indefinite duration. An individual shall not be considered to be disabled unless he furnishes proof of the existence thereof in such form and manner as the Division of Taxation may require.

(iv) For purposes of paragraph (i) hereunder, the determination as to whether the taxpayer or his spouse is disabled shall be made as of the close of the taxable year of the taxpayer, except that if his spouse dies during such taxable year such determination shall be made with respect to his spouse as of the time of such death.

(6) Deduction for expenses paid during the taxable year by a taxpayer who is a woman or a widower for the care of the taxpayer's child or stepchild under the age of 12 years but only if such care is for the purpose of enabling the taxpayer to be gain-

fully employed but such deduction shall not exceed \$600.00 for any taxable year.

In the case of a married woman, this deduction shall be allowed only if she files a joint return with her husband. To the extent that the gross income of the taxpayer and her husband exceeds \$4,500.00, the deduction shall be reduced by a like amount unless such husband is incapable of self-support.

(7) Deduction for amounts paid by a husband to his wife for alimony, support or separate maintenance pursuant to a court decree or for support or maintenance pursuant to a written separation agreement.

(8) In addition to any deductions taken under section 35(a) of this act or in the computation of Federal adjusted gross income in the case of a taxpayer who has computed his gross income in accordance with the provisions of section 36 of this act, there shall be allowed a deduction for all the ordinary and necessary expenses paid or incurred by a taxpayer, including traveling expenses while away from home, as an employer or an employee during the taxable year in carrying on or working at any trade or business.

(9) Deduction for net premiums paid or incurred by a taxpayer during the taxable year with respect to any life insurance or endowment policy upon his life, but such deduction shall not exceed \$150.00 in the aggregate.

(c) Any taxpayer who elects to take the itemized deductions allowed in this section shall be permitted to take the full amount of the deduction permitted in section 35(b) and in this section except that if (a) his gross income, as defined in section 7, is exceeded by (b) his entire gross income by more than \$100.00, his itemized deductions allowed in section 35(b) and this section shall be limited by the percentage which (a) is of (b). The manner for determining a taxpayer's entire gross income shall be provided by regulation. Such regulations may

authorize the use of Federal adjusted gross income for this purpose.

24. Section 39 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

39. (a) The net capital gain or loss of a taxpayer shall be computed by totaling the gains from sales or other dispositions during the taxable year of capital assets having an actual situs within the source State and subtracting therefrom the losses from sales or other dispositions of capital assets having an actual situs in the source State.

C. 54:8A-39.  
Computing  
net capital  
gain or loss.

(b) (1) In any taxable year in which a taxpayer has a net capital loss such loss shall be allowed as a deduction from gross income only to the extent of \$1,000.00 or the taxpayer's net income whichever is lower.

(2) Subject to the limitation of paragraph (1) hereof, if for any taxable year the taxpayer has a net capital loss, the amount thereof shall be treated as a capital loss and deductible from gross income in each of the 5 succeeding taxable years to the extent that such amount exceeds the total of any net capital gains of any taxable years intervening between the taxable year in which the net capital loss arose and such succeeding taxable year. For purposes of this section, a net capital gain shall be computed without regard to such net capital loss or to any net capital losses arising in any such intervening taxable years.

(c) In any taxable year in which the net capital gain exceeds the net capital loss, 50 percent of the amount of such excess shall be a deduction from gross income. In the case of an estate or trust, the deduction shall be computed by excluding the portion (if any), of the gains for the taxable year from sales or exchanges of capital assets, which, under sections 26, 27 or 28 (relating to inclusions of amounts in gross income of beneficiaries of trusts), is includible by the income beneficiaries as gain derived from the sale or exchange of capital assets.

Section  
amended.

C. 54:8A-40.  
Deductions  
not allowed.

25. Section 40 of the act of which this act is amendatory is amended to read as follows:

40. In computing net income and net capital gain no deduction shall in any case be allowed in respect of:

a. Personal, living, or family expenses.

b. Any amount paid out for new buildings or for permanent improvements or betterments made to increase the value of any property or estate.

c. Any amount expended in restoring property or in making good the exhaustion thereof for which an allowance is or has been made.

d. Any amount otherwise allowable as a deduction which is allocable to income not required to be included in gross income for the purposes of this act, unless allowed by regulation, which shall also provide for the apportionment or allocation of such deductions as between income which would be required to be included in gross income under this act and income which would not be required to be so included.

Section  
amended.

C. 54:8A-42.  
Basis of  
property.

26. Section 42 of the act of which this act is amendatory is amended to read as follows:

42. (a) The basis of property, except as otherwise provided in this act, shall be the cost of such property.

(1) If the property should have been included in the last inventory, the basis shall be the last inventory value thereof.

(2) The basis of property in the hands of a person acquiring the property from a decedent other than by purchase or to whom the property passed from a decedent shall, if not sold, exchanged, or otherwise disposed of before the decedent's death by such person, be the fair market value of the property at the date of the decedent's death.

(3) If the property was acquired by gift the basis shall be the same as it would be in the hands of the donor or the last preceding owner by whom it was not acquired by gift, except that if such basis is greater than the fair

market value of the property at the time of the gift, then for the purpose of determining loss the basis shall be such fair market value.

(4) If the basis of property cannot otherwise be established, the basis of such property shall be the fair market value at the time of acquisition.

(b) The gain from the sale or other disposition of property shall be the excess of the amount realized over the basis of such property and the loss shall be the excess of the basis of such property over the amount realized.

27. Section 43 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

43. The Division of Taxation is authorized to enter into a written agreement with any taxpayer relating to the liability of such taxpayer in respect of any tax, fee, penalty or interest heretofore or hereafter imposed by this act, if it is found that such agreement is in the best interests of the State, which agreement shall be final and conclusive, and except upon a showing of fraud, malfeasance, or misrepresentation of a material fact:

C. 54:8A-43.  
Agreement  
between  
division and  
taxpayer.

(a) the case shall not be reopened as to the matters agreed upon or the agreement modified, by any officer, employee, or agent of this State, and

(b) in any suit, action, or proceeding, such agreement, or any determination, assessment, collection, payment, cancellation, refund or credit made in accordance therewith, shall not be annulled, modified, set aside or disregarded.

28. Section 44 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

44. (a) On or before the filing date prescribed in section 18 of this act, an income tax return shall be made and filed by or for:

C. 54:8A-44.  
From whom  
returns are  
required;  
personal  
liability;  
report of  
changes.

(1) every individual having a gross income derived from sources within his source State in excess of the sum of his personal exemptions allowed in section 10 of this act; and

(2) every estate and trust having a gross income derived from sources within its source State in excess of its exemption allowed in section 24 of this act.

(b) (1) If the Federal income tax liability of husband or wife is determined on a separate Federal return, their New Jersey income tax liabilities and returns shall be separate.

(2) If the Federal income tax liabilities of husband and wife (other than a husband and wife described in paragraph (3)) are determined on a joint Federal return, or if neither files a Federal return:

(A) they shall file a joint New Jersey income tax return, and their tax liabilities shall be joint and several, or

(B) they may elect to file separate New Jersey income tax returns on a single form if they comply with the requirements of the Division of Taxation in setting forth information, and in such event their tax liabilities shall be separate.

(3) If either husband or wife is a resident and the other is a nonresident, they shall file separate New Jersey income tax returns on such single or separate forms as may be required by the Division of Taxation, and in such event their tax liabilities shall be separate.

(c) The return for any deceased individual shall be made and filed by his fiduciary or other person charged with his property.

(d) The return for an individual who is unable to make a return by reason of minority or other disability shall be made and filed by his fiduciary or other person charged with the care of his person or property (other than a receiver in possession of only a part of his property), or by his duly authorized agent.

(e) The return for an estate or trust shall be made and filed by the fiduciary.

(f) If 2 or more fiduciaries are acting jointly, a return may be made by any one of them.

(g) Any tax under this act, and any increase, interest or penalty thereon, shall, from the time it is due and payable, be a personal debt of the person liable to pay the same, to the State of New Jersey.

(h) If the amount of net income for any year of any taxpayer as returned to the United States Treasury Department or to an appropriate State officer is changed or corrected by the taxpayer or the Commissioner of Internal Revenue or other officer of the United States or other competent authority, or where a renegotiation of a contract or subcontract with the United States results in a change in net income, such taxpayer shall report such change or corrected net income, or the results of such renegotiation, within 90 days after the final determination of such change or correction or renegotiation, or as required by regulation, and shall concede the accuracy of such determination or state wherein it is erroneous. Any taxpayer filing an amended return with such department or officer shall also file within 90 days thereafter an amended return in this State which shall contain such information as the regulations shall require.

29. Section 45 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

45. (a) If a taxpayer during the taxable year changes his status from that of a resident to that of nonresident, or from that of nonresident to that of resident, he shall file 2 returns, one as a resident covering the fraction of the year during which he was a resident, and one as a person other than a resident covering the fraction of the year during which he was a nonresident. There shall be included in the return for the period prior to the change of residence amounts accrued up to the date of such change, if not otherwise properly includible in respect of such period or prior period, and any amounts not includible in respect of such period or a prior period by reason of an election to report on an installment basis, provided, however, that the

C. 54:8A-45.  
Filing  
returns on  
change of  
residence.

taxpayer may at his option exclude such amounts in computing net income for such period if he files a bond in such amount and with such sureties as it may be required by regulation, conditioned upon the return as income of such amounts, in the same manner as such amounts would be returnable as income by the taxpayer if he had not changed his residence.

(b) Where 2 returns are required under this section, the total of the taxes due thereon shall not be less than would be due if the net incomes reportable on the 2 returns were includible in one return.

(c) Where 2 returns are required under this section: (1) the exemptions allowable under sections 10 and 24, and the specific credit allowable under section 15 shall be prorated, under regulations of the Division of Taxation, between the 2 returns to reflect the portions of the entire taxable year during which the individual was a resident and a nonresident; and

(2) the standard deduction allowable on each return shall be 10% or \$1,000.00 prorated according to the period covered by the return, whichever is less.

Section  
amended.

C. 54:8A-46.  
Partnership  
informational  
returns.

30. Section 46 of the act of which this act is amendatory is amended to read as follows:

46. Every partnership shall make an informational return for each taxable year, stating specifically the items of its gross income, capital gains, capital losses and the deductions allowed by this act, and shall include the amount of the distributive share of each individual whether such distributive share has been distributed or not. The return shall be executed by any one of the partners.

Section  
amended.

C. 54:8A-47.  
Tax due upon  
date fixed for  
filing return;  
effect of  
making or  
filing return.

31. Section 47 of the act of which this act is amendatory is amended to read as follows:

47. (a) A person required to make and file a return under this act shall, without assessment, notice or demand, pay any tax due thereon to the Division of Taxation on or before the date fixed for filing such return (determined without regard to



any extension of time for filing the return). The Division of Taxation shall prescribe by regulation the place for filing any return, declaration, statement, or other document required pursuant to this act and for payment of any tax.

(b) Any return, declaration, statement or other document required to be made pursuant to this act shall be signed in accordance with regulations or instructions prescribed by the Division of Taxation. The fact that an individual's name is signed to a return, declaration, statement, or other document, shall be prima facie evidence for all purposes that the return, declaration, statement or other document was actually signed by him.

(c) The making or filing of any return, declaration, statement or other document or copy thereof required to be made or filed pursuant to this act, including a copy of a Federal return, shall constitute a certification by the person making or filing such return, declaration, statement or other document or copy thereof that the statements contained therein are true and that any copy filed is a true copy.

32. Section 48 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

48. (a) A taxpayer's taxable year under this act shall be the same as his taxable year for Federal income tax purposes.

C. 54:8A-48.  
Taxable year;  
accounting  
method.

(b) If a taxpayer's taxable year is changed for Federal income tax purposes, his taxable year for purposes of this act shall be similarly changed. If a taxable year of less than 12 months results from a change of taxable year, the standard deduction, the exemptions and the specific credit (allowable under section 15) shall be prorated under regulations of the Division of Taxation.

(c) A taxpayer's method of accounting under this act shall be the same as his method of accounting for Federal income tax purposes. Net income shall be computed under such method as shall be prescribed by the Division of Taxation to reflect income.

(d) (1) If a taxpayer's method of accounting is changed for Federal income tax purposes, his method of accounting for purposes of this act shall be similarly changed.

(2) If a taxpayer's method of accounting is changed, other than from an accrual to an installment method, any additional tax which results from adjustments determined to be necessary solely by reason of the change shall not be greater than if such adjustments were ratably allocated and included for the taxable year of the change and the preceding taxable years, not in excess of 2, during which the taxpayer used the method of accounting from which the change is made.

(3) If a taxpayer's method of accounting is changed from an accrual to an installment method, any additional tax for the year of such change of method and for any subsequent year which is attributable to the receipt of installment payments properly accrued in a prior year, shall be reduced by the portion of tax for any prior taxable year attributable to the accrual of such installment payments, in accordance with regulations of the Division of Taxation.

Section  
amended.

C. 54:8A-49.  
Withholding  
returns;  
notice to  
employer.

33. Section 49 of the act of which this act is amendatory is amended to read as follows:

49. (a) Every employer required to deduct and withhold tax under this act shall, for each calendar quarter, on or before the last day of the month following the close of such calendar quarter, file a withholding return as prescribed by the Division of Taxation and pay over to the Division of Taxation the taxes so required to be deducted and withheld; but the Division of Taxation may, by regulation, provide that every such employer shall on or before the fifteenth day of each month pay over to the Division of Taxation, or a depository designated by the Division of Taxation, the taxes so required to be deducted and withheld if such taxes aggregate \$100.00 or more for the preceding calendar month. Where the aggregate amount so deducted and withheld by any employer is less than

\$25.00 in a calendar quarter and the aggregate for the calendar year can reasonably be expected to be less than \$100.00, the Division of Taxation may by regulation permit an employer to file an annual return. The Division of Taxation may, if it believes such action necessary for the protection of the revenues, require any employer to make such return and pay to it the tax deducted and withheld at any time, or from time to time.

(b) Whenever any employer fails to collect, truthfully account for, pay over the tax, or make returns of the tax as required in this section, the Division of Taxation may serve a notice requiring such employer to collect the taxes which become collectible after service of such notice, to deposit such taxes in a bank approved by the Division of Taxation in a separate account, in trust for and payable to the Division of Taxation and to keep the amount of such tax in such account until payment over to the Division of Taxation. Such notice shall remain in effect until a notice of cancellation is served by the Division of Taxation.

34. Section 50 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

50. Every employer required to deduct and withhold tax under this act is hereby made liable for such tax. For such purposes any amount required to be withheld and paid over to the Division of Taxation shall be considered the tax of the employer. Any amount of tax actually deducted and withheld under this act shall be held to be a special fund in trust for the Division of Taxation. No employee shall have any right of action against his employer in respect to any moneys deducted and withheld from his wages and paid over to the Division of Taxation in compliance or in intended compliance with this act.

C. 54:8A-50.  
Employer's  
liability.

35. Section 51 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

51. (a) If an employer fails to deduct and withhold tax as required, and thereafter the tax against which such tax may be credited is paid, the tax so

C. 54:8A-51.  
Tax not to  
be collected  
from employer  
on payment;  
liability for  
penalties;  
interest;  
failure to  
pay tax  
withheld.

required to be deducted and withheld shall not be collected from the employer, but the employer shall not be relieved from liability for any penalties, interest, or additions to the tax otherwise applicable in respect of such failure to deduct and withhold.

(b) If any employer shall fail to make a return and pay a tax withheld by him at the time required by or under the provisions of this act, such employer shall be liable for such tax and shall pay the same together with all penalties and interest charges thereon as provided in the case of any taxpayer under section 53 of this act, and such additional amount of penalties and interest shall in no case be charged to or collected from the taxpayer by said employer. The Division of Taxation shall have the same rights and powers for the collection of such tax, penalties and interest against such employer as are now prescribed by this act for the correction of a tax against a taxpayer.

Section  
amended.

C. 54:8A-52.  
Relief of  
requirements  
on non-  
residents.

36. Section 52 of the act of which this act is amendatory is amended to read as follows:

52. If it shall appear to the satisfaction of the division, based upon an opinion of the Attorney General of this State, that any person whose wages, salaries or commissions are subject to deduction and withholding are liable for tax upon the same income under the law of the State of which he is a resident, under circumstances such as will entitle him to a reciprocity credit under this act sufficient to offset all taxes imposed hereunder, and that such State makes payment to the division of amounts deducted and withheld on account of earnings and gains derived by residents of this State from sources within such State and subject to tax under this act, the division may, by regulation, relieve residents of such State from being required to make any return under this act, and, upon the filing of such proofs as the regulations may require, relieve the employer of such taxpayers from the requirement to deduct and withhold any amount otherwise required by this act, for such period as the conditions herein stated continue to be satisfied; but the

division may, notwithstanding the existence of such conditions, continue to require the making of such returns and the deduction and withholding of such amounts whenever it determines such action is appropriate or reasonably required to insure compliance with this act or whenever an appropriate official of such other State certifies that such State desires that such deduction and withholding be continued.

The division may consider amounts withheld under the provisions of this act as withheld for the benefit of the State of which such persons are resident but such amounts shall not be paid over to such State unless such State has complied with the provisions of this act and is thereby entitled to such amounts. Any amounts withheld, however, may be expended for any of the purposes specified in section 20 of this act.

37. Section 53 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

53. Any taxpayer who shall fail to file his return when due shall be liable to a penalty of \$2.00 for each day of delinquency, which penalty shall be payable to, and recoverable by, the Division of Taxation as a part of the tax herein imposed. If any tax be not paid when the same becomes due, as herein provided, there shall be added to the amount of the tax a sum equivalent to 5% thereof, as a penalty, and, in addition thereto, interest at the rate of 1% per month or fraction thereof from the date the tax became due until the same be paid. If the Division of Taxation determines that the failure to comply with any provision of this act was excusable under the circumstances, it may abate or remit such part or all of the penalty as shall be appropriate under such circumstances.

C. 54:8A-53.  
Penalties;  
interest;  
abatement or  
remission.

38. Section 56 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

56. All the powers, duties and responsibilities vested in the Division of Taxation by this act shall be exercised by the director thereof or his duly designated representative.

C. 54:8A-56.  
Powers  
vested in  
division.

Appropriation.

39. There is hereby appropriated \$250,000.00 from the general treasury to the Division of Taxation for the expense of administering and enforcing the "emergency transportation tax act" in the fiscal year ending June 30, 1962, provided, however, that this amount shall not be deemed to be in addition to any amounts heretofore appropriated for such purposes and the total amount appropriated by this or any act supplemental to the "emergency transportation tax act" for this fiscal period shall not exceed \$250,000.00.

NOTE:  
Supplements  
repealed.

40. Any supplement to the "emergency transportation tax act" heretofore adopted is hereby repealed.

41. This act shall take effect immediately.

Approved December 22, 1961.

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## CHAPTER 130

AN ACT to validate proceedings for the issuance of bonds or other obligations of school districts, and bonds or other obligations issued or to be issued in pursuance of such proceedings.

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

Validates  
proceedings  
and bonds.

1. All proceedings heretofore had or taken by any school district or at any special school district meeting or election for the authorization or issuance of bonds or other obligations of such school district issued or to be issued in pursuance of a proposal adopted by the legal voters at such meeting or election are hereby ratified, validated and confirmed, notwithstanding that the adoption of such proposal authorized the board of education to issue bonds, the principal amount of which, added to the amount of all the bonds and notes of the school district then issued and outstanding or authorized but unissued less the amount of any sink-

ing funds held for payment of the same, exceeded any limitation or other restriction prescribed by section 18:5-84 of the Revised Statutes, or notwithstanding that the proposal contained in the notice or notices of such meeting or election was not set forth as framed by the board of education as required by the provisions of section 18:7-86 of the Revised Statutes, or notwithstanding that the notice or notices of such meeting or election were not published at least one week before the holding of such meeting or election as required by the provisions of section 18:7-15 of the Revised Statutes; provided, however, that the adoption of such proposal did not authorize the board of education to issue bonds in a principal amount exceeding the amount stated in such notices; and provided further, that the notices of such meeting or election specified the date and time thereof and were posted at least 10 days before such meeting or election as required by the provisions of section 18:7-15 of the Revised Statutes and such notice or notices were published at least 5 days before such meeting or election; and provided further, that the supplemental debt statements have been made, sworn to and filed in the places required by section 18:5-87 of the Revised Statutes and that the percentage of net debt as stated in any such supplemental debt statement does not exceed 7% or, if such percentage shall exceed 7%, the consents of the State Commissioner of Education and of the local government board provided for in said section 18:5-86 shall, prior to the issuance of such bonds have been endorsed upon a copy of such proposal; and provided further, that no action, suit or other proceeding of any nature to contest the validity of such meeting or election has heretofore been instituted prior to the date on which this act takes effect and within the time fixed therefor by or pursuant to law or rule of court, or when such time has not theretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved January 3, 1962.

## CHAPTER 131

AN ACT concerning investments by fiduciaries, and amending section 3A:15-20 of the New Jersey Statutes.

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

Section  
amended.

1. Section 3A:15-20 of the New Jersey Statutes is amended to read as follows:

Investments  
authorized;  
limitation.

3A:15-20. Within the limitations of the standard prescribed by section 3A:15-19 of this Title, a fiduciary may invest in any investments whatsoever; but no fiduciary shall make any investment for a trust estate in any limited legal investment if, on the valuation date, the aggregate value of all limited legal investments held in such trust estate exceeds, or if the investing in such limited legal investment would cause such aggregate value to exceed 60% of the aggregate value of all the property which constitutes the principal of such trust estate.

2. This act shall take effect immediately.  
Approved January 8, 1962.

## CHAPTER 132

AN ACT concerning taxation, and amending section 54:3-6 of the Revised Statutes.

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

Section  
amended.

1. Section 54:3-6 of the Revised Statutes is amended to read as follows:

Salaries  
of members.

54:3-6. The salaries of the members of the several boards shall be paid in equal monthly installments by the State Treasurer upon warrants drawn by the Director of the Division of Budget and Ac-



counting in the Department of the Treasury, and shall be as follows: In counties having a population of more than 500,000, an annual salary of \$8,125.00; in counties having between 275,000 and 500,000 inhabitants, an annual salary of \$6,250.00; in counties having between 200,000 and 275,000 inhabitants, an annual salary of \$5,625.00; in counties having between 150,000 and 200,000 inhabitants, an annual salary of \$5,000.00; except as hereinafter provided, in counties having between 75,000 and 150,000 inhabitants, an annual salary of \$4,375.00; except as hereinafter provided, in counties having not more than 75,000 inhabitants, an annual salary of \$3,750.00; in counties bordering upon the Atlantic ocean, and having not less than 50,000 nor more than 150,000 inhabitants, an annual salary of \$5,000.00.

The president of each county board shall, in addition to the above, receive the further sum of \$625.00 per annum.

2. This act shall take effect July 1, 1961.

Approved January 8, 1962.

NOTE:  
Act effective.

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## CHAPTER 133

AN ACT concerning the State Highway Department and adding a new route to the State highway system.

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

1. The State Highway Commissioner shall, as soon as practicable, and in accordance with the procedure set forth in article 1 of chapter 7 of Title 27, of the Revised Statutes, add to the present highway system the following described route:

R. S. 27:6-1.  
New route.

Route No. . . . ., beginning at Route U. S. 40 and 322 in the vicinity of its crossing

of the Great Thoroughfare and from thence in a general southerly and easterly direction to a connection with Federal Aid Secondary Route 236 at the intersection of Dorset Avenue and West End Avenue, in Atlantic County.

2. When this route is taken into the State highway system as provided in section 1 of this act, the State Highway Commissioner shall designate the said route by an appropriate route number as provided by law.

3. This act shall take effect immediately.

Approved January 8, 1962.

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## CHAPTER 134

AN ACT concerning the charging of tolls for the passage of certain vehicles through or over the facilities of the New Jersey Turnpike Authority.

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

C. 27:23-40.  
Free passage  
of certain  
vehicles.

1. No toll shall be charged for the passage of any ambulance, first-aid or emergency-aid vehicle or of any vehicular fire-fighting apparatus or police vehicle operated for the benefit of the public by the State of New Jersey, or by any county or municipal corporation, or nonprofit corporation or organization, first-aid squad, emergency squad, or fire or police department, of New Jersey through or over the facilities of the New Jersey Turnpike Authority, or any part thereof, and any such vehicle or apparatus shall be entitled to pass through or over without the payment of any toll for such passage.

2. This act shall take effect immediately.

Approved January 8, 1962.

## CHAPTER 135

AN ACT concerning the charging of tolls for the passage of certain vehicles over the bridges of the Delaware River Joint Toll Bridge Commission across the Delaware river between New Jersey and Pennsylvania.

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

1. No tolls shall be charged for the passage of any ambulance, first-aid or emergency-aid vehicle or any vehicular fire-fighting apparatus or police vehicle, operated for the benefit of the public by the State of New Jersey or the State of Pennsylvania or by any county or municipal corporation, or by any nonprofit corporation or organization, first-aid squad, emergency squad, fire company or fire or police department, organized and operating in either of said States over the bridges across the Delaware river of the Delaware River Joint Toll Bridge Commission between New Jersey and Pennsylvania, or any part thereof, and any such vehicle or apparatus shall be entitled to pass thereover without the payment of any toll for such passage.

C. 32:10A-1.  
Emergency  
and police  
vehicles  
exempt  
from tolls.

2. This act shall not take effect until, and shall take effect when, a similar or substantially similar statute shall become a law of the State of Pennsylvania.

NOTE:  
Act effective.

Approved January 8, 1962.

## CHAPTER 136

AN ACT for the relief of the blind and amending  
section 30:6-3 of the Revised Statutes.

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

Section  
amended.

1. Section 30:6-3 of the Revised Statutes is amended to read as follows:

Persons  
eligible for  
relief;  
application;  
residence;  
investigation;  
supervision.

30:6-3. Any person of either sex, above the age of 18 years, who by reason of blindness is unable to earn sufficient money to provide for the necessities of life, and who has no relatives or other person able to provide and legally responsible for his maintenance, excepting that grandchildren even if able to provide shall not be legally responsible for his maintenance, and who, if not relieved, would lack adequate support, is a proper person to make application to the welfare board of the county wherein he resides for the relief granted by this article.

Any person making application under the terms of this article shall first have been a resident of this State continuously for one year immediately prior to the making of such application.

Whenever anyone deemed a proper person to make application for relief as provided for in this article shall make application to the welfare board, the welfare board shall fully investigate and establish the facts as set forth in the petition and as outlined above, as well as other facts it deems necessary, including the county of the State in which the applicant has last resided continuously for one year. Upon completion of its investigation the welfare board shall then present a recommendation, together with a copy of the application and record of its investigation, to the commission for relief for the person named in order that the commission may ameliorate the condition of the blind person named, in the manner set forth in this article; but

the sum asked for or granted shall be sufficient when added to all other income and support of the individual to provide such person with a reasonable subsistence compatible with decency and health.

In determining need, the commission shall take into consideration all income and resources of the individual claiming relief, except that, in making such determination, the commission shall disregard the first \$85.00 per month of earned income plus  $\frac{1}{2}$  of earned income per month in excess of such \$85.00.

The welfare board may in its discretion order the petitioner to appear before it or its representatives appointed to act with the commission in establishing the facts set forth in the petition, or may make such further investigation as it deems necessary. Whenever the facts set forth in the petition shall have been fully established, the welfare board shall recommend relief in the amount provided by law.

The commission shall supervise the administration by the counties of the relief made available hereunder, and shall establish and enforce such rules and regulations as may appear necessary or desirable to carry out the provisions of this act. All such rules and regulations shall be binding upon the county departments.

The commission shall further establish and enforce reasonable rules and regulations governing the custody, use and preservation of the records, papers, files and communications of the department. The use of such records, papers, files and communications by any other agency or department of government to which they may be furnished shall be limited to the purpose for which they are furnished and by the provisions of the law under which they may be furnished. The commission shall have power to enter into reciprocal agreements with appropriate public agencies in other States whereby blind assistance benefits may be extended to New Jersey residents living in other States or to residents of other States living in New Jersey on a reciprocal basis, and shall have the power to waive the eligibility requirement of residence for

any individual coming within the purview of any such reciprocal agreement.

All relief granted under this article is granted with the understanding that the amount is to be available only for the use of the commission, which shall expend it only on behalf of the person named in the petition and for whom the relief is granted.

Any applicant or recipient whose claim with respect to blind assistance is denied or is not acted upon with reasonable promptness by the commission or the county welfare board, may appeal to the State board or to its designated representative in the manner prescribed by the State board, and shall be afforded reasonable notice and opportunity for a fair hearing by the State board. All decisions of the State board shall be final and shall be binding upon and shall be complied with by the county welfare board.

Nothing contained herein shall be construed to affect the right of any applicant to secure relief through a proceeding in lieu of prerogative writ.

2. This act shall take effect immediately.

Approved January 8, 1962.

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## CHAPTER 137

A SUPPLEMENT to "The Department of State Act of 1948," approved October 21, 1948 (P. L. 1948, c. 445).

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

C. 52:16A-11.1.  
Payment in  
advance for  
service;  
deposit.

1. The Department of State may require, for the performance of any service for which any fee is payable, payment in advance of the performance of the service. For convenience the department may receive reasonable deposits in advance from persons desiring services for which fees are pay-

able and the department shall account at least annually to the persons making or maintaining such deposits.

2. This act shall take effect immediately.

Approved January 9, 1962.

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## CHAPTER 138

AN ACT concerning planning and zoning and supplementing chapter 55 of Title 40 of the Revised Statutes.

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

1. No planning or zoning ordinance heretofore or hereafter enacted by any municipality governing the use of land by, or for, schools shall, by any of its terms or provisions or by any rule or regulation adopted in accordance therewith, discriminate between public and private day schools, not operated for profit, of elementary or high school grade.

2. This act shall take effect immediately.

Approved January 10, 1962.

C. 40:55-33.1.  
Discrimination  
between  
public and  
private  
schools not  
conducted  
for profit.

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## CHAPTER 139

AN ACT providing that persons obtaining telephone and telegraph service fraudulently are disorderly persons and supplementing chapter 170 of Title 2A of the New Jersey Statutes.

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

1. Any person who, with the intent to avoid the payment of the lawful charges therefor, obtains or

C. 2A:170-64.2.  
Fraudulently  
obtaining  
telephone or  
telegraph  
service.

attempts to obtain any telephone or telegraph service by charging such service to an existing telephone number or credit card number without the authority of the subscriber thereto, or the lawful holder thereof, or to a nonexistent, suspended or terminated telephone number, or to a nonexistent, revoked or canceled credit card number, or by installing, rearranging or tampering with or making connection with any facilities or equipment of a telephone or telegraph company, or by the use of any other fraudulent means, method, trick or device, is a disorderly person.

2. This act shall take effect immediately.

Approved January 10, 1962.

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## CHAPTER 140

AN ACT concerning the youth of the State, creating a youth division in the Department of State consisting of the New Jersey State Youth Commission and a division director; prescribing the powers and duties of the said division, the commission, and the director.

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

C. 9:23A-1.  
Establishment;  
director.

1. There is hereby established in the Department of State a youth division, consisting of the New Jersey State Youth Commission, and a division director.

C. 9:23A-2.  
Members;  
appointment;  
terms;  
vacancies;  
officers.

2. The New Jersey State Youth Commission shall consist of 9 citizen members. Each member shall be appointed by the Governor, with the advice and consent of the Senate, for 3 years and until his successor is appointed and qualified, except that of those first appointed 3 shall be appointed for a term of 3 years each, 3 for a term of 2 years each,



and 3 for a term of 1 year each. All vacancies caused other than by expiration of term shall be filled for the unexpired term only. Not more than 5 members shall belong to the same political party. A chairman and other officers of the commission shall be elected by the members for a term of 2 years and biennially thereafter.

3. The members of the commission shall serve without compensation but shall be entitled to reimbursement for their necessary expenses incurred in the performance of their duties, as provided by law.

C. 9:23A-3.  
Expenses.

4. The director shall be appointed by the Governor with the advice and consent of the Senate for 5 years. The director shall be deemed to be a full-time State official and shall be paid such compensation as shall be provided by law. The director or his representative shall attend all meetings of the commission, and its committees but shall have no vote. Under general supervision of the commission, the director shall be the chief administrative officer of the division.

C. 9:23A-4.  
Director;  
term;  
compensation;  
duties.

5. The director, subject to the approval of the commission, may appoint such professional, technical, and clerical assistants and employees as may be necessary to enable the division to perform the duties imposed upon it by this act and shall fix their compensation within the limits of available appropriations and as shall be provided by law. The said assistants and employees together with the director, shall be deemed to be the staff of the division and of the commission. A suitable office to be known as the Youth Division shall be provided.

C. 9:23A-5.  
Assistants  
and employees;  
office.

6. The commission shall meet at regular intervals and at least 4 times annually. The times and places for the said meetings shall be fixed by the commission and special meetings may be called by the chairman on not less than 10 days' written notice to each member, and any such notice shall specify the object of the meeting. The commission may adopt by-laws for the regulation of its affairs.

C. 9:23A-6.  
Meetings;  
notice;  
by-laws.

C. 9:23A-7.  
Duties.

7. The commission shall:

(a) Engage in a continuous study of the needs and problems of children and youth in New Jersey and of programs and developments to meet those needs;

(b) Serve as a clearing house for information and materials on children and youth in these fields;

(c) Serve as the central permanent agency for the co-ordination and evaluation of programs and services for the young people of the State and as a planning agency for the development of such services;

(d) Request State departments and other public and private agencies on a State, county and local level to co-operate in joint efforts to study and resolve problems of overlapping concern;

(e) Report annually to the Governor on its activities and recommendations for improving existing services and for developing new services;

(f) Publish and disseminate information relative to the development and welfare of children and youth and develop other educational programs as it sees fit;

(g) Consult with, advise and otherwise provide professional assistance to other State agencies on request and to organized efforts by communities, organizations, associations, and groups who are working toward any and all forms of assistance to children and youth;

(h) Encourage research studies related to the needs of children and youth and conduct such research projects itself, where practicable;

(i) Engage in studies of special problems at the request of the Governor, the Chief Justice or the Legislature;

(j) Appoint citizen advisory committees and professional advisory committees, which may include heads of State departments or their representatives. These committees shall be directed to study and advise; or to develop a program for stimulating citizen interest and activity on county and local levels; or to take such action as shall be

specified by the commission with regard to any problem or need in the field of children and youth;

(k) Do all other things necessary and desirable to carry out the powers and duties granted to it.

8. The Legislature, from time to time, shall provide for the salaries and expenses of the division by inclusion in any general or supplemental appropriation act or by a direct appropriation.

C. 9:23A-8.  
Appropriations.

9. Appointments may be made and preliminary action taken in advance of the going into operation of this act.

C. 9:23A-9.  
Appointments  
and  
preliminary  
action.

10. This act shall take effect immediately.

Approved January 12, 1962.

## CHAPTER 141

AN ACT to amend "An act to facilitate vehicular traffic in the State of New Jersey by providing for the construction, maintenance, repair and operation of turnpike projects; creating the New Jersey Turnpike Authority and defining its powers and duties; providing for financing such projects by the issuance of turnpike revenue bonds of the authority, payable solely from the tolls, other revenues and proceeds of such bonds; and providing for the collection of tolls and other revenues to pay the cost of construction, maintenance, repair and operation of such projects and to pay such bonds and the interest thereon," approved October 27, 1948 (P. L. 1948, c. 454), as said title was amended by chapter 1 of the laws of 1950.

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

1. Section 6 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

C. 27:23-6.  
Incidental  
powers.

6. Incidental powers. The authority shall have power to construct grade separations at intersections of any turnpike project with public highways and to change and adjust the lines and grades of such highways so as to accommodate the same to the design of such grade separation. The cost of such grade separations and any damage incurred in changing and adjusting the lines and grades of such highways shall be ascertained and paid by the authority as a part of the cost of such turnpike project.

If the authority shall find it necessary to change the location of any portion of any public highway, it shall cause the same to be reconstructed at such location as the authority shall deem most favorable and of substantially the same type and in as good condition as the original highway. The cost of such reconstruction and any damage incurred in changing the location of any such highway shall be ascertained and paid by the authority as a part of the cost of such turnpike project.

Any public highway affected by the construction of any turnpike project may be vacated or relocated by the authority in the manner now provided by law for the vacation or relocation of public roads, and any damages awarded on account thereof shall be paid by the authority as a part of the cost of such project.

In addition to the foregoing powers the authority and its authorized agents and employees may enter upon any lands, waters and premises in the State for the purpose of making surveys, soundings, drillings and examinations as it may deem necessary or convenient for the purposes of this act, and such entry shall not be deemed an entry under any condemnation proceedings which may be then pending. The authority shall make reimbursement for any actual damages resulting to such lands, waters and premises as a result of such activities.

The authority shall also have power to make reasonable regulations for the installation, construction, maintenance, repair, renewal, relocation

and removal of tracks, pipes, mains, conduits, cables, wires, towers, poles and other equipment and appliances (herein called "public utility facilities") of any public utility as defined in section 27:7-1 of the Revised Statutes, in, on, along, over or under any turnpike project. Whenever the authority shall determine that it is necessary that any such public utility facilities which now are, or hereafter may be, located in, on, along, over or under any turnpike project, shall be relocated in such turnpike project, or should be removed from such turnpike project, the public utility owning or operating such facilities shall relocate or remove the same in accordance with the order of the authority; provided, however, that the cost and expenses of such relocation or removal, including the cost of installing such facilities in a new location, or new locations, and the cost of any lands, or any rights or interests in lands, and any other rights, acquired to accomplish such relocation or removal, shall be ascertained and paid by the authority as a part of the cost of such turnpike project. In case of any such relocation or removal of facilities, as aforesaid, the public utility owning or operating the same, its successors or assigns, may maintain and operate such facilities, with the necessary appurtenance, in the new location or new locations, for as long a period, and upon the same terms and conditions, as it had the right to maintain and operate such facilities in their former location or locations.

In case of any such relocation or removal of facilities, as aforesaid, the authority shall own and maintain, repair and renew structures within the rights of way of railroad companies carrying turnpike projects or feeder roads over railroads, and the authority shall bear the cost of maintenance, repair and renewal of structures within the rights of way of railroad companies carrying railroads over turnpike projects or feeder roads, but this provision shall not relieve any railroad company from responsibility for damage caused to any authority or railroad structure by the operation of

its railroad. Such approaches, curbing, sidewalk paving, guard rails on approaches and surface paving on turnpike projects or feeder roads as shall be within the rights of way of a railroad company or companies shall be owned and maintained, repaired and renewed by the authority; rails, pipes and lines shall be owned and maintained, repaired and renewed by the railroad company or companies.

2. This act shall take effect immediately.

Approved January 12, 1962.

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## CHAPTER 142

AN ACT to amend "The New Jersey Highway Authority Act," approved April 14, 1952 (P. L. 1952, c. 16).

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

Section  
amended.

1. Section 6 of the act of which this act is amendatory is amended to read as follows:

C. 27:12B-6.  
Additional  
powers of  
authority.

6. The authority shall have power to construct and reconstruct traffic circles, interchanges and grade separations at intersections of any project with public highways and to change and adjust the lines and grades of such highways so as to accommodate the same to the design of such grade separation. The cost of construction and any damage incurred in changing and adjusting the lines and grades of such highways shall be ascertained and paid by the authority as a part of the cost of such project.

If the authority shall find it necessary in connection with any project to change the location of any portion of any public highway, it shall cause the same to be reconstructed at such location as the authority shall deem most favorable and of sub-

stantially the same type and in as good condition as the original highway. The cost of such reconstruction and any damage incurred in changing the location of any such highway shall be ascertained and paid by the authority as a part of the cost of such project.

Any public highway affected by the construction of any project may be vacated or relocated by the authority in the manner now provided by law for the vacation or relocation of public roads and any damages awarded on account thereof shall be paid by the authority as a part of the cost of such project.

In addition to the foregoing powers the authority and its authorized agents and employees may enter upon any lands, waters and premises in the State for the purpose of making surveys, soundings, drillings and examinations as it may deem necessary or convenient for the purposes of this act, and such entry shall not be deemed a trespass, nor shall such entry for such purpose be deemed an entry under any condemnation proceedings which may be then pending. The authority shall make reimbursement for any actual damages resulting to such lands, waters and premises as a result of such activities.

The authority shall also have power to make reasonable regulations for the installation, construction, maintenance, repair, renewal, relocation and removal of tracks, pipes, mains, conduits, cables, wires, towers, poles and other equipment and appliances (herein called "public utility facilities") of any public utility as defined in section 27:7-1 of the Revised Statutes, in, on, along, over or under any project. Whenever the authority shall determine that it is necessary that any such public utility facilities which now are, or hereafter may be, located in, on, along, over or under any project should be relocated in such project, or should be removed from such project, the public utility owning or operating such facilities shall relocate or remove the same in accordance with the order of the authority; provided, however, that the cost and expenses of such relocation or removal, including

the cost of installing such facilities in a new location, or new locations, and the cost of any lands, or any rights or interests in lands, and any other rights acquired to accomplish such relocation or removal, less the cost of any lands or any rights or interests in lands or any other rights of the public utility paid to the public utility in connection with the relocation or removal of such property, shall be ascertained and paid by the authority as a part of the cost of such project. In case of any such relocation or removal of facilities, as aforesaid, the public utility owning or operating the same, its successors or assigns, may maintain and operate such facilities, with the necessary appurtenances, in the new location or new locations, for as long a period, and upon the same terms and conditions, as it had the right to maintain and operate such facilities in their former location or locations.

In case of any such relocation or removal of facilities, as aforesaid, the authority shall own and maintain, repair and renew structures within the rights of way of railroad companies carrying any highway project or feeder road over railroads, and the authority shall bear the cost of maintenance, repair and renewal of structures within the rights of way of railroad companies carrying railroads over any highway project or feeder road, but this provision shall not relieve any railroad company from responsibility for damage caused to any authority or railroad structure by the operation of its railroad. Such approaches, curbing, sidewalk paving, guard rails on approaches and surface paving on highway projects or feeder roads as shall be within the rights of way of a railroad company or companies shall be owned and maintained, repaired and renewed by the authority; rails, pipes and lines shall be owned and maintained, repaired and renewed by the railroad company or companies.

If the authority, by resolution, determines that it is a reasonable public necessity to acquire, for any project, lands owned by or under the control or jurisdiction of any county park commission, it



shall, within 10 days after its adoption of said resolution, serve a copy of said resolution upon the said park commission. The park commission may within 20 days after said service upon it appeal from the said determination of the authority to the appellate division of the Superior Court, which shall hear and determine the question of whether or not the taking of the land in question in preference to some other route, is a reasonable public necessity; and if said court shall determine that said taking is such a reasonable public necessity, the authority may thereupon proceed therewith.

2. This act shall take effect immediately.

Approved January 12, 1962.

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## CHAPTER 143

AN ACT to amend "An act providing for the establishment, construction and maintenance of freeways and parkways," approved April 3, 1945 (P. L. 1945, c. 83), as said title was amended by chapter 461 of the laws of 1948.

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

1. Section 7 of the act of which this act is amendatory is amended to read as follows:

Section  
amended.

7. The State Highway Commissioner shall also have authority to make reasonable regulations for the installation, construction, maintenance, repair, renewal and removal of tracks, pipes, mains, conduits, cables, wires, towers, poles and other equipment and appliances (herein called "facilities") of any public utility as defined in section 27:7-1 of the Revised Statutes, in, on, along, over or under any such freeway or parkway. Whenever the State Highway Commissioner shall determine that it is

C. 27:7A-7.  
Use by  
utilities;  
relocation  
or removal  
of facilities.

necessary that any such facilities which now are, or hereafter may be, located in, on, along, over or under any such freeway or parkway should be relocated in such freeway or parkway, or should be removed from such freeway or parkway, the public utility owning or operating such facilities shall relocate or remove the same in accordance with the order of the State Highway Commissioner; provided, however, that the cost and expenses of such relocation or removal, including the cost of installing such facilities in a new location, or new locations, and the cost of any lands, or any rights or interests in lands, and any other rights, acquired to accomplish such relocation or removal, shall be paid by the State Highway Commissioner. In case of any such relocation of facilities, as aforesaid, the public utility owning or operating the same, its successors or assigns, may maintain and operate such facilities, with the necessary appurtenances, in the new location or new locations for as long a period, and upon the same terms and conditions, as it had the right to maintain and operate such facilities in their former location. No order of the State Highway Commissioner for the removal of such facilities from such freeway or parkway or the relocation thereof outside of such freeway or parkway shall be effective except as such order is approved by the Board of Public Utility Commissioners.

In case of any such relocation or removal of facilities, as aforesaid, (1) the State shall own and maintain, repair and renew structures within the rights of way of railroad companies carrying freeways or parkways over railroads, and (2) the State shall bear the cost of maintenance, repair and renewal of structures within the rights of way of railroad companies carrying railroads over freeways or parkways constructed after the effective date of this act and after the acquisition by the railroad of such right of way, and (3) where the State is not liable for cost under (2), above, and the railroad structure is enlarged or replaced by

reason of improvement made in a freeway or parkway after the effective date of this act, the State shall bear the cost of maintenance, repair and renewal of the new or enlarged structure other than such proportion of that cost as the length of the span of the pre-existing railroad structure bears to the length of the span of the enlarged or new railroad structure. For the purpose of the foregoing provisions of this subsection, a structure shall be deemed constructed on the date the contract therefor is awarded by the commissioner, and a freeway or parkway shall be deemed constructed or improved on the date the contract is awarded by the commissioner for the construction of the section of the freeway or parkway or improvement, as the case may be, passing under the railroad structure in question. None of the foregoing provisions of this subsection shall relieve any railroad company from responsibility for damage caused to any freeway or parkway or railroad structure by the operation of its railroad. Such approaches, curbing, sidewalk paving, guard rails on approaches and surface paving on freeways or parkways as shall be within the rights of way of a railroad company or companies shall be owned and maintained, repaired and renewed by the State; rails, pipes and lines shall be owned and maintained by the railroad company or companies.

2. This act shall take effect immediately.

Approved January 12, 1962.

## CHAPTER 144

AN ACT to amend "An act to provide for increases in the retirement allowance of certain retired public employees" approved November 24, 1958 (P. L. 1958, c. 143).

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

Section  
amended.

1. Section 2 of the act of which this act is amendatory is amended to read as follows:

C. 43:3B-2.  
Increase in  
retirement  
allowance;  
formula.

2. The retirement allowance being received by any retirant shall be increased in accordance with the following formula:

a. The first \$600.00 of the retirement allowance, or the full retirement allowance if such allowance is less than \$600.00, shall be increased in accordance with the "ratio of increase" formula in this act if the retirant shall have had established 25 years of service credit prior to retirement, or shall have been retired for service-connected disability.

b. If the retirant shall have established less than 25 years of service credit prior to retirement and shall not have been retired for service-connected disability, the first \$600.00 of the retirement allowance, or the full retirement allowance if such allowance is less than \$600.00, shall be increased in accordance with the "ratio of increase" formula, except that this increase shall be in the same proportion to the increase provided under the "ratio of increase" formula as the number of years of service credit is to 25.

Section  
amended.

2. Section 3 of the act of which this act is amendatory is amended to read as follows:

C. 43:3B-3.  
Ratio of  
increase.

3. The "ratio of increase" which shall apply to the retirement allowance, a part thereof as specified in section 2 of this act, being received by a retirant shall be calculated in accordance with the following percentages as determined by the calendar year in which the retirement became effective.

YEAR OF RETIREMENT	RATIO OF INCREASE	YEAR OF RETIREMENT	RATIO OF INCREASE
1915	185%	1935	107%
1916	179%	1936	111%
1917	166%	1937	109%
1918	142%	1938	106%
1919	116%	1939	104%
1920	88%	1940	103%
1921	72%	1941	101%
1922	64%	1942	96%
1923	61%	1943	87%
1924	61%	1944	79%
1925	66%	1945	70%
1926	66%	1946	61%
1927	65%	1947	51%
1928	65%	1948	41%
1929	65%	1949	33%
1930	66%	1950	26%
1931	71%	1951	19%
1932	79%	1952	15%
1933	89%	1953	12%
1934	99%	1954	10%

3. This act shall take effect July 1, 1962.  
Approved January 12, 1962.

NOTE:  
Act effective.

## CHAPTER 145

AN ACT concerning the State Federation of District Boards of Education, and amending section 18:9-6 of the Revised Statutes.

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

Section  
amended.

1. Section 18:9-6 of the Revised Statutes is amended to read as follows:

Expenses of  
delegates;  
dues.

18:9-6. For the purpose of defraying the necessary expenses of the State Federation, the various district boards may pay the necessary expenses incurred by its delegates, and may appropriate annually such sums for dues as may be assessed by the federation at any delegate's meeting, which assessment of dues shall be made only upon  $\frac{2}{3}$  vote of the delegates present at such delegate's meeting, after notice of the taking of such vote shall have been given to each district board in writing at least 60 days before such delegate's meeting. The aforesaid dues shall be assessed upon a graduated scale according to the size of the school district, but in no case shall the dues for any 1 district exceed the sum of \$300.00 for any 1 year. Dues shall be payable by the custodian of school moneys of the school district to the treasurer of the State Federation.

2. This act shall take effect immediately.

Approved February 21, 1962.

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## JOINT RESOLUTIONS

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## Joint Resolutions

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### JOINT RESOLUTION No. 1

A JOINT RESOLUTION to declare the month of February as “American History Month” in the State of New Jersey and for a proclamation thereof by the Governor.

WHEREAS, Under our Federal Constitution liberty for the first time in history became an actuality—  
“Liberty is not a heritage but a conquest to be achieved by each generation”; and

Preamble.

WHEREAS, The American Servicemen of World War I, World War II and the Korean War fought for and offered their lives to stop tyranny and totalitarianism and to preserve the American ideals of individual freedom as embodied in the most permanent Constitution in the history of government; and

Preamble.

WHEREAS, Our country, born in the travail of tyranny, must remain under God’s providence forever free and independent and alien ideologies must never be permitted to reach out and choke God-given liberty; and

Preamble.

WHEREAS, The best protection of our American heritage must always be in the hearts and minds of our people; and

Preamble.

WHEREAS, In February we observe the birthdays of 3 great Americans, George Washington, Abraham Lincoln and Thomas Edison, who symbolize in their divergent achievements America’s immortal heritage, and are representative of the

## JOINT RESOLUTIONS Nos. 1 &amp; 2

great men who toiled and died to develop our resources and to win and maintain the freedom necessary for the pursuit of happiness; now, therefore,

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. That the month of February is directed to be known in New Jersey as "American History Month," and the citizens thereof are urged to formulate and sponsor appropriate programs in commemoration of the achievements of George Washington, Abraham Lincoln and Thomas Edison.

2. That the Governor by appropriate proclamation set aside the said month of February as "American History Month" in New Jersey.

3. That this resolution shall take effect immediately.

Approved February 24, 1961.

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JOINT RESOLUTION No. 2

A JOINT RESOLUTION to declare the week of March 5 through 11, 1961 as "Save Your Vision Week" dedicated to the theme, "See More Years," and for a proclamation thereof by the Governor.

WHEREAS, The New Jersey Optometric Association and the American Optometric Association, which sponsor "Save Your Vision Week" for the purpose of reminding and informing the public concerning the conservation and improvement of vision, dedicate this year's observance to the theme, "See More Years"; and

WHEREAS, The number of senior citizens in the State of New Jersey has grown to more than a half million persons; and

WHEREAS, These senior citizens have a great deal to offer their community, their State and their nation through proven ability, valuable experience and mature judgment; and

WHEREAS, Aging brings about certain normal physiological changes in the eyes making it necessary to use vision aids; and

WHEREAS, The science of optometry has made great strides through research in developing new and better corrective lenses, subnormal vision aids, and contact lenses, thus helping to make it possible for senior citizens to use their valuable assets to the fullest; therefore,

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. The week of March 5 through 11, 1961 is declared to be "Save Your Vision Week" in the State of New Jersey and dedicated to the theme "See More Years"; the dissemination of information to senior citizens to help make their later years greater years through improved vision; and commending the optometrists of New Jersey for their efforts in encouraging, through this educational activity, all senior citizens to enjoy their golden years to the fullest.

2. That the Governor, by appropriate proclamation, so proclaim the said week of March 5 through 11, 1961 and its dedication to the theme "See More Years."

3. This joint resolution shall take effect immediately.

Approved February 24, 1961.

## JOINT RESOLUTION No. 3

A JOINT RESOLUTION to declare the month of April as "Cancer Control Month" in the State of New Jersey and for a proclamation thereof by the Governor.

Preamble. WHEREAS, The American Cancer Society reports encouraging progress in the fight against cancer, man's cruelest enemy, through the discoveries of scientists engaged in research under grants of the said society; and

Preamble. WHEREAS, The New Jersey Division of the said society, and its 21 county chapters, is carrying on well-planned programs to alert the people of this State to the cancer problem and to assist those already stricken;

Preamble. WHEREAS, The said American Cancer Society is the only health agency fighting cancer through research, education and service and is entirely dependent on the contributions of the public, with 60% of all funds received remaining in the State to carry on these programs; therefore

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Cancer control month. 1. The month of April is directed to be known in New Jersey as "Cancer Control Month" and the residents thereof are urged to give their financial and moral support to the American Cancer Society, the New Jersey Division and its cancer control programs in the 21 counties of the State.

Proclamation. 2. The Governor, by appropriate proclamation, set aside the said month of April as "Cancer Control Month" in New Jersey.

3. This resolution shall take effect immediately.  
Approved March 28, 1961.

## JOINT RESOLUTION No. 4

A JOINT RESOLUTION to declare the week beginning April 20, 1961 as Israel Independence Week and for a proclamation thereof by the Governor.

WHEREAS, The State of Israel will on April 21, 1961  
commemorate the thirteenth anniversary of its  
restored independence and at the same time sym-  
bolically celebrate Judaism's traditional Bar  
Mitzvah Day, signifying accession to the re-  
sponsibilities of manhood; and

Preamble.

WHEREAS, The young nation already constitutes a  
factor of maturity and stability in the world by  
its steadfast adherence to and defense of demo-  
cratic ideals and its contribution to the security  
of the free world; and

Preamble.

WHEREAS, Israel continues to make rapid strides  
forward to complete economic adulthood, devel-  
oping its natural resources to the full and making  
use of its growing reservoir of skilled manpower;  
and

Preamble.

WHEREAS, Israel freely and gladly shares the bene-  
fit of experiment and experience with an increas-  
ing number of African and Asian nations, either  
by sending technical missions to aid their prog-  
ress or by receiving groups of teachers and stu-  
dents who learn by example on Israel's own soil;  
and

Preamble.

WHEREAS, Israel has managed in spite of its own  
struggle for survival to offer haven and hope for  
the distressed of many lands and to provide a  
beacon of enlightenment and spiritual dignity for  
all mankind:

Preamble.

## JOINT RESOLUTIONS Nos. 4 &amp; 5

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Israel  
Independence  
Week.

1. The week beginning April 20, 1961, is declared to be Israel Independence Week in the State of New Jersey, and the citizens of the State are urged to join in its historic celebration.

Proclamation.

2. The Governor shall proclaim that the week beginning April 20, 1961 is Israel Independence Week in this State.

3. This joint resolution shall take effect immediately.

Approved April 5, 1961.

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JOINT RESOLUTION No. 5

A JOINT RESOLUTION increasing the membership of the commission created to formulate plans to observe in New Jersey the centennial anniversary of the Civil War.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Membership  
on commission  
increased.

1. The membership of the commission created pursuant to Joint Resolution No. 11, approved May 18, 1959, shall be and hereby is increased to 12 members, the additional 4 members to be citizens of the State and appointed by the Governor. These members shall serve without compensation, and vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

2. This joint resolution shall take effect immediately.

Approved April 19, 1961.

## JOINT RESOLUTION No. 6

A JOINT RESOLUTION directing a study concerning State aid to school districts and making an appropriation therefor.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. The Commission on State Tax Policy is hereby directed to undertake a re-examination of the means of providing increased State financial assistance for the public schools of the State and a special study in depth of the adequacy of the existing program of State aid to school districts to meet the expanding needs of the public school system throughout the State. Such study shall include an evaluation of and recommendations concerning:

Study of State aid to school districts.

(a) the capital and operational financial needs of the public schools of the several school districts of the State,

(b) the amount of money estimated to be required annually as State aid to school districts and

(c) the equity and adequacy of the existing formulae for calculating and distributing State aid to school districts.

2. The commission is authorized to employ or to contract for such professional, research, statistical, editorial, clerical and incidental services and to incur such other expenses as it may deem necessary for the proper and timely accomplishment of the purposes of the study hereby directed and as may be within the limits of sums appropriated for this purpose.

Professional services.

3. The commission and their representatives shall consult with and shall be entitled to call to their assistance and avail themselves of the services and facilities of such State and local governmental agencies as may be appropriate and which may reasonably be made available to aid in the study hereby directed.

Assistance by other civil agencies.

Report.

4. The commission shall report specially to the Governor and the Legislature, on the results and recommendations resulting from the study hereby directed, in the month of January 1962.

5. This joint resolution shall take effect immediately.

Approved June 2, 1961.

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JOINT RESOLUTION No. 7

A JOINT RESOLUTION to designate October 7, 1961, as Italian Centennial Day and for a proclamation thereof by the Governor.

Preamble. WHEREAS, Italy's one hundredth anniversary as an independent, unified nation is being celebrated this year; and

Preamble. WHEREAS, The American friends of Italy are participating in Italy's celebration of its centennial by many events during the year which are being held throughout the United States; and

Preamble. WHEREAS, Italy is known throughout the world as one of the oldest countries wherein civilization has enjoyed continuous history, particularly as a country of art, lawmaking, architecture and philosophy; and

Preamble. WHEREAS, The city of Turin in Italy is the center of all of the celebration under the auspices of the President of the Republic of Italy; and

Preamble. WHEREAS, On October 7, 1961, at the Military Park Hotel, in the city of Newark, there will be a dinner given by the Federation of Italian American Societies of the county of Essex, commemorating



the centennial of the unification of Italy; now, therefore,

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. October 7, 1961, is designated as Italian Centennial Day and that the Governor, by his appropriate proclamation, so proclaim the said day as Italian Centennial Day, commemorating 100 years of Italian unification. Italian centennial day; proclamation.

2. This joint resolution shall take effect immediately.

Approved June 26, 1961.

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### JOINT RESOLUTION No. 8

A JOINT RESOLUTION creating an Advisory Commission on the Local Personal Property Tax.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. An Advisory Commission on the Local Personal Property Tax is hereby established. Commission established.

2. The commission shall study (a) the laws of this State concerning the taxation by municipalities of personal property, with particular reference to the taxation of personal property used in business under chapter 51 of the laws of 1960; (b) the rules and regulations issued or proposed to be issued in implementation thereof; and (c) the forms of report and other papers and procedures adopted or to be adopted in the enforcement of said laws, rules and regulations. Duties.

3. The commission shall advise the State Treasurer, the Director of the State Division of Taxation, and all other officials charged with the administration or enforcement of any of said laws, rules To act in an advisory capacity.

and regulations. It shall advise such officials with respect particularly to the development and use of forms for the reporting of personal property used in business, to the end that such forms shall be as simple and understandable as possible consistent with the requirements of law.

Membership.

4. The commission shall have 14 members, each serving for the duration of the commission's existence, and selected as follows:

(a) Two members of the Senate appointed by the President thereof, which 2 members shall not be from the same political party;

(b) Two members of the General Assembly appointed by the Speaker thereof, which 2 members shall not be from the same political party; and

(c) Ten persons appointed by the Governor. Said 10 persons shall consist of 2 representatives of organized labor; 2 representatives of the Association of Municipal Assessors of New Jersey; 2 representatives of small business; 1 representative of the New Jersey Farm Bureau; 1 representative of the New Jersey State Grange; 1 representative of the New Jersey Manufacturers Association and 1 representative of the New Jersey State Chamber of Commerce.

Meetings.

5. The commission shall meet at the call of the State Treasurer and organize by the selection of a chairman from among its members and a secretary who need not be a member of the commission.

Termination  
of commission.

6. The commission shall continue in existence until July 1, 1962.

7. This joint resolution shall take effect immediately.

Approved August 11, 1961.

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## PROCLAMATIONS

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## Proclamations by the Governor

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### PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, The Deputy Director, Division of Taxation, Department of the Treasury, on the eighth day of February, one thousand nine hundred and sixty-one, under the provisions of R. S. 54:11-2, reported to the Governor a list of all corporations created under the laws of this State, which for two years next preceeding the report have failed to pay to the State the taxes assessed against them under the Corporation Business Tax Act (1945) (Chapter 162, Laws of 1945, as amended and supplemented; N. J. S. A. 54:10A-1, et seq.) and which taxes are by law made payable into the State treasury; and

WHEREAS, Under the provisions of R. S. 54:11-1, the charters of said corporations shall be declared void unless the Governor shall give further time for the payment of such taxes assessed against said corporations; and

WHEREAS, The Governor has not given further time to the corporations so reported and hereinafter named for the payment of such taxes, and the same are still unpaid;

THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, pursuant to the provisions of R. S. 54:11-2, DO HEREBY ISSUE THIS PROCLAMATION declaring that the charters of the following-named corporations, so reported and in default, to wit:

## UNPAID TAXES FOR THE YEAR 1959

A-A Cabinet Co. Inc.,  
A. A. C. Construction Co. Inc.,  
A. and A. Construction Equipment,  
A. & A. Luncheonette,  
Aarms Service, Inc.,  
A & A Roofing Corporation,  
A & A Trucking,  
Abbey Manufacturing Corp.,  
A B C Floors,  
ABC Linoleums, Inc.,  
Abco Amusement Co., Inc.,  
Aben Bus Corp.,  
Aberdeen Hotel Company,  
Abiline Construction Co., Inc.,  
A. B. & J., Inc.,  
Able Maintenance Corporation,  
A.B.P. Corporation,  
Absecon Investments, Inc.,  
A. Carlone, Jr., Inc.,  
A.C. B. Holding Corp.,  
A.C.C. Dress Manufacturing Co. Inc.,  
A. C. Crafts, Inc.,  
Ace Automotive Air Conditioning Inc.,  
Ace Auto Seat Covers,  
Ace Dinettes and Bedding, Inc.,  
Ace House Movers, Inc.,  
Ace Material Handling Corp.,  
Ace Movers,  
A.C. Enterprises, Inc.,  
Ace Paper Box Co.,  
Ace Roofing & Siding Co., Inc.,  
Ackerman Enterprises Inc.,  
Ackerman-Evans Development Co.,  
Acme Auto Parts Inc.,  
Acme Construction Co. Inc.,  
Acme Installation Co., Inc.,  
Acme Tile Co.,  
Acorn Building Corporation,  
Action for Creditors, Inc.,  
“Active Agency”,

A.C.T. Realty Co., Inc.,  
Actuarial Service Corporation,  
Actuated Doors Company, Inc.,  
Adam Packaging Company,  
Adams Contractors Corp.,  
Adams Homes, Inc.,  
Adar Equipment Co., Inc.,  
Adco Homes, Inc.,  
Addonizio-Edsel, Inc.,  
Adhoc Realty Corporation,  
A.&D. Motors, Inc.,  
Adriatic Securities Corporation,  
Adsama Builders, Inc.,  
Advance Centerless Grinding Co. Inc.,  
Advance Locksmiths, Inc.,  
Advertape Corp. Inc.,  
Aedna Tool & Machine Co., Inc.,  
A. E. H. Corporation,  
Aero-Jet Corporation,  
Aetna Advertising Agency,  
Afco Sales Corporation,  
Agar Container Corporation,  
A & G Cleaners, Inc.,  
Agel's, Inc.,  
A.G. Motor Service, Inc.,  
Agresta Builders & Contractors Corp.,  
Ahern Mfg. Co., Inc.,  
Aik-Ler Building Supplies, Inc.,  
Aik-Ler Development Company,  
Air Control Corp.,  
Aire, Inc.,  
Airex, Inc.,  
Air-Lite Foam, Inc.,  
A. & J. Autobody Co.,  
Ajax Realty Co.,  
Ajax Roofing & Improvement Co., Inc.,  
A.J. Corrado, Inc.,  
A. & J. Enterprises, Inc.,  
A. J. Wright Investment Corporation,  
Akro Sales, Inc.,  
Alan Holsey Edsel Inc.,  
Albermar Corporation,  
Albert H. Jacobs, Inc. of New Jersey,

Alco Associates, Inc.,  
Alco Electric Company,  
Alcon Construction Corp.,  
Alco Plastics, Inc.,  
Aldel Construction Co., Inc.,  
Aldon Construction Co., Inc.,  
Alexander Olsen Co., Inc.,  
Alexander Ross & Son, Inc.,  
Alfoy, Inc.,  
Alfranja, Inc.,  
Algonquian Waters, Inc.,  
Algor Products, Inc.,  
A & L Hardware Inc.,  
Allan Builders Company Incorporated,  
Allan Estates, Inc.,  
Allard Beauty Salon Inc.,  
Allenhurst Improvement Co.,  
Allen Plastics Co., Inc.,  
All Fair Tavern, Inc.,  
Alliance Acceptance Corporation,  
Alliance Natural Gas Company,  
Allied Associates Realty Company,  
Allied Canvas Products Inc.,  
Allied Carpet Shops, Inc.,  
Allied Carpet Shops of Springfield Inc.,  
Allied Fibres & Chemicals, Inc.,  
Allied Furniture, Inc.,  
Allied Industrial Designs Inc.,  
Allied Investment Corporation,  
Allied Manufacturing Corp.,  
Allied Plating and Polishing Co.,  
Allied Upholstery Corp.,  
Allison Jr. Inc.,  
Allison Plastics Inc.,  
Allmetal Fabricators, Inc.,  
All-Off Products Inc.,  
Alloy Welding & Contracting Corp.,  
All State Mortgage Company,  
All State Pool Corporation,  
All-States Truck Rental Agency Inc.,  
Allwood Publishing Company,  
Al-Mar Construction Co.,  
Al McGrath Co.,



Almet Transport Inc.,  
Alpha Construction Co.,  
Alpha Nuclear Laboratories, Inc.,  
Alpine Beverage Inc.,  
Alta Railing Manufacturing Co. Inc.,  
Alto Motors, Inc.,  
Alunarite, Inc.,  
Alwel Inc.,  
Amalco of New Jersey, Inc.,  
Amalfi Construction Company,  
Amboy Steel Corp.,  
Ambrook, Inc.,  
American Academy of Music,  
American Aerator Corp.,  
American Artos Incorporated,  
American Auto Stores, Inc.,  
American Brokerage Corporation,  
American Capital Corporation,  
American Colorcraft Co., Inc.,  
American Colortype Co. #2,  
American Home Service Co., Inc.,  
American Investors Corporation,  
American Life Investors Corporation,  
American Marking Corporation,  
American Medical Products, Inc.,  
American Oxygen Therapy Service, Inc.,  
American Refrigerated Transport Service Inc.,  
American Studios Inc.,  
American Transmission Corporation,  
American Universal Traders, Inc.,  
A.M.H. Co.,  
Amherst Development Corp.,  
Amity Machine Co.,  
Amity Realty Co., Inc.,  
Amont, Inc.,  
Amperage, Inc.,  
Amron-Deveaux, Engineers,  
Amundsen Motors, Inc.,  
Amusements, Inc.,  
Anchor House of Sea Girt, Inc.,  
Andersen Greenhouses,  
Anderson Homes, Inc.,  
Andler Corporation,

Andover Block Products, Inc.,  
Andre Realty, Inc.,  
Andrew Kochis Jr. Contractors & Excavators Inc.,  
Andy Kaye, Inc.,  
Andy's Lake, Inc.,  
Angels, Incorporated,  
Angler Development Corp.,  
Angler Realty Corp.,  
Anita Realty Corporation,  
Anna Lee Hosiery Co., Inc.,  
Ann Del Farms,  
Answer Products, Inc.,  
Anthony Lewis, Inc.,  
Anthony Saggese Contracting, Inc.,  
Anthony's Furniture Company,  
Antone Cancellation Shoes, Inc.,  
Antone Shoe Center, Inc.,  
Anton Restaurant,  
Apex Contracting Corporation,  
Apex Photo Service,  
Apex Restaurant, Inc.,  
Apollo Paint & Wallpaper Corp.,  
Apothecary Products of America,  
Applied Plastics Company,  
Aragona & Sorbera Baking Co. Inc.,  
Arbie's Independent News Co. Inc.,  
Arbor Realty Co.,  
Ar-Bru Realty Company,  
Arcadia Pool Co.,  
Arelly Corporation,  
A.R. Evans, Inc.,  
Argosy Acres, Inc.,  
Arinor Enterprises,  
Aristo-Craft Plastics, Inc.,  
Arle Realty Co.,  
Armco Construction Corp.,  
Armer Builders, Inc.,  
Armond Agency,  
Arnold & Associates, Inc.,  
Arnold Construction Company,  
Ar-Ro Builders, Inc.,  
Arrow Distributors, Inc.,  
Arrow Fuel & Coal Co.,

Arrow Oil Company,  
Art Ball Enterprises, Inc.,  
“Art Dinette Corp”.,  
Arthur E. Miller Associates Inc.,  
Artur Fashions, Inc.,  
Arthur H. Ackerman, Inc.,  
Arthur Katz, Inc.,  
Arthur R. Werner, Inc.  
Arthur’s of New Jersey,  
Arthur’s Shoe Company Inc.,  
Artie’s Diner, Inc.,  
Artistic Hairdressers, Inc.,  
A. R. T. S. Corporation,  
Arts, Inc.,  
Art’s National Trailer Rental Corp.,  
Art Theater Corp.,  
Asbury Apparel, Ltd,  
Asbury Auto Laundry, Inc.,  
Asbury Park Recreation Centre, Inc.,  
Asbury Records, Inc.,  
Asbury Toys Inc.,  
Ashley Construction Co., Inc.,  
Ash’s Inc.,  
Ashton Company,  
Asiatic Liquor Corp.,  
The Asphaltic Concrete Co.,  
Associated Adjustment Bureau, Inc.,  
Associated Artisans, Inc.,  
Associated Building Maintenance Corp. Inc.,  
Associated Embroidery Services Inc.,  
Associated Liquidators, Inc.,  
Associated Public Relations Corporation,  
Associated Truckers Corp.,  
Asteroid Realty Corp.,  
Athletic Wear Mfg. Corp.,  
Atlantic Card and Book Shop of N. J. Inc.,  
Atlantic City Information Inc.,  
Atlantic County Development Corporation,  
Atlantic Driwall Construction Co.,  
Atlantic Enterprises,  
Atlantic Gifts Unlimited, Inc.,  
The Atlantic Laboratories, Inc.,  
Atlantic Outdoor Advertising Corp.,

Atlantic Packing Materials Co. Inc.,  
Atlantic Trading Corporation, Inc.,  
Atlantic Tube and Mfg., Inc.,  
Atlantic Tube and Metals, Inc.,  
Atlas Enamel Spraying Corp.,  
Atlas Merchandise Co.,  
Atlas Rolling Steel Door Inc.,  
Atlas Smelting & Refining Inc.,  
Atno-Lane Co.,  
Auc-Mar, Inc.,  
Audrene, Inc.,  
Audrey Apparel Inc.,  
Audubon Manor, Inc.,  
Aurora Nurseries, Inc.,  
Austin Holding Company,  
Authorized Auto Rental, Inc.,  
Auto Distributors Co., Inc.,  
Autohydrometer, Inc.,  
Automatic Ice Cream Sales, Inc.,  
Automatic Ice Machine Co.,  
Automatic Towel Dispenser, Inc.,  
Automobile Acceptance Corporation of New Jersey,  
Automotive Fleet Maintenance,  
Auto Outlet, Inc.,  
Auto Safety Devises, Inc.  
Auto Service Plan of America, Inc.  
Auto-Snack of New Jersey, Inc.,  
Auto-Tronics, Incorporated,  
Auto Wholesalers, Inc.,  
The Avenel Bargain Mart,  
A.V. Tape Libraries, Inc.,  
A-Way, Inc.,  
Axiom Electro Company,  
Azalp Corporation,  
Aztec Fibreglass Industries, Inc.,

Baaford Products Corp.,  
Bacon Land Corporation,  
Bader Bros., Inc.,  
Bailey, Dwyer & Co.,  
Baker Realty Co.,  
Bakos Bros., Inc.,  
Ballen Associates, Inc.

Baltic Investment Corporation,  
Bambi Enterprise Corporation,  
Banach Holding Co., Inc.,  
Barbee Plumbing & Heating Supply Co. Inc.,  
Barcas Realty Co.,  
Barcley Realty Company,  
Barken Realty Co., Inc.,  
Barnett Holding Corp.,  
Barney's Shoes, Inc.,  
Baron's Appliance Center of Elizabeth,  
Bartels Inc.,  
Bask Drug Stores,  
Basking Ridge Realty Co.,  
Bass Realty Corp.,  
Bates Bros. Contractors,  
Batko Import & Export Corp.,  
Bayberry Room Inc.,  
Bay Gardens Construction Company Inc.,  
Bayonne Dredging Company,  
Bayonne Kiddie Land,  
Baywood Garden Homes, Inc.,  
B & B Plating, Inc.,  
B.C. Stiles Bin Co.,  
Beachcomber, Inc.,  
Beach Isle Co., Inc.,  
Beach Television & Appliance Co. Inc.,  
Beachwood Children's Center,  
Bea Company,  
Beacon Distributing Co., Inc.,  
Beacon Homes, Inc.,  
Beasp, Inc.,  
Beautiflute, Inc.  
Beben Meat Market, Inc.,  
Beck Brothers, Incorporated,  
Bedford Chair Frames, Inc.,  
Bedford of West New York, Inc.,  
Beechwood Trucking Co., Inc.,  
Bee Fibre Mills Corp.,  
The Beekman Corporation,  
B.E.G.H. Company,  
Behr, Incorporated,  
Belaire Construction Co.,  
Belair Restaurant Inc.,

Beljay Realty Co.,  
Bella Syrups, Inc.,  
Bell Biscuit Co., Inc.,  
Bell Building Supply Co., Inc.,  
Bellmawr Construction Co.,  
Bell's Lake Realty Corporation,  
Bell Thomas Corp.,  
Belmar Fishing Pier Corporation,  
Belmont Hotel, Inc.,  
Belmont Housing Development Co.,  
Benedict's Slenderizing Salon,  
Bengar Corporation,  
Bengar Mortgage Co., Inc.,  
Benj Franklin Stores, Inc.,  
Benjamin H. Greene, Inc.,  
Benje Builders,  
Benkay Corporation,  
Benmar, Inc.,  
Benmar of Newark,  
Bennett Dance Studio, Inc.,  
Benson Construction Company,  
Benson Fuller, Inc.,  
Benson Securities Co.,  
Benton Fabrics, Inc.,  
Benton, Inc.,  
Benus Bros., Inc.,  
Bergen Bowling Corporation,  
Bergen County Beauticians, Inc.,  
Bergen County Home Show, Inc.,  
Bergen County Realty Service,  
Bergen Daily Bulletin Incorporated,  
Bergen Decorators,  
Bergen Enterprises, Inc.,  
Bergen Essex Contracting Co. Inc.,  
Bergen Kirby Corporation,  
Bergen & Levine, Inc.,  
Bergen Toy & Novelty Co., Inc.,  
Berkshire Development Corporation,  
Berlin Estates, Inc.,  
Berman & Rosenberg Inc.,  
Bernardsville Drug Center, Inc.,  
Bernben Realty Co., Inc.,  
Berney's, Inc.,

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Bernhard Rock Gardens, Inc.,  
Bernie's Cocktail Lounge, Inc.,  
Best Agency, Inc.,  
Best & Better Construction Co. Inc.,  
Best Laundry Service, Inc.,  
Beta Construction Co.,  
Betcher's Inc.,  
Betgon Corporation,  
Bethalan Trading Company, Inc.,  
B. E. T. Inc.,  
Better Built Homes Corp.,  
Better Home Consultants,  
Better-Wear Textile Weaving Co.,  
Bettworth Inc.,  
Betty & Helen Inc.,  
Bevee Cosmetics Inc.,  
Beverly-Westfield, Inc.,  
Beverwyck Manor Homes, Inc.,  
B & G Bus Co.,  
B.G. Realty Co., Inc.,  
Biagina, Inc.,  
Bibud Corporation,  
Big Bill's Market, Inc.,  
Big Six Corporation,  
Bilbro Associates,  
Billbert Realty Co., Inc.,  
Bill's Diner,  
Bill's Restaurant, Inc.,  
Bill's Transmissions, Inc.,  
The Birch Enterprises Corporation,  
Birch Sales Corporation,  
Bi-State Agency, Inc.,  
The Bite Shoppe,  
Bivalve Seafood, Inc.,  
B. & J. Construction,  
B.K.W. Cranberry and Blueberry Company,  
Blaikie Sales Corp.,  
Blair Tinkess & Associates, Inc.,  
Blauvelt-Rich, Inc.,  
Bloomfield Sewing Center,  
Bloomfield Tire Service, Inc.,  
B. and L. Rental Company,  
Blueberry Manor Homes, Inc.,

Blue Horizon, Inc.,  
Blue Ribbon Cafe, Inc.,  
Blue Room, Inc.,  
Blue Star Diner, Inc.,  
Blu-Note, Inc.,  
B. M. F. Inc.,  
B. & M. Title Service,  
Board Coating & Printing Corp.,  
Boardwalk Mortgage Company,  
Bobach, Inc.,  
Bobilu Club, Inc.,  
Bob-Kel Builders, Inc.,  
Bobrin's, Inc.,  
Bobsel Corp.,  
Bob's Town Trade Liquors, Inc.,  
Bojac Realty Company,  
Bon-Bon Plastering and Contracting Corp.,  
Bond Construction Company,  
Bond Diamond Company,  
Bonded Fibers Co.,  
Bond Equipment Inc.,  
Bond Roofing & Sheet Metal Supply Co.,  
Bonello, Inc.,  
Bonnie Juvenile, Inc.,  
Bonny Tweeds Corp.,  
Bon-Son-Way Homes,  
Book-O-Mat Corp.,  
Boost Company,  
Borough Sand & Gravel Co. Inc.,  
Bossard Poultry Co.,  
B & O Trucking Company, Inc.,  
Botwinik's Inc.,  
Boulevard Building Co.,  
Boulevard Group Inc.,  
Bow Holding Co., Inc.,  
Bowlmor, Inc.,  
Bowlo, Inc.,  
Bowman Corporation,  
Boyd-Miller Corp.,  
Brady & Schall Company,  
Braeburn Builders, Inc.,  
Branch Brook Garbage Dump, Inc.,  
Branch Brook Paint & Wallpaper Co. Inc.,



B & R Construction Builders, Inc.,  
Brentwood, Inc.,  
Breton Woods Lumber Company, Inc.,  
The Brian Distributing Co.,  
The Brick Church Carpet and Sleep Shop,  
Brick Drug Company, Inc.,  
Brick Front Diner,  
Brick House Garage, Inc.,  
Brick Publishing Company, Inc.,  
Bridal Centre, Inc.,  
Bridal House, Inc.,  
Bridge Bay Construction Co.,  
Bridge Plaza Terminal, Inc.,  
Bridgeton Packing Company, Inc.,  
Bridgewater Realty, Inc.,  
Briefer Motors, Inc.,  
Brigantine Building Supply Co.,  
Brinks Mortgage Corp.,  
Brinley Sportswear, Inc.,  
Bristol Installation Co. Inc.,  
Bristol Insulation Co. Inc.,  
Britel Products, Inc.,  
Broadex Realty Corporation,  
Broad Leasing Corp.,  
Broadway Motors Corporation,  
Broadway Newark Investment Corporation,  
Brockton Estates,  
Broder Credit and Collection Service,  
Bromaly Laboratories, Inc.,  
Brookdale Construction Co., Inc.,  
Brookdale Construction Corporation,  
Brook Estates, Inc.,  
Brookland Inc.,  
Brooks Machine Products, Inc.,  
Brooks Rent-A-Car Corporation,  
Brooks Taxi Dispatching Service Inc.,  
Brookview Swim Club,  
Browning Development Co.,  
Browns Mills Company, Inc.,  
Browns Mills Trailer Park & Sales Inc.,  
Bruno Auto Sales, Inc.,  
Bruno's Trucking, Inc.,  
Brunswick Car Wash, Inc.,

Brunswick Coffee Vending, Inc.,  
Brunswick Investment Company,  
Brunswick Welding & Sheet Metal Corp.,  
Brusty's Inn,  
B & S Coat Corp.,  
The B Smart Shoppe, Inc.,  
B. S. N. Realty Co., Inc.,  
B & S Transportation Co., Inc.,  
B. T. S. Products, Inc.,  
Buck Electrical Mfg. Co.,  
Buckley Builders, Inc.,  
Buckley Equities, Inc.,  
Bucks County Motors, Inc.,  
Budd's Beach, Inc.,  
Budny Corporation,  
"Buex Flowers, Inc.",  
Builders Plywood Company Inc.,  
Build-O-Rama Building Center, Inc.,  
Built-To-Order Homes, Inc.,  
Buin Builders, Inc.,  
Burleigh Lumber Company,  
Burlington Discount Mart,  
Burlington Food Center,  
Burns Quality Food, Inc.,  
Burns Sales Co., Inc.,  
Busch Wood Products,  
Business Operating Co.,  
Butts Realty Co.,  
Buy Rite Discount Center,  
B-Way, Inc.,

Cabana, Inc.,  
Cable Land Corporation,  
Cabot Construction, Inc.,  
Cadillac Bar Corporation,  
Cadillac Cleaners, Inc.,  
Cadillac Construction Corporation,  
Caesar's, Inc.,  
Caggy's Tavern, Inc.,  
Cahill Corp.,  
Caldwell Inc.,  
Calfield Homes, Inc.,  
Calhoun Trucking Corporation,

California Construction Company of N. J.,  
Cal's Bar, Inc.,  
Calvin Homes, Inc.,  
Calwor Corporation,  
The Cambridge Agency, Inc.,  
Cambridge Construction Corporation,  
Camden Calendering Corporation,  
Camden County Expositions, Inc.,  
Camden Materials Company,  
Camden School of Painting & Decorating,  
Camden School-of-Trades, Inc.,  
Camden Sporting Goods, Inc.,  
Cameo Soda & Luncheonette, Inc.,  
Camptown Variety Store, Inc.,  
Campus Homes, Inc.,  
Campus Styles Inc.,  
Canal Lumber & Supply Co. Inc.,  
Candy Sales Corporation,  
Canrick Corporation,  
Canterbury Shops Inc.,  
Canton Valley, Inc.,  
Canyon Realty, Inc.,  
Cape Chestnut Builders, Inc.,  
Capitol Hill, Inc.,  
Cappa Construction Co.,  
Capri, Ltd.,  
Cap's Service Corporation,  
Caranetta Homes, Inc.,  
Caranth Construction Co.,  
Caravan Floor Covering Co.,  
Caravan Records, Inc.,  
Caravello Bros. Inc.,  
Car Bazar, Inc.,  
Carefree Homeowners Inc.,  
C & A. Remodeling, Inc.,  
Caren Construction Corp.,  
Carey Land & Development Company,  
Car Hospitalization Corporation of New Jersey,  
Carlisle Estates, Inc.,  
Carlton Construction Company,  
Carlton Upholstery Shop, Incorporated,  
Carmel Estates, Inc.,  
Carmichael Construction Company,

Carnival Footwear, Inc.,  
Carole Benson, Inc.,  
Carole Realty Co.,  
Caromax Realty Corp.,  
Caron Realty Co.,  
Carry-All Leasing Corp.,  
The Car Sales Co.,  
Carteret Investment Associates, Inc.,  
Carver Hall, Inc.,  
Carry Instrument Distributors Inc.,  
Cascarets, Inc.,  
Casiano, Inc.,  
Cathay, Inc.,  
Catherine, Inc.,  
The Cavanaugh-McKnight Company, Inc.,  
C B M Chemical Corporation,  
C. Bracco, Inc.,  
C. Carl Realty, Inc.,  
CC III,  
C. C. Zeek, Inc.,  
C. & D. Construction Co., Inc.,  
C. D. Tice & Son Inc.,  
Ceb, Inc.,  
Cedar Knolls Carloading Co., Inc.,  
Cedar Manor, Inc.,  
Ceebee, Inc.,  
C.E.H. Corporation,  
Cellini Products, Inc.,  
Cello Gravure Corporation,  
Cellular Concrete Corp.,  
Cemeteries Corporation of America,  
Cemetery Sales Corporation,  
Cem Products Co. Inc.,  
Center Carpet of Summit, Inc.,  
Center Luncheonette,  
Central Drugs of Millburn, Inc.,  
Central Jersey Mortgage Service Inc.,  
Central Jersey News,  
Central Jersey Roofing Service, Inc.,  
Central Jersey Water Conditioning Co.,  
"Central Pine Village, Inc.",  
Central-Washington Realty Co.,  
Century Remodeling Co.,

Ceramic Building Materials Corporation,  
Certified Builders Inc.,  
Certified Foodland, Inc.,  
C'Est La Vie, Inc.,  
C. F. S. Construction Company,  
Chagus Corporation,  
Chain Realty Corp.,  
Chambers Mfg. Co. Inc.,  
Chamir Realty Co.,  
Chancellor Auto Laundry, Inc.,  
Chandler Equipment Company,  
Chandler-Marshall Laboratories,  
Chansyt Corporation,  
Chapman & Montgomery, Inc.,  
Charadata, Inc.,  
The Charcoal King Restaurant Corporation,  
Charcobroil Corporation,  
Charles Darder, Inc.,  
Charles E. Casale, Inc.,  
Chas. Grotsky Inc. of Jersey City,  
Charles J. Vollmer & Co.,  
Charley Reliable, Inc.,  
Charlie's Outlet Store, Inc.,  
Charlie's Tavern, Inc.,  
Charling Realty Corp.,  
Charlotte, Inc.,  
Charlou Trucking Co., Inc.,  
Charm Construction Corp.,  
Charmo Co., Inc.,  
Charon, Inc.,  
Charter Construction Company,  
Charter Developers, Inc.,  
Charwyn Homes, Inc.,  
Chef Carl's Restaurant, Inc.,  
Chemar, Inc.,  
Chemical Applicators, Inc.,  
Cherry Farms, Inc.,  
Cherry Hill Apartment Garages, Inc.,  
Cherry Hill Piano and Organ Mart,  
Cherry Hill Transport, Inc.,  
Cherrywood Sales Co.,  
Chester Co.,  
Chestnut Ridge Stables Inc.,

Chi-Chi's Tavern, Inc.,  
Chicken Coop Poultry Corporation,  
China Garden,  
China House of Millburn, Inc.,  
Chip and Putt, Inc.,  
C. H. Miller Construction Company Inc.,  
Chris-Ann Motor Court, Inc.,  
Chris Snack Bar and Grill,  
The Chronicle, Inc.,  
"Ciambrone Bros., Inc.",  
C & I Coal-Warren Ice & Trucking Company,  
Cindy Roberts,  
Cindy Sportswear, Inc.,  
Circle Supply Corporation,  
Circle Transfer and Storage Company  
Incorporated,  
Circuit Construction Company, Inc.,  
Ciro Steel Corporation,  
Cito and Sons,  
City Beverage Company, Inc.,  
City Restaurant, Inc.,  
Clafon Homes, Inc.,  
Clair Investment Corp.,  
Clairsan Holding Corp.,  
Claremil Realty Corp.,  
Clark Estates Section 1, Inc.,  
Clark Industries,  
Clark Lumber Terminal, Inc.,  
Clarksboro Development Company,  
Classic Carpet Company, Inc.,  
Classic Decorators, Inc.,  
Clasyl Realty Co., Inc.,  
Claudette Rochelle Realty Corp.,  
Claytar Enterprises, Inc.,  
Clayton Construction Corp.,  
Clearview Acres, Corporation,  
Cleary's Office Supplies, Inc.,  
Clementon Hosiery Mill,  
Clemlyn Leasing Corporation,  
Cliff Hardware and Paint Co.,  
Clifton Automat Inc.,  
Clifton Industrial Sites, Inc.,  
Clifton Realty Co. of Lakewood Inc.,

Climatrol Inc.,  
Clinton Brokerage Co., Inc.,  
Clinton Builders Inc.,  
Clinton Hill Luncheonette, Inc.,  
Closter Builders, Inc.,  
Clover-Cove Builders, Inc.,  
Clover Crest Dairy,  
Club Benmar,  
Club Echo, Inc.,  
Club Elgar,  
Club George,  
Club Hi-Li,  
Club Holiday, Inc.,  
Club Little,  
Club 188, Inc.,  
Club Sahara, Inc.,  
Clyde, Inc.,  
C. & M. Sales, Inc.,  
Coastal Sprinkler & Heating Corp.,  
Coast Associates, Inc.,  
Colite Neon Corp.,  
Collins Catering Co.,  
Colman Clothes, Inc.,  
Colonial Candy Co., Inc.,  
Colonial Home Improvement & Construction Inc.,  
Colonial Land Company,  
Color Horizons Inc.,  
Columbia Coal Company,  
Columbia Court, Inc.,  
Columbia Food Products Corp.,  
Columbia Motors, Inc.,  
Columbia Securities Company,  
Comfort Insulation and Improvement Company,  
Commercial Agency, Inc.,  
Commercial Aviation Corporation,  
Commercial Building, Inc.,  
Commercial & Consumers Credit Collection  
Corporation,  
Commercial Photographic Corporation,  
Commonwealth Home Products, Inc.,  
Communities Incorporated,  
Community Liquors, Inc.,  
Community Thrift Market,

Complete Aluminum Corporation,  
Conant Construction Co., Inc.,  
Conco Products, Inc.,  
Concord Holding Company,  
Concord Operating Company,  
Concrete Block Company of Irvington Inc.,  
Con-Le Holding Corporation,  
Connolly Fuel Company,  
Consolidated Building Corp. Inc.,  
Consolidated Contractors, Inc.,  
Construction City,  
Construction Service & Materials,  
Consumers Budget Sales, Inc.,  
Contemporary Builders, Inc.,  
Conti Homes, Inc.,  
Continental Collection Corporation,  
Continental Laboratories, Inc.,  
Continental Shop, Inc.,  
Contractors Credit Service, Inc.,  
Control, Incorporated,  
Controlled Heating and Cooling Co. Inc.,  
Cookie's Arcade, Inc.,  
Co-op Development Co.,  
Cooper Associates, Inc.,  
Cooperative Commercial, Inc.,  
Co-operative Farms, Inc.,  
Copan Inc.,  
Copa Realty Co., Inc.,  
Cora Furs, Inc.,  
Coronation Holding Corp.,  
Corotis Associates, Inc.,  
Corri-Mar Realty Holding Company,  
Cosmo Manufacturing Corp.,  
Cosmos Mining Corporation,  
Costello Built Homes, Inc.,  
Cottage Construction Co. Inc.,  
Cottage-Terrace Builders, Inc.,  
Cotter Construction Co., Inc.,  
Country Club Enterprises Inc.,  
County Auto Wreck Inc.,  
County Engineering and Construction Corporation,  
County Lathing Co., Inc.,  
County Search & Abstract Co.,



Court Builders, Inc.,  
Courteous Chevrolet Co., Inc.,  
Courter Realty Company,  
Coutros & Co.,  
Coutros Inc.,  
Cova-Grip, Inc.,  
Covenant Homes, Inc.,  
Cov-R-Gro Corporation,  
Cowpoke Range,  
Craft Metal Products, Inc.,  
Craftwood Homes, Inc.,  
Cragstone Construction Company, Inc.,  
Cranberry Lake Lodge, Inc.,  
Cranford Concrete Co.,  
Cranworth, Inc.,  
Crescent Cabinet Co.,  
Cresskill Hardware & Building Supply Inc.,  
Cresskill Luncheonette, Inc.,  
Crestmont, Inc.,  
Crestwood Homes, Inc.,  
Cromwell Park, Inc.,  
Cross Keys Finishing Co., Inc.,  
Crossroad Transportation, Incorporated,  
Crosta Construction Co., Inc.,  
Crown Concrete Corp.,  
Crown Corporation,  
Crown Sales, Inc.,  
C. R. & R. Company,  
Crystal Tower,  
C. & S. Auto Laundry,  
C. S. Plastics Incorporated,  
C.S. & S. Construction Co., Inc.,  
Cumbrian Realty Corporation,  
Cummins' Corner Inc.,  
Curbit Truck Service, Inc.,  
Curtain Factory Outlet Inc.,  
Cusen Chemical Co. Inc.,  
Custom Creations, Inc.,  
Custom Weather Products Co. Inc.,  
Cuthbert Park, Inc.,  
Cut Rite Cutting Corp.,  
C. V. H. Corporation,  
C-Way, Inc.,

C.W. Development Corporation,  
C. W. Snow Lumber Co. Inc.,  
Cy-Ann Realty Co., Inc.,  
Cycle Center Inc.,  
Cynanbon Corporation,  
Cynmar Corp.,

Dabro Sales, Inc.,  
Dagor, Inc.,  
Dahlberg Hearing Service, Inc.,  
Dahl Brothers, Incorporated,  
Dail Furniture Co.,  
Dairy Express, Inc.,  
Dale Builders, Inc.,  
Dale Meat Markets, Inc.,  
Dale's Auto Sales, Inc.,  
Dal Sal Realty Corporation,  
D'Amelio Paper Stock, Inc.,  
D'Amelio Realty Corporation,  
Danal Realty, Inc.,  
Daniel E. Politica Co.,  
Daniels Furs & Fashions, Inc.,  
Daniel's Shoe Shop, Inc.,  
Danlou Corporation,  
Dan-Mar Distributors, Inc.,  
Danzi Builders, Incorporated,  
Darco Wool Corp.,  
Dari-Jak Corporation,  
Daro Construction Corp.,  
Darwin Holding Co.,  
Daul's Inc.,  
Dave's Auction Mart, Inc.,  
David Alan Co. Inc.,  
David & Company, Inc.,  
David Lewis Gowns, Inc.,  
Davidson Medical Supply, Inc.,  
Davies Incorporated,  
Davis Liquors, Inc.,  
Davis Luncheonette, Inc.,  
Davmark Realty Corporation,  
Daw Products Corp.,  
D. C. Merritt and Sons,  
Dealers Exchange, Inc.,

Deal Homes, Inc.,  
Deal Manor Estates, Inc.,  
Deaner Bros., Inc.,  
Debbi Development Corp.,  
Debefor, Inc.,  
Debs Bakery Inc.,  
Debsue Enterprises,  
Decker Motors, Inc.,  
Decorators-Fair Inc.,  
De Cou Produce Market, Inc.,  
The Deedy Company,  
The Dee-Light Corporation,  
Deerhorn,  
Deer Park Beverage Co., Inc.,  
Deerpath Village Development Company, Inc.,  
Dee-Val Building Corp.,  
De Flora Corporation,  
Delaney Motors, Inc.,  
Delaware Clinton Corporation,  
Delaware & Hudson Realty Co.,  
Del-Bay Rental, Inc.,  
Delicate of New Jersey Inc.,  
De-Lite Products Co.,  
Delkay Realty Inc.,  
Dellora Corporation,  
Delmar Mills Incorporated,  
Del-Mar Realty Co., Inc.,  
Delran Tool & Machine Company Inc.,  
Delta Charter Service, Inc.,  
Delta Construction Co.,  
De Luxe Laundry, Inc.,  
Del-Val Plumbing & Heating Contractors, Inc.,  
Demattia Realty Corp.,  
Demco Contractors Inc.,  
Dengor Realty Co.,  
Denith Inc.,  
The Dennison Company,  
Den-Paul Restaurant,  
Dependable Home Builders, Inc.,  
Dependon Window Sales Inc.,  
Derbel Builders, Inc.,  
De Rosa Bros., Inc.,  
Design Consultants, Inc.,

Design Jobbing, Incorporated,  
Desimone Realty Corporation,  
Desmar Homes, Inc.,  
Detroit Motors,  
Development Products Corporation,  
Dewhar Realty Co.,  
DeWitt Holding Co.,  
D. & G. Building Co.,  
D.H. Reeves, Inc.,  
Dial Millwork Inc.,  
Dial Motors, Inc.,  
Diament, Inc.,  
Diamond Jewelers, Inc.,  
Diambond L Auto Sales, Inc.,  
Diamond Sales Company,  
Diamond V. Inc.,  
Diana Beauty Products, Inc.,  
Diana Dairies, Inc.,  
Dick Cleaves, Inc.,  
Dickert Furniture Co., Inc.,  
Dick's Plumbing & Heating Service Inc.,  
Dictograph Metropolitan, Inc.,  
Di Giacomo Farms, Inc.,  
Diners Management Corp.,  
Discounts, Inc.,  
Discount Stores, Inc.,  
Dispatch Realty Co.,  
Dispenser Service, Inc.,  
Distinctive Emblem & Uniform Corp.,  
Diversified Chemical Laboratories, Inc.,  
Diversified Drug Associates,  
Diversified Sales Associates,  
Diviaio Construction Co., Inc.,  
Dixie Enterprises, Inc.,  
Dix-Mc Guire Motors, Inc.,  
D. J. Hardware, Inc.,  
D. & J. Sandblasting Corp.,  
D and M Purchasing Company,  
The D. & M. Realty Company, Inc.,  
D. & M. Tire Company, Inc.,  
Dobbin City Dressed Meat & Poultry Co.,  
Dr. Pepper Bottling Co. of Atlantic City,  
Dolly Shoppe, Inc.,

Dolphin Development Corp.,  
Dolphin Realty Corp.,  
Domestic Fuel Co.,  
Domestic Furniture, Inc.,  
Donahue's Electric Appliances Inc.,  
Don Decarlo Sales Co.,  
Dondor Corp.,  
Donegan Enterprises, Inc.,  
Donis, Goldman & Ruff, Inc.,  
Don-Lees, Inc.,  
Donley Corporation,  
Donna Lynn Realty Co., Inc.,  
Donut Kettle, Inc.,  
"Do-Pat Construction Co.",  
Doral Homes, Inc.,  
Dorchester Apartments, Inc.,  
The Dor Co.,  
Doreen Coat Co., Inc.,  
Dorsa Investments, Inc.,  
Dorset Furniture, Inc.,  
Dorstephia Rental Corporation,  
Dottie Mae Toy Company,  
Dover Auto Sales Inc.,  
Dover Car Discount Company, Inc.  
Dover Dell Construction Corp.  
Dover Holding Corp.  
Dowd Brothers Contractors Inc.,  
Down Town Club of Trenton, N. J.,  
D. P. B. Associates, Inc.,  
Dragon Restaurant,  
The Dragon Restaurant of Mt. Freedom,  
Drapar Co.,  
Dream House, Inc.,  
Dredging Realization Corporation,  
D. & S. Equipment Co. Inc.,  
Dualette, Inc.,  
Duane Embroidery Co., Inc.,  
Duane Hat Company, Inc.,  
Duchess Dyeing Corp.,  
Dudley Corp.,  
Duepp Holding Corp.,  
Duke's Auto Repair, Inc.,  
Dukro Village, Inc.,

Du Letay, Limited,  
Dumont Coal & Lumber Inc.,  
Dumont Press, Inc.,  
Dunay's Bar,  
Duncan C. McLintock Co. Inc.,  
Dunc. Corp., Inc.,  
Duncor Associates, Inc.,  
Dun-Rite Homes, Inc.,  
Dunrite Shirt Laundry, Inc.,  
Duo-Dellay Products, Inc.,  
Durand Parking Corp.,  
Dura-Print Co.,  
Durham Park Heights, Inc.,  
Duro Plastics, Inc.,  
Dutch Boy Drive-In, Inc.,  
Dutell Auto Service, Inc.,  
Duval Construction Corp.,  
D-Way, Inc.,  
Dynamic Design, Inc.,  
Dynamic Metalcraft Corporation,  
Dynamic Stores, Inc.,  
  
The Eagle Rock Estates of West Orange,  
New Jersey,  
Earl Apartments, Inc.,  
Earthmover Tire Inc.,  
Earu Corporation,  
East Central Transport Co.,  
East Coast Associates, Inc.,  
East Coast Boat Service, Inc.,  
East Coast Realty Inc.,  
East Coast Surplus, Inc.,  
Eastern Carpet Corporation,  
Eastern Coil Products, Inc.,  
Eastern Homes, Inc.,  
Eastern Lathing & Fireproofing Co.,  
Eastern Lumber & Milling Co.,  
Eastern Seaboard Credit Corp.,  
Eastern Well Drilling Co., Inc.,  
East Rutherford Esso Service Center, Inc.,  
Easy Pack, Inc.,  
Eaton Club 88,  
E. Barrett, Inc.,

E & B Home Consultants, Inc.,  
E. B. Nichols Inc.,  
Ebon Electronics, Inc.,  
Ebony Varieties,  
E. B. S. P. Co.,  
Echo Lake Dairy, Inc.,  
Echo Lake Milk Bar & Restaurant, Inc.,  
Eclipse Knitting Mills, Inc.,  
Econocast Corp.,  
Economy Burlap Supply Co.,  
Economy Drug Co. Inc.,  
Ecostat Research Incorporated,  
Edbar Corporation,  
EDB, Inc.,  
Eddie and Bill's Auction Market, Inc.,  
Eddie Dee Co., Inc.,  
Eddie's Auction & Discount Houses, Inc.,  
Eddie's Diner, Inc.,  
Ed Franco Sports Equipment, Inc.,  
Edgewater Auto Body Shop, Inc.,  
Edgeworth Construction Co.,  
Edison Food Market Inc.,  
Edko Associates,  
Ed's Superette Food Market Co., Inc.,  
Edward E. Bruen Company,  
Edward J. Barnes Inc.,  
Edwards Studio, Inc.,  
Effbee, Inc.,  
Efficiency Service Bureau, Inc.,  
"Eff-R-Sea, Inc.",  
E. Frank Pine Lumber Company,  
The Egg Basket,  
E. G. S. Inc.,  
E. H. Sharp Mortgage Service, Inc.,  
Eighteen Club, Inc.,  
18 Fulton Avenue, Inc.,  
880 Recreation Corp.,  
841 Broadway Realty Co.,  
807 Broadway Corp.,  
Einhorn Agency, Inc.,  
Eisenhowers Musical Bar,  
E. Jay Ferdinand Agency Inc.,  
E. J. Cevasco & Co., Inc.,

E. K. O. Corp.,  
E. L. A., Inc.,  
Elba Distributors Inc., of New Jersey,  
Elber Distributors, Inc.,  
Elbrook Agency, Inc.,  
El Corporation Inc.,  
Eldeo Building Co., Inc.,  
Eldeo Construction Co., Inc.,  
Eleanor Benjamin Gifts, Inc.,  
Eleanor Ludlow Hiss Gift Shop,  
Electro-Chemical Battery Cooperative Association,  
Electronically Yours, Inc.,  
Electronic Process Corporation,  
Elevator Service Company, Inc.,  
El-Glo Emblem Corp.,  
Elias Winer, Inc.,  
Elizabeth & Myrtis, Inc.,  
Elizabeth Rubber Corporation,  
Elizabeth Ware, Ltd.,  
Eljac Trucking, Inc.,  
Eljay's, Inc.,  
Eljay's Incorporated,  
Ellison Terminal Corp.,  
Elm Development Corporation,  
Elmer D. West, Inc.,  
Elmo Corporation,  
Elmoor Corporation, Inc.,  
El Morocco Cocktail Bar, Inc.,  
Elms Sales Company,  
El Rancho Grande,  
El Vic Edsel, Inc.,  
Elyar Homes, Inc.,  
Emell Company, Inc.,  
Emerson Gardens,  
Emerson Mfg. Sales Corp.,  
Empco, Incorporated,  
Empire Dress Stores,  
Empire Knitwear Co.,  
Empire Theatre, Inc.,  
Empron International Inc.,  
Em's Tavern, Inc.,  
Enchanted Estates, Inc.,  
Engineering Equipment Distributors, Inc.,



English Contracting Co., Inc.,  
Enterprise Industrial Piping Company Inc.,  
Enterprise Refrigeration & Equipment Co.,  
Enton's Ltd.,  
Entranceways, Inc.,  
Equipment Development Company,  
Equipment Specialists, Inc.,  
Equitable Enterprises Inc.,  
Eric H. Gort Inc.,  
Eric Laddey, Inc.,  
Eric Truck Repairs, Inc.,  
Ermond Corp.,  
Esco Aluminum Distributors, Inc.,  
Esco Trucking Corp.,  
Esjay Inc.,  
Esmo, Inc.,  
Essanar Furniture Co., Inc.,  
Essential Products Company, Inc.,  
Essex Builders, Inc.,  
Essex Building Supply Corporation,  
The Essex Electric Co.,  
Essex Green Jewelers, Inc.,  
Essex Hide & Tanning Co., Inc.,  
Essex Realty Company, Inc.,  
Essjay, Inc.,  
Essy Trucking Service, Inc.,  
Estco Supply Co.,  
Estelle Bridal Shoppe, Inc.,  
Esther Hock, Inc.,  
Esther Williams Swimming Pools Inc. of Southern  
New Jersey,  
Esto Construction Co.,  
Esvee Company,  
The Eton Co.,  
"Evernham Flooring Company, Inc.",  
Ever-Plastics Corporation,  
Ever-Seal Mfg. Co.,  
E-Way, Inc.,  
Ewing Manufacturing Company,  
Ewing Motors, Inc.,  
Executive Air Travel, Inc.,  
Expert Weavers,

Exploration Surveys & Equipment Development  
Corp.,  
Extract Musical Instrument Co.,  
E-Z Homes, Inc.,

Fabri Construction Corp.,  
The Fabric Center,  
Factory Appliance Service Corp.,  
Fair Glen Estates, Inc.,  
Fair Lace Embroidery Co.,  
Fairlane Fabrics Corp.,  
Fairlane Fashions, Inc.,  
Fairlane Motors,  
Fair Lawn News, Inc.,  
Fairlawn's Butcherteria Inc.,  
Fair-Play Service,  
Fairwood Park Homes, Inc.,  
Family Bootery of Vineland Inc.,  
Famous Appliance Distributors Inc.,  
Famous Furniture Co., Inc.,  
Famous Liberty Diner, Inc.,  
Fanelli Builders, Inc.,  
Fano Equipment Corporation,  
Farissier's Service Station, Inc.,  
Farley Builders, Inc.,  
Farmers-Mayer Corset Co.,  
Farmer Supply Co., Inc.,  
Farmingdale Foodtown Inc.,  
Farmstead Estates,  
Farrington Company, Inc.,  
Fashion-Isle,  
Fashions in Dancing, Inc.,  
Favor Importers, Inc.,  
Fay-Ann Corp.,  
Fayne Construction Co.,  
F. & B. Homes, Inc.,  
F. B. Lehmann, Inc.,  
F. C. S., Inc.,  
F. C. Y. Construction Company,  
Federal Block Company, Inc.,  
Federal of New Jersey, Inc.,  
Federal Tax Advisory Bureau, Inc.,  
Fennimore Mommo and Runyon Inc.,

Fern Realty Co.,  
Fernwood Estates, Inc.,  
Ferriol's Inc.,  
Ferris Corporation,  
Ferro Builders, Inc.,  
Fezandie, Freygang and Moser Inc.,  
F. & F. Holding Co., Inc.,  
F & F Master Kitchen Cabinets Co.,  
F & G Enterprises, Inc.,  
F. & G. Land Corp.,  
F & H Trading Corp.,  
Fiberart Corporation of America,  
Fiber Glass Lifetime Awning Co.,  
Fidelis Realty Co., Inc.,  
Fieldstone Enterprises Corp.,  
Fieldstone Realty Co.,  
Field Village, Inc.,  
5th Ave. Enterprises, Inc.,  
Fifth Ave. Sportswear, Inc.,  
Film Corporation of New Jersey,  
Finance Associates,  
Finance & Factors Corp.,  
Financial Agency Corporation,  
Fine Shoppe, Inc.,  
Finn's Mobile Home Sales,  
First Franklin Agency, Co.,  
First New Jersey Agency, Inc.,  
First New Jersey Industrial Corporation,  
First New Jersey—Sloan & Sloan, Inc.,  
First Springdale Building Corp.,  
Fischer Construction Co., Inc.,  
Fitzgibbon, Inc.,  
559 Hunterdon St. Corp.,  
551 Taxi Corp.,  
556 Newark Ave. Corp.,  
547 First Avenue East Holding Co.,  
F. J. & C., Incorporated,  
F. Kolb, Jr., Inc.,  
F&K Realty Co.,  
Fla. - N. J. Corp.,  
Flash Auto Sales Inc.,  
Fleetwood Construction Co., Inc.,  
F. Leland Burt, Incorporated,

Floreden Corp.,  
Florham Park Land & Building Corp.,  
Floyd Builders, Inc.,  
F.L. Sost Sons, Inc.,  
Flyer Diner, Inc.,  
Foamline Corporation,  
Fogg & Scoble, Inc.,  
Fol Company, Inc.,  
Foley & Baron,  
Foley Constructors Incorporated,  
Food Carnival, Inc.,  
Food Processors, Inc.,  
Foreign Dog Show Club Inc.,  
Foremost Frocks, Inc.,  
Foremost Furniture Cleaning Corporation,  
Forest Bakery & Delicatessen,  
Forestgreen Construction Corp.,  
Forest Products, Inc.,  
Forked River Construction Company,  
Forked River Furniture Mart Inc.,  
Fork Lift Rentals, Inc.,  
Forlan Realty Co.,  
Formal Corporation,  
Formals & Co. Inc.,  
Formosa Corporation,  
Forte's Inc.,  
Fort Lee Palace Restaurant, Inc.,  
Fort Lee Woodcraft Products, Inc.,  
Fortune Development, Inc.,  
Forty-Company,  
Forty-Four Smith Street Corp.,  
"41 William Corporation",  
47 Southern Slope Corp.,  
40 Washington Avenue Corp.,  
Forus, Inc.,  
Fossett Calso Service Center Inc.,  
Fototeria, Inc.,  
Foundries Holding Company,  
483 Washington Corp.,  
476 Union Avenue, Inc.,  
464 Belmont Ave. Corp.,  
14th St. Traffic Tavern Inc.,  
Fox Construction Company,

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F. P. M. Corporation,  
Frame Fabricators, Inc.,  
Francis J. Kneuer, Inc.,  
Frank La Bue & Co. Inc.,  
Franklin Shoe Clinics Inc.,  
Franklor Realty, Inc.,  
Franklyn Foods, Inc.,  
Frank Mahler Enterprises, Inc.,  
Frank P. Leone Construction Corp.,  
Frank S. Brown Construction Company Inc.,  
Frank's Texaco Service, Inc.,  
Frank W. Di Biase, Inc.,  
Frantad Investment and Realty Co.,  
Fredaul Tool Co., Inc.,  
Frederick Securities Corporation,  
Fred-Harris, Inc.,  
Fred J. Brengel & Associates,  
Fred's Inc.,  
Freedave Enterprises, Inc.,  
Freehold Poultry Farm, Inc.,  
Frei Builders, Inc.,  
Fren's Laboratory,  
Fresh Produce Specialties, Inc.,  
Friedman & Duffy Fabrics, Inc.,  
Friedman Plumbing & Realty Co.,  
Friend's, Inc.,  
Frigid Distributors, Inc.,  
Frontier Town in Frontier Land,  
Frutlax Company,  
Fulton Towers Inc.,  
Fulton Towers Restaurant Inc.,  
Funk & Sons, Plumbing & Heating Contracting Co.  
Inc.,  
Furniture Town, Inc.,  
Future Home Developers, Inc.,  
Futurtex Fabric Printers, Inc.,  
Fyne Homes, Inc.,  
  
Galaxy Realty Corp.,  
G. & A. Packing Corp.,  
Garcia & Fletcher,  
Gar-Dan Realty Corporation,  
Garden French Bake Shop,

Garden Packaging Inc.,  
Garden Silversmith Corp.,  
Garden State Appraisals, Inc.,  
Garden State Beef Company Inc.,  
Garden State Electric Products Inc.,  
Garden State Landscaping Co. Inc.,  
The Garden State Musical Theatre Inc.,  
Garden State Oyster Co.,  
Garden State Suburban Homes, Inc.,  
Garden State Vending Service Inc.,  
Garden State Wholesales Meats,  
Gard Industries, Inc.,  
The Gard Petroleum Corporation of America,  
Gargoyle Corp.,  
Garnet Plumbing and Heating Corp.,  
Garretson & Wilcox, Inc.,  
Garrett & Hansen, Inc.,  
Garry Inc.,  
Garwood Specialties Manufacturing Corp.,  
Garzen Holding Corp.,  
Gash & Lafkowitz, Inc.,  
Gas Lift, Inc.,  
Gate 1 Corporation,  
Gates and Thomas, Inc.,  
Gay-Deb Realty Co.,  
G B & A B Co.,  
G and B Realty Investment Corporation,  
G & D Pierro Bus Co.,  
'Geed' Inc.,  
Gefco, Inc.,  
Gene Carracino Inc.,  
General Agency Co.,  
General Aluminum Manufacturing and  
Distributing Corp.,  
General Auto Shop of Newark, Inc.,  
General Designs, Inc.,  
General Harbor Corporation,  
General Heating Corp.,  
General Management Construction Corp.,  
General Manufacturing Co. Inc.,  
General Mortgage & Realty Co.,  
General Petroleum Corporation,  
General Services Corporation,

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General Steam Cleaner Inc.,  
General Trucking, Inc.,  
General Welding Shop, Inc.,  
General Welding Supply of New Jersey Inc.,  
Gene's Drycleaning Service Inc.,  
Gentleman Jim's, Inc.,  
Genwilmer Company, Inc.,  
George H. Mueller Inc.,  
George Mueller Asphalt, Excavating and Grading  
Inc.,  
George Mueller, Inc.,  
George & Ray's Diner Inc.,  
George Roberts Textiles Inc.,  
George Village, Inc.,  
The George Washington Restaurant Inc.,  
Geram Corp.,  
Gertman's Shoes,  
G and F Transportation Co., Inc.,  
The G and G Corporation,  
Gibb Home Improvements,  
Gibbstown Community Builders, Inc.,  
Gibian's, Inc.,  
Gibraltar Construction Co. Inc.,  
Gibraltar Custom Homes, Inc.,  
Gibralter Investment Corporation,  
Gilbert Auto Sales,  
Giles Enterprises, Inc.,  
Gillie Co. Inc.,  
Gill, Incorporated,  
Gilman Corporation,  
Gil-Reu Restaurant,  
Gin-Son Co.,  
Givat Realty Corporation,  
Glacier Building Co.,  
Glass Ceiling Bar and Grill,  
Glaze Products, Co.,  
Glenber Estates, Inc.,  
Glen Brook Homes,  
Glenclo, Inc.,  
Glendale Corporation,  
Glendale Development Co. Inc.,  
Glendale Estates, Inc.,  
Glenna's Sportswear Shop, Inc.,

Glennon & Johnstone Inc.,  
Glen's Auto Body Shop Inc.,  
Glenstone of New Jersey, Inc.,  
Glenwood Homes, Inc.,  
Glenwood Market,  
G & L Equipment Co., Inc.,  
The Glin Investment Co., Inc.,  
Globe Metals Corporation,  
Globe Sheet Metal Works, Inc.,  
Gloria Coat Co.,  
Goffle Hill Park Homes,  
Gold Bond Construction Company Inc.,  
Golden Pheasant,  
Gold Medal Provisions,  
Goldy's Inc.,  
Goodson Corp.,  
Goody Coffee Shoppe, Inc.,  
Goodyear Products Corporation,  
Goody's Liquor and Delicatessen Inc.,  
Gordon & Fox Builders, Inc.,  
Granbrigh Corp.,  
Grand Appliance Inc.,  
Grande Metals, Inc.,  
Grant Realty Holding Corporation,  
Graphic Manufacturing Company Inc.,  
Greater Jersey City Industrial Terminal Inc.,  
Great Falls Building Service Inc.,  
Great Lakes Sales Corp.,  
Great Northern Iron Works, Inc.,  
Green Acres Farms, Inc.,  
Greenberg Millwork & Supply Co.,  
Green Development Co., Inc.,  
Greenfield Morrison Corporation,  
Green Hill Homes, Inc.,  
Greenville Finishing Sales Co. Inc.,  
Greenwich Homes, Inc.,  
Greta's Candies, Inc.,  
Griggs Agency, Inc.,  
Grobe & Sons, Inc.,  
Grospan Construction Company,  
Gross Advertising Agency,  
Gross & Gross, Inc.,  
Grove Estates Inc.,



Grove Inn,  
Grover Bros., Inc.,  
Grover Investment Corp.,  
Grove and Sussex Corporation,  
Grunart, Inc.,  
G.S.K. Realty Corp.,  
G. S. K. Sales, Inc.,  
G. & T. Construction Co., Inc.,  
Guaranteed Homes, Inc.,  
Guaranty Mortgage Corporation,  
Guernsey Dairy Inc. No. 2,  
Guidera Plastering Corporation,  
G-Way, Inc.,

Haberle Machine Design, Inc.,  
Hackensack Hamburger Co., Inc.,  
Hadan Construction Corporation,  
Haddonfield Yarns, Inc.,  
The Haddon House Restaurant,  
Haffan, Inc.,  
Hageman and Son, Inc.,  
Hagor Realty Corporation,  
The Halahan Corporation,  
Haledon Textile Processors, Inc.,  
Haljon's, Inc.,  
Hallett Holding Company,  
Hall, Inc.,  
Hall-Klepper Corporation,  
Hallmark Builders,  
Halmar Trucking Co., Inc.,  
The Halogene Corporation,  
Hal Properties, Inc.,  
Halsey Automobile Co.,  
Halsey Packard, Inc.,  
Hamburger Depot,  
H.A. Meyers, Inc.,  
Hamilton Mortgage Company,  
Hance Builders, Inc.,  
Hance Estates,  
Hand Craft Clothes, Inc.,  
Handy Dandy of Elizabeth,  
Hanjak Realty Corp.,  
Hanna Company, Inc.,

Hans Christian Andersen, Inc.,  
Harblum, Inc.,  
Harbor, Inc.,  
Harbor Transportation and Service Co.,  
Harjoe Corporation,  
Harlan Products, Inc.,  
Har-Lee Archery, Inc.,  
Harlee, Inc.,  
Harleo Company,  
Harmac Holding Co., Inc.,  
Harma Holding Company,  
Harmil Associates, Inc.,  
Harmony Construction Corp.,  
Harmony Homes, Inc.,  
Harmyl Realty Co. Inc.,  
Harriet Sue Imports, Inc.,  
Harrison Auto Body & Painting Co. Inc.,  
Harry A. Regan Inc.,  
Harry Jaffe, Inc.,  
Harry Sperling, Inc.,  
Harry W. Doyle Holding Co.,  
Hart Land Co., Inc.,  
Harwin Realty Co., Inc.,  
Hass Painting Co., Inc.,  
Hauck Motor Company,  
Hawthorne Coal Company,  
Hawthorne & Fourth, Inc.,  
Hayden's Foods, Inc.,  
Haygen Roofing and Sheet Metal Company Inc.,  
H.B. Holland, Inc.,  
H.D. Kuhl, Inc.,  
H.D. Parr, Investments and Mortgages Co.,  
Headden Fuel & Oil Corporation,  
The Heath Co.,  
Heathwood Corporation,  
Heating & Air Conditioning Supplies Inc.,  
Heat-O-Matic Inc.,  
Hedco Inc.,  
Heine's Inc.,  
Heins Realty Corp.,  
Helaine Seager Cosmetics,  
Heled Corp.,  
Helge Olsen, Inc.,

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Helio Instrument Co. Inc.,  
Heller-Burkam Mfg. Corp.,  
Hemlock Hollow Development Corp.,  
Henderson Taxi Service, Inc.,  
Henlo Realty,  
Hen-Ree's Corporation,  
Henry, Alfred & Stanley, Inc.,  
Henry Nussbaum, Inc.,  
Henry's Diner, Inc.,  
Henry's Food Basket, Inc.,  
Herbert E. Goldberg, Inc.,  
Herbert Lutz and Co., Inc.,  
Herbert Peter Corporation,  
Herbert Wines & Liquors, Inc.,  
Hercules Building Corp.,  
Herdman Motor Car Company, Inc.,  
Heritage Soaps Ltd,  
Herman Opt Company,  
Hermetic, Inc.,  
Hermetic Seal Manufacturing Co.,  
Hermetic Seal Products, Co.,  
Hetzel Paint and Marine Products Co. Inc.,  
Hetzel Roofing Company,  
Hetzel Roofing Products Co., Inc.,  
Hevloc Corporation,  
Heyman Brothers, Inc.,  
Heyman Sleep Shops, Inc.,  
H. & G. Mfgs. Inc.,  
H.G. Wells, Inc.,  
H & H Dress Company,  
H.H.F.E.R. Corporation,  
H. H. Van Saun, Inc.,  
Hi-Ambient Research & Development Corp.,  
Hickory Delicatessen, Inc.,  
Hickory Estates, Inc.,  
Hickory Specialty Co. Inc.,  
Hide Cutting Corporation,  
Hi-Fi Centre, Inc.,  
Highland Manor Homes, Inc.,  
Highway Truck Parts, Inc.,  
The Hiler Corporation,  
Hiley Industries, Incorporated,  
Hiljo Company,

Hillart Corporation,  
Hillbat Holding Co.,  
Hillcrest Construction Co.,  
Hillin Company,  
The Hillside Diner,  
Hillside Estates, Inc.,  
Hillside Holding Corporation,  
Hill's Restaurant & Bar Inc.,  
Hillview Inc.,  
Himmel Sheet Metal Works, Inc.,  
Hin Wah, Inc.,  
Hirsch Products Company,  
Hi-Style Tailoring Co. Inc. of N. J.,  
Hi-V Company,  
Hi-Way Hi Test Corp.,  
Hi-Way Nursery Co.,  
Hiway Security Guard Corporation of New Jersey,  
H.J. Daniels & Co. Inc.,  
H.J. Simmons Co., Inc.,  
H.K. Hart Confections, Inc.,  
H & K, Inc.,  
H & K Ladies Shops Inc.,  
H. Leslie Corp.,  
HLH Osswald Realty Co.,  
H. Lippman Sons,  
H-M Management Co., Inc.,  
H. & M. Scallop Cutting Corp. of N. J.,  
Hobby Week, Inc.,  
Hobin Oil Transport Co.,  
Hoboken-Secaucus Bus Co., Inc.,  
Hockey's Food Market, Inc.,  
Hocky's Delicatessen,  
Hodecker Inc.,  
Hoefgen-Handkerchiefs, Inc.,  
Hoffmann Cabinet Corp.,  
Hofftex Manufacturing Co., Inc.,  
Hofschneider's Shopping Center,  
Hoisting Fabricators, Inc.,  
Hokenna, Inc.,  
Hokrein Associates, Inc.,  
Holbrook Buick, Inc.,  
Holden Engineering Co., Inc.,  
Holidairy Corporation,

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Holiday Creations Inc.,  
Holiday Liquors, Inc.,  
Holiday Lounge Inc.,  
Holland Fuel Oil, Inc.,  
Holle Motor Service, Inc.,  
Hollow Cove, Corp.,  
Holly Estates Realty Co.,  
Holly Laboratories, Inc.,  
Hollywood Continental Enterprises Inc.,  
Hollywood Snack Bar, Inc.,  
Home-A-Rama, Inc.,  
Home-Land, Inc.,  
Homeland Realty Co., Inc.,  
Home-Lite Aluminum Mfg. Corp.,  
Home Maintenance Services Inc.,  
Home Mart & Co. Inc.,  
Homeowners National Protective League Inc.,  
Home-Owners Trading Corporation,  
Homer Corporation,  
Home Realty Co.,  
Home Rebuilders,  
Home Safety Inc.,  
Home Specialists Inc.,  
Homestead Diner, Inc.,  
Home Town Section 11 Inc.,  
Home Vision, Inc.,  
Hope Terrace Homes, Inc.,  
Hopeton Realty Corp.,  
Horlands, Inc.,  
Hortense Company,  
Horwell and Sibbits,  
Host Cleaners,  
Hot Dogs Inc.,  
Hotel Alpine, Inc.,  
Hotel Gladwyn, Inc.,  
Hotel Light Co.,  
Hotel Purveyors & Decorators Corp.,  
Hot N Cold Shop, Inc.,  
House of Drake Inc.,  
Household Supply Co. Inc.,  
The House of Straw, Inc.,  
Housman Construction Co. Inc.,  
Howard Builders, Inc.,

Howard Sales Company, Inc.,  
Howard Shoe Enterprises,  
Howard Wine & Liquors, Inc.,  
Hower-White Co., Inc.,  
Hownorm Associates, Inc.,  
H & P Corporation,  
Hub-City Construction Corp.,  
Hubert Coal Co., Inc.,  
Hub Motors, Inc.,  
Hudesco Sportswear Inc.,  
Hudson Casino, Inc.,  
Hudson Industrial Center Inc.,  
Hudson Linen Supply Service, Inc.,  
Hudson Manufacturing & Distributing Corp.,  
Hudson Welding Supply Co., Inc.,  
Hugh Bohny, Inc.,  
Hull & Sprague Products, Inc.,  
Humpty-Dumpty Restaurant and Milk Bar No. 1,  
Hunterdon Hills Enterprises Inc.,  
Huntoon, Incorporated,  
Hurley, Hall & Fulghum, Inc.,  
Huston Construction Co., Inc.,  
The Hutch-Green Corp.,  
H. Wauters, Inc.,  
H.W. Elliott Co. Inc.,  
H. W. Vatter & Co.,  
Hyal Enterprises, Inc.,  
Hyal Realty Company,  
Hyde Park Steel Products Co., Inc.,  
Hydraulic Mechanics, Inc.,  
Hydro-Industrial Engineers, Inc.,  
Hypervac of N. J., Inc.,  
Hy Way Produce, Inc.,

Iacobzvi Realty Co., Inc.,  
I. C. Sportswear, Inc.,  
Idalou Realty Company,  
Ideal Chemical Corp.,  
Ideal Homes Corporation,  
Ideal Realty Company,  
Ideal Wine and Liquor, Inc.,  
Idex Corporation,

I & G Motors, Inc.,  
I & H Transfer Co. Inc.,  
I. & I. Company,  
I. Katz Holding Co., Inc.,  
Imagineering, Inc.,  
Impacts, Inc.,  
Imperial Homes Building Company of Somerset  
County, N. J.,  
The Imperial L. Co., Inc.,  
The Imperial Mfg. & Trading Co.,  
Imperial Realty Co.,  
Imperial Thermoplastic Corporation,  
Import Tubular Products Co., Inc.,  
Incorporated Estates of America,  
Independent Delivery Service,  
Independent Theater Service, Inc.,  
Indian Hill Construction Company,  
Indian Spring Estates,  
Indian Spring Farm,  
Industrial Chemical Sales Corporation,  
Industrial & Domestic Drilling Co. Inc.,  
Industrial Holding Co.,  
Industrial Landscaping Co. Inc.,  
Industrial Photo Reporting Co.,  
Industrial Well and Pump Co. Inc.,  
Industrial Wire & Metal Works,  
Ingardia Concrete Co., Inc.,  
Inlet Realty Company,  
Instrument Motors, Inc.,  
Inter-City Theatrical Corporation,  
Inter-Continental Import & Export Corp.,  
International Pictures, Inc.,  
International Weaving Industries Inc.,  
Interstate Plastic Molders, Inc.,  
IntramERICA,  
Investors Development Corporation,  
Ipa Chemical Company,  
Irving Metal Co., Inc.,  
The Irvington Cleaners,  
Irvington Construction Co.,  
Irvington Pharmacy Co.,  
Irvington Trucking Inc.,  
Irv's Delicatessen Inc.,

Irv's Luncheonette,  
Isolax Corporation of America Inc.,  
Israel Investors, Inc.,  
It Incorporated,  
Ivy Realty Corporation,  
Ivy Tower Productions, Inc.,  
Ivy Valley Corp.,

Jack Kochman Lucky Dogs, Inc.,  
Jack London Productions Inc.,  
Jack Milwe Holding Company, Inc.,  
Jackson Avenue Circle Company,  
The Jackson Company Inc.,  
Jackson Heights Homes,  
Jackson Lakes, Inc.,  
Jackson Production Corporation,  
Jack Young Enterprises, Inc.,  
Jacobson Company of New Jersey,  
Jacobson Lumber Company,  
J.A.C. Realty Co., Inc.,  
Jad Service,  
Jaff Contracting Inc.,  
Jaffe Enterprises, Inc.,  
J. A. Gordon Construction Company,  
J & A Inc.,  
Jal-U-See Specialists, Inc.,  
Jamard Agency, Inc.,  
James Absalom Associates, Inc.,  
James A. Pope, Inc.,  
Jamesburg Gardens Inc.,  
James H. Lawton & Company,  
Janbert Inc.,  
Janbru Realty Inc.,  
Jane's Truck Rental, Inc.,  
Janeva Chemical Co., Inc.,  
Janis Juvenile, Inc.,  
Japaul's Restaurant, Inc.,  
J.A. Realty Co.,  
Jarick Construction Co., Inc.,  
Jason's Office Supply and Equipment Co. Inc.,  
Jaton Restaurant Corporation,  
Jaxon Motors,  
Jay Ann Inc.,

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The Jayar Co.,  
Jay-Bee Construction Co.,  
Jay-Carr, Inc.,  
Jay Dee Screw Products, Inc.,  
Jay Dry Cleaning Co., Inc.,  
Jay-Em Corporation,  
Jay Gee Realty Co., Inc.,  
Jay Kay Suppliers & Distributors Inc.,  
Jaymore Realty Corp.,  
Jay-T-Ann Inc.,  
Jay V. Carvlin, Inc.,  
J. Bornstein & Son, Inc.,  
J. B. Wilson Company, Inc.,  
J. C. Butcher & Poultry Market, Inc.,  
J.C. McHale, Inc.,  
J.D. Curtis Corporation,  
J. D. Needham, Inc.,  
J. D. Television, Inc.,  
Jeanette Realty Company,  
Jedco, Inc.,  
Jefferson Upholstery, Inc.,  
Jeffries & Co., Inc.,  
Jemco,  
Jennings Wall Paper Company,  
Jericho Diesel Equipment Corporation,  
Jerri, Inc.,  
Jerry Juvenile, Inc.,  
Jerry's Amoco Service, Inc.,  
Jersey Auto Sales, Inc.,  
Jersey Beverages Inc.,  
Jersey Central Electrical Service Corporation,  
Jersey Central Supply Co.,  
Jersey City Association for the Separation of  
Church and State,  
Jersey City Building Supply & Wrecking Co., Inc.,  
Jersey City Metals Company,  
Jersey Construction Co., Inc.,  
Jersey Developers, Inc.,  
Jersey Farmers Exchange,  
Jersey Farms Corporation,  
Jersey Funding Corporation,  
Jersey Fur Dressing & Dyeing Co. Inc.,

Jersey Homesteads Cooperative Distributing  
Ass'n.,  
Jersey International Corporation,  
Jersey Meter Ad Corporation,  
Jersey Millwork Manufacturing Co.,  
Jersey Mirror and Glass Co.,  
Jersey Southern Company,  
Jersey State Egg Corp.,  
Jersey Steel Corp.,  
Jersey Wholesale Distributors Inc.,  
Jerusalem Assembly Church of Christ, Disciple,  
Jesse Wong Leong, Inc.,  
Jet Aluminum Distributing Co. Inc.,  
J & F Corporation,  
J. & F. Markets, Inc.,  
The J. G. P. Corporation,  
J. G. S. Corporation,  
Jio Restorations, Inc.,  
Jirnst Corporation,  
J. J. B., Inc.,  
J and J Foods,  
J. J. Santaniello Transportation Co. Inc.,  
J.L. Sommer Manufacturing Company,  
J. & M. Developers, Inc.,  
J. M. J. Motor Lines, Inc.,  
J & M Motors, Inc.,  
Joab Realty Co., Inc.,  
Jo-Ann Embroidery Co., Inc.,  
Jo-Be, Inc.,  
Jock's Enterprises, Inc.,  
Joe Fishman, Inc.,  
Joel's, Inc.,  
Johelko Corporation,  
John A. Millar Laboratory Asso-Atets Inc.,  
John C. Peters & Co.,  
John E. and Howard Trout Inc.,  
John Fries, Inc.,  
John Handweg, Inc.,  
John H. Matthews & Son, Inc.,  
John J. Mullin, Inc.,  
"Johnny & Al's",  
John P. Barton, Inc.,  
John R. Ballew, Inc.,

John R. Marple & Co. Inc.,  
The Johnson Corporation,  
Johnson Manor, Inc.,  
Johnston Salvage and Marine Co.,  
John Sweeney, Inc.,  
John Welch, Inc.,  
John Young Agency,  
Jo-Ida Holding Corp.,  
Jola Products Corp.,  
Jolette Construction Co., Inc.,  
Jolly Boys Tavern, Inc.,  
Jolly Home Products Company,  
Jo-Mat, Inc.,  
Jomat, Inc.,  
Jonathan Wheeler Corp.,  
Jondel Inc.,  
Jonell, Inc.,  
Jones Boat Co., Inc.,  
Jones-Gill Chemical Corporation,  
Jonmor Inc.,  
Jonton, Inc.,  
Joseph Fasino & Son,  
Joseph Renee' Coiffures,  
Joshua Farms Inc.,  
Jo's Outlet Inc.,  
Journal Square Leasing Company,  
Jovi Corp.,  
Joy Hosiery, Inc.,  
J. P. Emanuel & Co. Incorporated,  
J. P. Holding Co. Inc.,  
J & R Contractors, Inc.,  
J & R Equipment Co.,  
J-R Leasing Inc.,  
J. S. and H. S. Inc.,  
J. S. Realty Co. Inc.,  
Juel Realty Co.,  
Jug Luncheonette, Inc.,  
Juliano Machine Co., Inc.,  
Julie Hat Co.,  
Juliette Coat Co., Inc.,  
Julius Buratti, Inc.,  
Jumping Brook Motor Lodge,  
Junky's,

Just-A-Bite Luncheonette Inc.,  
Justine Caterers, Inc.,  
J-Way, Inc.,  
J. W. Embley Co., Inc.,  
J. Young Corp.,

Kabba Dress Corporation,  
K.A.C. Plumbing and Heating Inc.,  
Kaczowski Bros. Builders, Inc.,  
Kako Construction Co.,  
Kalina Products Co. Inc.,  
Kalorn, Inc.,  
K. A. L. Realty Co.,  
Kami Corporation,  
Kantor's Used Cars, Inc.,  
Kaon Liquors, Inc.,  
Kaplan Construction Company,  
Karalac Sportswear Corporation,  
K and A Realty Co., Inc.,  
Karl Jensen, Inc.,  
Karl Zimmerer Corporation,  
Karunos & Arvanitis, Inc.,  
Kast Foundries Inc.,  
Kast, Inc.,  
Kathshir Corporation,  
Kay Cleaners, Inc.,  
Kayco Beverage Co., Inc.,  
Kay-En-Jay Music Publishing Corp.,  
Kayler & Lefkowitz, Inc.,  
"Kay Outfitters, Inc.",  
Kay's Gift Stores,  
Kay-Tite Company,  
Kearny Appliances, Inc.,  
Kearny Cab Company,  
Keller & Otto, Inc.,  
Keller Racing, Inc.,  
Kelless Company Incorporated,  
Kelley & Patterson Sea Food Yacht Inc.,  
Kelly's Tavern,  
Kelly's T V Furniture Appliances,  
Kel-Tex Welding Co.,  
Kincaid Building Co.,  
Kendall Inc.,

Kened Corp.,  
Kenham Builders, Inc.,  
Kenilworth Lakes, Inc.,  
Kenma Discount Co.,  
Kenol, Inc.,  
Kensel Homes, Inc.,  
Kensington Estates Inc.,  
Ken's Plumbing Co. of Lake Hopatcong Inc.,  
Kensten Corp.,  
Kent Cafe, Inc.,  
Kerloh Sales Corp.,  
The Kern Company,  
Kessler & Kidder, Inc.,  
Keyhole Bar, Inc.,  
Keys Incorporated,  
Keystone Distributing Co.,  
Keystone Factors Corporation,  
Keystone Paving Co.,  
Keyway Builders Inc.,  
Kfar Nahum Realty Co.,  
K-G Enterprises Inc.,  
K. G. H. Construction Co.,  
K & G Realty Co., Inc.,  
Khala Raha Farms, Inc.,  
K.H.K. Holding Corp.,  
The K. H. L. Realty Co.,  
Kiddie Dashery, Inc.,  
Kiddy-Korner Toy Co.,  
Kiefer's Hatchery, Inc.,  
Kijem Corporation,  
Kim Mfg. Co., Inc.,  
Kimwold Company,  
King George Village, Inc.,  
King of the Heels,  
Kings County Centerless Gringing Corporation,  
King's Land Improvement Company,  
Kings Liquors,  
King Surgical Supply Company,  
Kintner Real Estate Co.,  
Kiss Stores, Inc.,  
Kitchen Center,  
Kit Kat Lounge,  
K & K Construction Corporation,

Kleen-All Corp.,  
K & L Sportswear,  
K.M. & H., Inc.,  
Knapp Estates, Inc.,  
Knife & Fork, Inc.,  
Knitfield Novelty, Inc.,  
Knitwear Die Corp.,  
Komor Leasing, Inc.,  
Koseff's, Inc.,  
Koss Restaurant, Inc.,  
Koss Tea Room Inc.,  
Kote Laboratories, Inc.,  
Kramer's of Hudson, Inc.,  
Krampert Construction Co. Inc.,  
Krawen Distributing Co.,  
Kriss Electronics, Inc.,  
Krown Diner, Inc.,  
Kugelman Trucking Company,  
Kuhn and Muller, Incorporated,  
Kulver Company,  
Kunzle Brothers,  
Kur-Fitz Corp.,  
K-Way, Inc.,  
Kwick-Knit, Inc.,

La Bracio and Aiello, Inc.,  
La Classica Coat Co., Inc.,  
Laconia Corporation,  
Lad Construction Co., Inc.,  
Lafayette Building Company,  
Lafayette Estates, Inc.,  
Lafayette Outdoor Advertising Co.,  
The Lafeec Corporation,  
Lake Enterprises, Inc. #2,  
Lake View Grill, Inc.,  
Lake Village, Inc.,  
Lakewood Furniture Finishing and Repair Co.,  
Lambert Motors, Inc.,  
Land Improvement & Building Associates Inc.,  
Landis Homes, Inc.,  
Land Mark Equities, Inc.,  
Landy Bros., Inc.,  
Lane Co. Inc.,

Lane-Novick, Inc.,  
Lanes Restaurant, Inc.,  
Lane & Young Inc.,  
Lansing Building Corporation,  
Larans Furniture Company, Inc.,  
Laspee & Co.,  
La Touraine, Inc.,  
Laurel Hill Farm, Inc.,  
Laurie Motors Inc.,  
Lavis, Inc.,  
Lawrence Brook Wayes, Inc.,  
Lawrence Packaging Supply Company,  
L. & B. Mason Contractors Inc.,  
L.C. Auto Sales, Inc.,  
L.C.D. Building Corp.,  
L. Ciarfello, Inc.,  
The LCL Corporation,  
L. D. Meyers, Inc.,  
The Lea Co.,  
Leader Home Building Company,  
Lear Construction Co.,  
Leary-Johnson Sports Center, Inc.,  
The Leather Workers,  
Leavey Bus Corporation,  
Lebak Trucking, Inc.,  
Le Beau Cleaners and Dyers Inc.,  
Lebeck Realty Corp.,  
Lebot Corporation,  
Lee Davis Inc.,  
Leeds National Builders Inc.,  
Lee Enterprises, Inc.,  
Lee's 5 & 10 Variety Store, Inc.,  
Leeson Construction Co. Inc.,  
Lego Realty Corp.,  
Lejack Inc.,  
Leland Realty Co.,  
Lemar Estates Inc.,  
Lemonte Laboratories, Inc.,  
Lenette, Inc.,  
Lenny's Restaurant,  
Lenola Hobby Shop, Inc.,  
Lenox Development Co.,  
The Leon Corporation of New Jersey,

Leon & Eddy's Town Apparel, Inc.,  
Leon G. Burt Corporation,  
Leonia Driving School, Inc.,  
Lerner Markets of N. J. Inc.,  
Leroco International Limited, Inc.,  
Leiharama, Inc.,  
Leve Agency, Inc.,  
Levi Land Company, Inc.,  
Levine's Inc.,  
Lev-O-Matic Corp.,  
Levy & Kershak, Inc.,  
Lewis Industries Inc.,  
Lewis Pharmaceutical Corporation,  
Lewis Realty, Inc.,  
Lexington Auto Center, Inc.,  
L. & F. Trucking Co. Inc.,  
L. G. L. Sales Corporation,  
L & H Shoes, Inc.,  
Lia Construction Co.,  
Liberty Diner, Inc.,  
The Lid, Inc.,  
Lido Realty Co. Inc.,  
Lieb Contracting Corporation,  
Liebesman's Garment Shop, Inc.,  
Life Massage of Central Jersey Inc.,  
Life Massage Home Equipment Co.,  
Lifetime Aluminum Window Co.,  
Light Metals, Inc.,  
Light Steel Structural Sales Company Inc.,  
L. & I. Holding Co.,  
Lillian Corp.,  
Lillian and Edna Holding Co. Inc.,  
Lincoln Bar & Grill, Inc.,  
Lincoln Floor Covering Inc.,  
Lincoln Highway Shopping Plaza Inc.,  
Lincoln Holding Co., Inc.,  
Lincoln Inn,  
Lincoln Manor Corp.,  
Lincoln Park Homes, Inc.,  
Lincoln Park Mfg. & Supply Co.,  
Lincoln Restaurant Corporation,  
Lincoln Road Commerce St. Inc.,  
Lincerest Service Station,



Linda Developers Inc.,  
Linden Motor Car Co.,  
Linden Shoes, Inc.,  
Linfield Realty Corporation, Inc.,  
Linger Longer, Inc.,  
Lin-Ro Builders, Inc.,  
Linwood Chemical, Inc.,  
Lion Corporation,  
Lipman Co. Inc.,  
Lippi Building Co., Inc.,  
Liquor for Gifts,  
Lisan Dinettes, Inc.,  
L. I. Sportswear, Inc.,  
Little Indian Day Camp,  
Little Silver Taxi Co., Inc.,  
Littleton Fieldcrest, Inc.,  
Llewellyn Park Estates,  
Lloyds Clothes,  
Lloyd's Furniture Co.,  
L & M Construction Co., Inc.,  
L.M. Masonry Corp.,  
The Loanium Corp.,  
Loantaka Estates,  
Lobbato & La Rocca Scientific Shoefitters Inc.,  
Local Land Company,  
Lohmans,  
Lolo Corp.,  
Lombardi Engineering & Contracting Co. Inc.,  
London Trading Corporation,  
Lone Star Metals, Inc.,  
Long Beach Lumber Co.,  
Long Hill Salvage Corp.,  
Longport Realty Service, Inc.,  
Long Ridge Studios, Inc.,  
Lord's Sports Wear, Inc.,  
Lorraine Journal Square Shop, Inc.,  
Losurdo Bros Dairy Products, Inc.,  
Lou-Har Farms, Inc.,  
Lou-Herb, Inc.,  
Louis Fox, Inc.,  
Lower Delaware Valley Realty Inc.,  
L & P Equipment Co.,  
Lutz Realty Co., Inc.,

Lux Cleaners, Inc.,  
L-Way, Inc.,  
Lynbrook Pharmacal Corporation,  
Lynbrook Sales Corporation,  
Lyncrest Sales Inc.,  
The Lynn Co.,  
Lynne Brook Manor, Inc.,  
Lynn-Jersey Pipe Cutting Corp.,  
Lyons Food Products Co., Inc.,  
Lyte Products, Inc.,

Mabel Lewis Shoppe,  
Macgowan-Walsh Realty Corp.,  
Machine & Fabricators Inc.,  
Machine Rental Inc.,  
Machinery Development Corporation,  
Mack's Beach Service,  
Mack-Sell Co. Inc.,  
Mac Nab Hotels, Inc. (New Jersey),  
Macreman Window Corp.,  
Maeson Metal Products, Inc.,  
MacWhite Corp.,  
Mad House Auction Distributors, Inc.,  
Madison Auto Repair Co., Inc.,  
Madison Lumber Warehouse Corporation,  
Madison Sportswear, Inc.,  
Madisonville Holding Corporation,  
Madris Textile Corp.,  
Maero Industries, Inc.,  
Magic Dry Cleaners,  
Magicolor Photos, Inc.,  
Magnetic Instrument Company,  
Magnetic Recording Corporation,  
Magnetic Stores, Inc.,  
Magnolia Enterprises, Inc.,  
Mahony Diners, Inc.,  
Mail-It, Inc.,  
Main Abstracts Inc.,  
Main Luncheon & Sweet Shoppe, Inc.,  
Main Market, Inc.,  
"Main-Moore Inc.",  
Main and Verona, Inc.,  
Maire-Gravell, Inc.,

Majer Corporation,  
Majestic Appliances Inc.,  
Major General Oil Company,  
Major Marine Industries, Inc.,  
Major Petroleum Co., Inc.,  
Malaga Beach Club,  
Mal Electrical Contractors, Inc.,  
Mallory Manufacturing Corporation,  
Maltau, Inc.,  
Maltese Screw Machine Co.,  
Manahawkin Water Company,  
Mandica Bros., Inc.,  
Manex Ore Inc.,  
Manhattan Rye Bread Company Inc.,  
Manitou Lake Mines, Inc.,  
Mannon Realty Co. Inc.,  
Manno Realty Co., Inc.,  
Manny's New Dilly-Delly,  
Manor House Estates,  
Man Products, Inc.,  
Mansfield, Inc.,  
Mantro Construction Company,  
Manufacturers Distributing, Inc.,  
Manufacturing Consultants Inc.,  
Manville Investment Corporation,  
Manville Oak Flooring Corporation,  
Maple Chrysler-Imperial Corp.,  
Maple Embroidery Co., Inc.,  
Maplemoore Inc.,  
Maple Plumbing & Heating Corp.,  
Maplewood Builders, Inc.,  
Marat Realty Company,  
Mar-Bal, Inc.,  
The Marc Shops, Inc.,  
Mardon Realty Co., Inc.,  
Mardy Construction Co., Inc.,  
Mareat Realty Co., Inc.,  
Marel Enterprises, Inc.,  
Margie's Dresses and Uniforms, Inc.,  
Margolis Bros., Inc.,  
Margots Window Garden, Inc.,  
Marinecrafters, Incorporated,  
'Marinelli Contracting Co.',

Marine Trucking Co. Inc.,  
Marino & Sons Construction Co. Inc.,  
Marion Cocktail Bar & Lounge, Inc.,  
Marion Specialty Co., Inc.,  
Mark Cross Kitchens, Inc.,  
Mark-Daniels of Leonia, Inc.,  
Marko Transmissions Realty Co.,  
Markowitz Furniture, Inc.,  
Mark Plumbing Corp.,  
Marle Construction Corporation,  
Marlin Land Corp.,  
Marlton Army and Navy Store Co.,  
Marlyn Gardens, Inc.,  
Marmac Realty Co., Inc.,  
Mar-Mart Excavating Corp.,  
Marmax Realty Co.,  
Marminell Realty Co., Inc.,  
Marne Machine Co. Inc.,  
Marpal Associates Incorporated,  
Marque Corporation,  
Marsden Corp.,  
Marshall & Robinson Construction,  
Mar-Ta Inc.,  
Mart Allen Inc.,  
Martana Homes, Ltd.,  
Martha Juvenile Furniture Inc.,  
Martin Investment Co.,  
Martin Mfg. Co. Inc.,  
Martin Metal Products Co., Inc.,  
Martin Metal Products Sales Co.,  
Martin M. Novich, Inc.,  
Martin & Weis, Inc.,  
Marty Feins & Frank Gerlach Studios,  
Marvo Modes, Inc.,  
Mary Blackburn Corp.,  
Mary Jefferson Corporation,  
Mary-Lu Sportswear, Inc.,  
Mary's Tally-Ho Bar & Grills Inc.,  
Masin & Kasoff Construction Co.,  
"Masonry Coating Products Co., Inc.",  
Master Construction and Masonry, Inc.,  
Mastercraft Furniture Co., Inc.,  
Master Jewelers of Union,

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Masterline Products Manufacturing Co. Inc.,  
Master Meat Co., Inc.,  
Matawan Mink Ranch, Inc.,  
Matera and Casole Realty Inc.,  
Matthew Day Co. Inc.,  
Max Baer, Inc.,  
Max Cohen and Son Wholesale Produce,  
Max's Frozen Foods, Inc.,  
Max Spiegel Inc.,  
Maxwell Tavern & Grill, Inc.,  
Maybrook Hardware Co.,  
May-Cee Builders,  
Mayfair Acres,  
Mayfair Construction Co., Inc.,  
Mayflower Motel Corporation,  
Maynard Operating Corporation,  
Maysar Realty Co.,  
Maysee Incorporated,  
Maywood Inn Corp.,  
M. & B. Co., Inc.,  
MBR Co., Inc.,  
Mc Bride Construction Co., Inc.,  
McCaffrey & Young, Inc.,  
McCargo Investment Company, Inc.,  
Mc Carron Printing Company,  
Mc Coy Realty Co.,  
Mc Gee Motor Sales, Inc.,  
McGlynn Hays Elevators, Inc.,  
The Mc Kay Company, Inc.,  
McKerrell's, Inc.,  
McLoughlin Bar & Grill Inc.,  
Mc Vickers Ltd.,  
Mead-Castles & Co., Inc.,  
Meade Steel and Metals Corp.,  
Mecca Products Corporation,  
Mecca Rug & Carpet Co.,  
Mech-Chem Engineering, Inc.,  
Meda Development Corp.,  
"Medical Plastics of New Jersey, Inc.",  
Medispray Company, Inc.,  
Mediviewer, Inc.,  
Mees Building Corporation,  
M. E. Funk, Jr., Inc.,

M. E. G. Corporation,  
The Meier Credit Company,  
Melba Food Shoppe, Inc.,  
Melco Construction Co. Inc.,  
Mellon Development Corp.,  
Mellon Homes of Distinction, Inc.,  
Melmur Realty Corporation,  
Melnick, Heffernan & O'Connor Agency,  
Mel-Rose Pack Corp., Inc.,  
Melson Corp.,  
Melstan,  
Melzi, Inc.,  
M. E. M. Realty Co., Inc.,  
Mendel & Harriet Ohrwaschel, Inc.,  
Mera Umbrella Company, Inc.,  
Mercadante & Michetti Contractors, Inc.,  
Mercer Development Co.,  
Mercer Floor Service Company, Inc.,  
Merchants Finance & Discount Corp.,  
Mercurio's Auto Sales, Inc.,  
Mercury Automatic Fire Alarm Co., Inc.,  
Mercury Builders,  
Mercury Construction Co.,  
Mercury Electronics, Ltd.,  
Mercury Furnace Co. Inc.,  
Meridan Land Co.,  
Merit Home Builders, Inc.,  
Merit Sales Company,  
Merit Stores, Inc.,  
Mermaid Connectionery, Inc.,  
Merryweather Homes, Inc.,  
Meseck Lines, Inc.,  
Metalic Enterprises Inc.,  
Metallics, Inc.,  
Metal Made Products Co.,  
Metal Repair Service, Inc.,  
Metalseal, Inc.,  
Metals & Ores Refining Co. Inc.,  
Metero Aircraft Sales and Services, Inc.,  
Meteor Sporting Goods Inc.,  
Metro Home Improvement Co.,  
Metropole Clothing Co. Inc.,  
Metropolitan Brokerage Co.,

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Metropolitan Coal Co.,  
Metropolitan Erection Company Inc.,  
Metropolitan Park, Inc.,  
Metropolitan Wholesale Florist,  
Metuchen's Own Market, Inc.,  
Meyer Realty Corp.,  
Meyers & Bond Inc.,  
M.G. Garment Company, Inc.,  
M. H. N. Holding Company,  
Micar Corporation,  
Michael Home Builders, Inc.,  
Michael J. Gary Co.,  
Michael Motors, Inc.,  
Michael Norman Agency, Inc.,  
Michael's Giftorama,  
Michael Weinstein Agency, Inc.,  
Micro Tech Repro. Inc.,  
Mid-Jersey Mailings, Inc.,  
Midland Cleaners and Dyers #2,  
Midland Enterprises, Inc.,  
Midpark Co., Inc.,  
Mid Streamdevelopment Co.,  
Mid-Town Gul Service Inc.,  
Midway Motors, Inc.,  
Migas Realty Corp.,  
The Milan Corporation,  
Mileen Estates, Inc.,  
Milflor Realty Co.,  
Milford Acres,  
Milford Associates, Limited,  
Milford Holding Co.,  
Military Park Shopping Center Inc.,  
Milk Maid Ice Cream Co., Inc.,  
Millar Instrument Co., Inc.,  
Millcraft Weavers, Inc.,  
Miller Holding Co.,  
Miller Plumbing Co.,  
Mill Pond Estates, Incorporated,  
Millsyl Homes,  
Miltonberg Corp.,  
Milton Robinson & Son, Inc.,  
Mina's Liquors, Inc.,  
Minimac Hotel Co.,

Minnefor Bros., Inc.,  
The Mint,  
Minturn Construction Co.,  
Miracle Stretch Underwear Corporation,  
Miracle Wall Coating Co.,  
Miridi Realty Corp.,  
Mirule Maintenance Service Inc.,  
Miss Chatham, Inc.,  
Mister Softee of Monmouth County Inc.,  
Mitchell Contracting Corp.,  
Mittelman's Incorporated,  
M. and J. Construction Corporation,  
M. J. D. Co., Inc.,  
M. J. Dilks Company,  
M & L Co., Inc.,  
M & M Apparel, Inc.,  
M & M Fine Foods,  
M & M Flying A Service, Inc.,  
M. Miles Motor Co., Inc.,  
M. & M. Investment Corporation,  
Model Floor Covering Co., Inc.,  
"Modell's Coffee Shoppe Inc.",  
Modern Age Homes, Inc.,  
Modern Finance Co. of Hammonton,  
Modern Funding Corporation of New Jersey,  
Modern Heating Distributors Corp.,  
Modern Home Decorators, Inc.,  
Modern Home of Passaic, N. J. Inc.,  
Modern Home Sewing Center,  
Modern Home Trends Inc.,  
Modern Living, Incorporated,  
Modern Nursing Home Co.,  
Modern Pharmacy, Inc.,  
Modern Plastics Corp.,  
Modern Ranch Homes, Inc.,  
Modern View Park Corporation,  
Mohawk Terapy Massage Mfg. Corp.,  
Molder & Hoffmann, Inc.,  
Monarch Merchandise Sales, Inc.,  
Monarch Milling and Refining Corporation,  
Monarch Motor Freight Lines, Inc.,  
Monarch Plymouth, Inc.,  
Monarch Record Company, Inc.,



Monat, Inc.,  
The Monkey Club, Inc.,  
Monmouth American, Incorporated,  
Monmouth Chemical Co.,  
Monmouth Chemical Co.,  
The Monmouth County Investors,  
Monmouth Enterprises, Inc.,  
The Monmouth Excavating Construction Co.  
Incorporated,  
Monmouth Realty Company,  
Monmouth Scientific Laboratories,  
Monogram Realty Co., Inc.,  
Monopoly Bar, Inc.,  
Monroe Construction Corp.,  
Monroe Estates Corp.,  
Montbro Realty Co.,  
Montclair Kitchen Center, Inc.,  
Monte Carlo Motor Hotel,  
Monu Realty Inc.,  
Moorestown Auto Sales Incorporated,  
Moorman Corporation,  
Morkildug, Inc.,  
Morlen Agency,  
Moro & Co.,  
Morox Heights, Inc.,  
Morris Air, Inc.,  
Morris Ave. Bowling Academy,  
Morris Hills, Inc.,  
Morrissey Ford Inc.,  
Morton Estates,  
Motel Corporation of America,  
Motorcade, Inc.,  
Motor Door Corporation,  
Mountain Crest Nursing Home, Inc.,  
Mountain Lakes Supply Company,  
Mountain View Diners, Inc.,  
Mountain View Steel Fabrication Company,  
Mt. Prospect Launderette Co.,  
Mt. View Refrigeration, Inc.,  
M. Payne Construction Co.,  
M.P. Corporation,  
M. P. Hunt & Son, Inc.,  
M. P. Smith, Inc.,

Mrs. Jay's Snack Shoppe,  
Mrs. Rosa Prepared Meat Products,  
M. Scharf Agency, Inc.,  
M & S Cleaners, Inc.,  
M. S. M. Contracting Corp.,  
M. S. M. Realty Corp.,  
M. U. C. Corp.,  
Munson-Lied, Co.,  
Murob Realty Corp.,  
Murphy Bros., Inc.,  
Murphy Construction Co.,  
Murphy-Jeffries, Inc.,  
Murray Bros. Service Center, Inc.,  
Murray Candy Co., Inc.,  
Murray's Delicatessen, Inc.,  
Murray's Middletown Cleaners, Inc.,  
Musismakers, Inc.,  
Musto Paper Box Co.,  
M. V. F. Corporation,  
M-Way, Inc.,  
The M & W Poultry Farm,  
M & W Trucking Corp.,  
Myers & Myers, Inc.,  
My Lady Dresses, Inc.,  
M. Z. Construction Co.,

Nadco, Inc.,  
Namco Corporation,  
Namrek Corporation,  
Nam's Luncheonette, Inc.,  
Nan-Jo Corporation,  
Nanna's Frozen Foods,  
Nan's Sportswear, Inc.,  
Naples Lunch, Inc.,  
Napolitano & Ottino, Inc.,  
Nash Aluminum Corp.,  
Nassau Appliance Company,  
Nassau Excess Ltd. of New Jersey,  
Nate Heyman, Inc.,  
Nathomes Corporation,  
National All-State Registered Cars Inc.,  
National Beltone Co., Inc.,  
National Car Sales, Inc.,

National Credit Corporation,  
National Heating Corp.,  
National Home Builders, Inc.,  
National Home Developers, Inc.,  
National Land and Home Builders Inc.,  
National Medical Pumps and Specialties  
Corporation,  
National Pipe & Steel Co.,  
National Plumbing & Heating Corp.,  
National Realty Investment Corporation,  
National Storm Vent Awning Co., Inc.,  
National Tricot Co. Inc.,  
Natural Stone, Inc.,  
Natures Frozen Fish Food Co., Inc.,  
Nature's Own, Inc.,  
Navesink Industries,  
N & C Embroidery Co.,  
Necia Association, Inc.,  
Neff Incorporated,  
Neilen at Berkeley, Inc.,  
The Nelson General Agency, Inc.,  
Neptune Auto Sales, Inc.,  
Neptune Laundry Co.,  
Neptune Manor, Inc.,  
Neptune's Enterprises, Inc.,  
Neptune Shore Homes, Inc.,  
Nersita-Boscarina, Inc.,  
Nesorr Holding Corporation,  
Netcong Press,  
Neuwirth Inc.,  
Newark Appliances, Inc.,  
Newark Cigar Mfg. Co. Inc.,  
New Belair Motors,  
New Brighton, Inc.,  
New Century Taxi, Inc.,  
New Deal Realty & Development Co.,  
New Designs Incorporated,  
New Green Grove, Inc.,  
New Hampshire Farms Inc.,  
New Jersey Body & Fender Works Inc.,  
New Jersey Cemetery Acceptance Corporation,  
New Jersey Expositions, Inc.,  
New Jersey Fabricators, Inc.,

New Jersey Home Modernizers,  
New Jersey Home Planning Institute,  
New Jersey Industrial Hydraulic Equipment Co.  
Inc.,  
New Jersey Investors, Inc.,  
New Jersey Metal Fabricators,  
New Jersey Municipal Advisory Institute,  
New Jersey Painting & Decorating Co. Inc.,  
New Jersey Quilting Co.,  
New Jersey Rigging Corp.,  
New Jersey State Rifle Association,  
New Jersey Steel Erectors,  
New Jersey Umbrella Co.,  
New Jersey Welfare Association,  
New King Corned Beef Co. Inc.,  
New Life Farm, Inc.,  
Newman Spring Road Corporation,  
New Padlock Inc.,  
Newray Realty Corp.,  
The New Ripplewood Inc.,  
The New Shelley, Inc.,  
New Spotless Diners,  
Newstead Drugs,  
New TNT Lounge,  
Newton Company,  
New Treasure Gold Mines Corporation,  
New Vogue Shoe Center, Inc.,  
New Willows Hotel, Inc.,  
New York TV Producers Corporation,  
Ney's Incorporated,  
Nicholas Nicodemo Realty Co.,  
Nick's White Horse Tavern,  
Niellason, Inc.,  
Nicosia Realty Co.,  
Nielsen Construction Co. Inc.,  
Nina Dress Co. Inc.,  
The 911 Ocean Avenue Corp.,  
903 Broad Corp.,  
94 Bar & Grill,  
93 Garden Street Corp.,  
Nino De Nicola & Co.,  
N.J.T. Plumbing & Heating Co. Inc.,  
N. & N. Corporation,

Nod Corporation,  
Nola Frozen Food Products Inc.,  
Nolee, Inc.,  
Nolis Corporation,  
Nomographs, Inc.,  
Norbe Motor Express, Inc.,  
Norolk Construction Company,  
Normack Construction Company,  
Norman Roberts, Inc.,  
Norman-Scott Corporation,  
Normkay Realty Corp.,  
North Bergen Investment Association,  
The Northeastern Engineering Maintenance and  
Contracting Co.,  
North Eastern Enterprises, Ltd.,  
Northeastern Packers, Incorporated,  
Northern Distributors, Inc.,  
Northern Improvement Co., Inc.,  
Northern New Jersey Medical Group,  
Northern Traffic Survey, Inc.,  
Northern Valley Builders Supply Co.,  
Northern Valley Credit Corporation,  
Northern Valley Home Builders Inc.,  
Northern Valley Realty Co. Inc.,  
Northern Venetian Blind and Storm Window Co.  
Inc.,  
North Gate Corporation,  
North Hudson Rowing, Inc.,  
North Jersey Excavating Co.,  
North Jersey Multiple Sclerosis Salvage Depot,  
Inc.,  
North Jersey Sand and Gravel Co. Inc.,  
North Jersey Truck Rental Equipment Co.,  
North Park Street Corp.  
The Norway's Dining Room, Inc.,  
Norwood Construction Co., Inc.,  
Norwood Inc.,  
Norwood Steel Corporation,  
Novelty Pokeret Steaming, Inc.,  
N.T.M. Construction Company,  
Nuedell Products,  
No. 1 Clark Street Corp.,  
#337 Belmont Avenue Corp.,

Nuova Italia, Inc.,  
Nuslaco Corporation,  
Nutley Bowling Center,  
Nutritional Concentrates, Inc.,  
Nyland Corporation,  
Nytel Plastics, Inc.,

Oak Crest Villas, Inc.,  
Oak Hill Farms,  
Oak Land Company,  
Oaklyn Tool & Machine Co.,  
Oakwood Hill South, Inc.,  
Oakwood Sportswear, Inc.,  
Oberlin Milling Corporation,  
O'Brien Service, Inc.,  
Ocean County Bus Company,  
Ocean County Development Corp.,  
Ocean Estates, Inc.,  
Ocean Front Development Corporation,  
Ocean Glen Oaks,  
Ocean Mortgage Associates,  
Ocean Plumbing Supply Co.,  
Oceanside Homes, Inc.,  
Odd Fellows Hall Association,  
Old Corner Lodge, Inc.,  
Olden Holding Co.,  
The Oldgloria Silk Corporation,  
Oliveri's,  
Olsen Enterprises,  
Olsen & Jacobsen, Inc.,  
Olympic Publications, Inc.,  
Olympic Restaurant, Inc.,  
O. M. Appliance Corp.,  
One Hour Hoffmanizing of Newark Inc.,  
One Hour Plant Cleaners, Inc.,  
141 Main Ave. Corp.,  
109 Johnson Ave. Corp.,  
101 Clinton Ave., Inc.,  
107 Newkirk Street Corp.,  
174 Central Avenue Corporation,  
173 Franklin Corp.,  
130 Hudson Street Corp.,  
130 West 54 Street Realty Corp.,

125 Ayers Corporation,  
The 1-3 Pocket, Inc.,  
One Twelve Corporation,  
Optical Group Plan,  
Optronics, Inc.,  
Orange Flying A Service, Inc.,  
Orange Foundry, Inc.,  
Orange Trailers Corporation,  
Orchard Clothing Co.,  
Orchard Const. Co., Inc.,  
Orchard Estates, Inc.,  
Oscar W. Nevins Company,  
O S P Importers & Exporters, Inc.,  
Ottens Harbor Ice and Fuel Co., Inc.,  
Outdoors Afilm,  
Overlook Manor, Inc.,  
Overtone Furniture Finishers Inc.,  
O-Way, Inc.,  
The Owl Drug Company No. 2,  
Oxford Improvement Corporation,  
Pacesetter Homes, Inc.,  
Package Advertising Agency,  
Packers Outlet, Inc.,  
Pack-It,  
Padula Corporation,  
Page & Braun Furniture Co. Inc.,  
Page Chemicals, Inc.,  
Paint Distributors, Inc.,  
Palace Theatre, Inc.,  
Palisade Building Corporation,  
Palisades Motel,  
Palisade-Union Realty Corporation,  
Pal Joey Tavern, Inc.,  
Palmieri Bros. Inc.,  
The Palms Hotel Co.,  
Palomino Construction Co.,  
Pal's Express & Trucking, Inc.,  
Pals Pik-N-Save Shoes,  
Paradise Candy Co.,  
Paragon Woven Label Co., Inc.,  
Paralee Realty Company,  
Paramount Lumber and Supply, Inc.,  
Paramus Associates,

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Paramus Electrical Service, Inc.,  
Paramus Weiss, Inc.,  
Par Four Golf Driving Range, Inc.,  
Paris Costume Jewelry, Inc.,  
Parisi Contracting Corporation,  
Paris Velvet, Inc.,  
Park Bakery, Inc.,  
Park Bar & Grill, Inc.,  
Park Center,  
Park-Circle Co., Inc.,  
Park-Cliff Land & Improvement Co. Inc.,  
The Park-Dale Company,  
Parker Construction Company,  
Parker N. Leach Associates, Inc.,  
Park Fair Sweet Shop, Inc.,  
Park Hill Homes, Inc.,  
Parkhurst Enterprises, Inc.,  
Park Jewelers, Inc.,  
Park Realty Operating Co., Inc.,  
Parkside Clothes Inc.,  
Park Vending & Music Corp.,  
Parkway Dress, Inc.,  
Parkway Liquor and Delicatessen,  
Parkway Restaurant, Inc.,  
Park White Investment Co.,  
Park Windsor Hotel, Inc.,  
Parra, Inc.,  
Parry Inc.,  
Par-Troy Diner, Inc.,  
Party Holding Company, Inc.,  
Pascack Collection Agency, Inc.,  
Pascack Realty Corp.,  
Pas Co.,  
Pasquale Nazzaro Company,  
Passaic Ideal Restaurant, Inc.,  
Passaic Mason Contractors Inc.,  
Passaic Paint & Wallpaper Co., Inc.,  
Passaic Taxi Service, Inc.,  
Passquan Realty Corp.,  
Pastel Concrete Products Inc.,  
Patco, Inc.,  
Paterno Construction Corp.,  
Paterson Bengar Corporation,



Paterson Brass and Bronze Co.,  
Paterson Development Corp.,  
Paterson Fabrics, Inc.,  
Paterson Industrial Company,  
Paterson Luncheonette, Inc.,  
Pathe Television,  
The Patio Club,  
Patricia Lord Inc.,  
Patrick General Contractors Inc.,  
Patterson Wells Corporation,  
Paul B. Schutz, Inc.,  
Paul G. Chieff, Inc.,  
Paul Kirbas & Sons, Inc.,  
Paul Spann & Sons, Inc.,  
Paul W. Ashbrook, Inc.,  
Pav, Inc.,  
Pawnee Realty Co., Inc.,  
P, D & G Building Corp.,  
P-D-Q Grinder Co., Inc.,  
Peachtree Estates Inc.,  
Pearber Holding Co.,  
Pearlmatic Plastic Products Inc.,  
Peck & Peck Poultry Farms,  
Peerless Lumber Company,  
Peerless Motors, Inc.,  
Peerless Mortgage Company,  
Peggy's Dress Co. Inc.,  
Pell Realty Co.,  
Pemberton Construction Corp.,  
Pemberton Investment Corp.,  
Penn Alta Corporation,  
Penn City Ballet Company,  
Penney Transportation Co. Inc.,  
Penn Garment Company,  
Penn Grove Manufacturing Co.,  
Pennington Products Company Inc.,  
Penn M. Mooney, Inc.,  
Penn's Grove Mfg. Co., Inc.,  
Perfecto Machine Corp.,  
Perma Drive Paving Co.,  
"Perma-Line Corporation of New Jersey",  
Perma-Stone Builders, Inc.,  
Permastone Monmouth-Ocean Inc.,

Perrone Construction Inc.,  
Perry Tobin Enterprises,  
Perso Co.,  
Personally Yours, Inc.,  
Perth Juvenile Furniture, Inc.,  
Peter J. Stover Co.,  
Peter Pan Day School, Inc.,  
Peters Realty Co.,  
Peter and Stevens Realty Co.,  
Pete & Vi's,  
Petley Construction Co., Inc.,  
Petner Bros., Inc.,  
Petry Bros., Inc.,  
Pfauth Bros., Inc.,  
Phelps Manor Construction Co. Inc.,  
P. H. F. Building Contractors, Inc.,  
Philan Corporation,  
Philcor Construction Corporation,  
Philip Brodsky & Son,  
Phillipsburg Construction Co.,  
Phillips Seafood Packing Co.,  
Philmor Corp.,  
Phil's Bar, Inc.,  
Phleves Realty Co. Inc.,  
Photochems Co., Inc.,  
Phyall Realty Company,  
Phyllis Construction Company, Inc.,  
P&I Co., Inc.,  
Piedmont Landscape Co., Inc.,  
Pierce & Co.,  
Pierre Beauty Salon,  
Pilgrim Lace and Embroidery Co.,  
Pine Brook Lodge,  
Pine Developing Co.,  
Pine Land Co. Inc.,  
Pine Shore Homes Inc.,  
Pioneer Sales Co.,  
Pioneer Town Inc.,  
Pipe and Conduit Co.,  
Pitt Corporation,  
P. J. Rivers, Inc.,  
P & J Trading Company,  
P. & K. Construction Corp.,

“Plainfield Pantry, Inc.,”  
Plains Realty Co.,  
Plane Dress Corp.,  
Planet Records, Inc.,  
Plastic & Die Casting Service Inc.,  
Plasti Chem Wire Machinery Corp.,  
Plastic Plants Inc.,  
Plastic Trends, Inc.,  
Playdrome Corporation,  
Plaza Construction Company,  
Plaza Homes, Inc.,  
Plaza Hotel Opearting Corporation,  
Plaza Liquor Shop Inc.,  
Pleasant Pine Homes, Inc.,  
Pleasant View Estates No. 11,  
P. L. Farms, Inc.,  
P. & L. of Newark, Inc.,  
Plowboy Publishing Co., Inc.,  
Pocket Size Book, Inc.,  
Point Pleasant Home Construction Co.,  
Polka-Dot Diner, Inc.,  
Pollack Contracting Company,  
Polonar Corp.,  
Polycrome Print Works, Inc.,  
Pomona Holding Co.,  
Pompton Manor Homes, Inc.,  
Pompton Terrace Homes,  
Pompton Turnpike Realty Company,  
Pook-N-Corporation,  
Poor Richard Corp.,  
Pope & Daniels, Inc.,  
Popick Distributing Co., Inc.,  
Popular Super Market of Maplewood,  
Port Shop Associates, Inc.,  
Post Engineers, Inc.,  
Post Factory Outlet, Inc.,  
Power Paint Corporation,  
P. & P. Restaurant, Inc.,  
Premier Sewing Machines, Inc.,  
Premium Records, Inc.,  
Prem Publishing Co., Inc.,  
Prent Construction Corp.,  
Presidential Homes Sales of New Jersey,

Presto Building Contractors, Inc.,  
Preston Construction Corporation,  
Prevete, Inc.,  
Pride Battery Corporation,  
Prince Embroidery Corp.,  
Prince Industrial Supply Co., Inc.,  
Princess Dinettes, Inc.,  
Productive Enterprising Promotions Inc.,  
Product Planning, Inc.,  
Products by Jupiter,  
Professional Photo, Inc.,  
Professional Telephone Exchange of New Jersey  
Inc.,  
Profile Inc.,  
Profit and Pleasure Inc.,  
“Profits Inc.”,  
Progressive Builders Inc.,  
Progressive Silk Finishing Company,  
Progress Knitting Mills, Inc.,  
Pro Incorporated,  
Promotions, Inc.,  
Proto and Marks Inc.,  
Providence Heights Publishing Corporation,  
Providence Realty & Holding Corp.,  
The Provident Agency,  
Pruden & Burke, Incorporated,  
Prudential Construction Company,  
Prudential Silk Co.,  
P. & S. Development Co.,  
P. T. Andrews, Inc.,  
Public Builders Service, Inc.,  
Public Service Construction Co.,  
The Public Service Network, Inc.,  
Pulse-A-Rythm of New Jersey,  
Puritan Packaging,  
Puritan Piece Dye Works,  
Puro Products Sales Co., Inc.,  
P-Way,  
P. Weingartner & Co. Inc.,  
Pynn-Hawley Company,  
Pyramid Construction Corp.,

Q. E. D. Fabrics, Inc.,  
Quaker State Barbecue Company of New Jersey  
Inc.,  
Quality Food Delicatessen,  
Quality Furniture Company,  
Queen Garment Mfg. Co. Inc.,  
Queen's Jewelry Company, Inc.,  
Quick-Serve Commissary, Inc.,  
Quikbrik, Inc.,  
Quitman Realty Corp.,  
  
R & A Associates, Inc.,  
Racart Specialties Company, Inc.,  
Rachel, Inc.,  
Rac-Kap Development Corporation,  
Radar Products, Inc.,  
Radiant Construction Co., Inc.,  
Radiant Quartz Corporation,  
R.A. Flaim Construction Corp.,  
The Rag Doll,  
Railroad Properties, Incorporated,  
Rainbow Hatchery, Inc.,  
Rainbow Home Improvements, Inc.,  
Rajah Liquors,  
Raleigh Construction Company,  
Ralmar Sales Agency,  
Ralph's Fairways, Inc.,  
Rambach Farms Inc.,  
Rambling Brook Estates,  
Ramford Park Estates, Inc.,  
Ramsey Bakery, Inc.,  
Ram's Inn, Inc.,  
Ramtra Fashions, Inc.,  
Ranchwood Homes, Inc.,  
Randel Homes, Inc.,  
Rand's Juvenile Furniture Co.,  
Rapp & Heinz Jewelers Inc.,  
Rapp Package Company Inc.,  
R.A. Reiff, Inc.,  
Rainer & Furer Plumbing & Heating Co. Inc.,  
Raven-Knit Products, Inc.,  
Ravenswood Investment Company,  
Rawson Motors Incorporated,

Rayburn Construction Company,  
Rayclar Construction Company,  
Rayco Grand Rapids, Inc.,  
Ray-Gill Builders, Inc.,  
Raymond Castle Apartments,  
Raymond Freisinger Inc.,  
Raymond Holding Corporation,  
Raynor Building Corporation,  
Ray Richards, Inc.,  
Ray's Freight, Lines Inc.,  
Ray's Lionel City, Inc.,  
Ray's Memorial Diner,  
Ray's Park Delicatessen, Inc.,  
Ray's Sweet Shop, Inc.,  
R.B. Mfg. Co., Inc.,  
R.D.R. Realty Co.,  
Readel Machine Company,  
Reagan Farms, Inc.,  
Real Estate Holding Company,  
The Realty Corp. of N.J.,  
Recreation, Inc.,  
Red Apple Diner Inc.,  
Red Bank Discount Stores,  
Red Bank Mills,  
Red Barn Gift Shop,  
Redmar Corporation,  
Red Top Inc.,  
Reed Construction Co., Inc.,  
Reedel, Inc.,  
Reelco Company,  
Ree-Lee Good Products Co. Inc.,  
Refrigeration Transport, Inc.,  
Regal Aluminum Products Corporation,  
Regal Gems, Inc.,  
Regal Woolens Corp.,  
Regent Realty & Investment Co.,  
Regmil Realty Corp.,  
Rehabilitation Opportunities, Inc.,  
Reid Oldsmobile Inc.,  
Reid Plumbing & Heating Co., Inc.,  
Reiner-Famatex, Inc.,  
Reinjon Corporation,  
Reitman Company,

Reliable Cleaners & Shirt Launderers,  
Reliable Metal Products Co.,  
Religious Song Guild, Inc.,  
Religious Song Guild Sales, Inc.,  
Rello Corporation,  
Remco Fuel Corporation,  
Remington Construction Co.,  
Remlock Realty Corp.,  
Remodeling Homes Co., Inc.,  
Renault's Shops,  
Renee Fabrics & Decorating, Inc.,  
Renton Co.,  
Resident Construction Corp.,  
Rex Appliance Industries, Inc.,  
Rex Bayonne, Inc.,  
Rex-Jersey Company,  
Rex Mart Incorporated,  
Rex Supply, Inc.,  
Rex Truck Leasing Service, Inc.,  
Reynolds Cleaners and Dyers,  
Reynolds Construction Co., Inc.,  
R.F.E. Corporation,  
R.F. Hotchkin, Inc.,  
R. & F. Realty Corporation,  
R. & G. Automotive Services, Inc.,  
R & G Sales Corp.,  
R. & H. Food Management, Inc.,  
Ribnik Printing Co., Inc.,  
Richard Inc.,  
Richard Lenches,  
Richfield Caterers, Inc.,  
Richman's Inc.,  
Richmond Finishing Corporation,  
Ride Line, Inc.,  
Rider Sales Promotions, Inc.,  
Ridge Advertising Associates,  
Ridge Manor, Inc.,  
Ridge Plumbing Co.,  
Ridgewood Lumber & Supply Co. Inc.,  
Rieg Building Inc.,  
Rigo, Inc.,  
R. I. J. Corp.,  
Rik Company,

Riley Sales, Inc.,  
Riptide Bar, Inc.,  
Ritter Industries, Ltd.,  
River Edge Estates,  
Rivergrand Corporation,  
River Road Club, Inc.,  
Riverside Oil Co.,  
River Terrace Court Inc.,  
Riverton Associates Inc.,  
“River Vending, Inc.”,  
Riviera Homes,  
Riviera Lagoon Homes, Inc.,  
Riviera Realty Corp.,  
Riviera Yacht Club,  
R & J Enterprises, Inc.,  
R. J. Kirkland & Son,  
Robal Manufacturing Company,  
Roberts Construction Co. Inc.,  
Robert-Thymer, Incorporated,  
Robinson’s Flower Shop,  
Robsan Fashions for Men, Inc.,  
Roca Realty Co.,  
Rochelle Construction Co. Inc.,  
Rockafeller Estates, Inc.,  
Rockaway Hotel, Inc.,  
Rockland Sanitation Co.,  
Rockwood Builders, Inc.,  
Rockwood Realty Corp.,  
Rogerio J.K. Corp.,  
Rogers & Egatz, Inc.,  
Rojud Corporation,  
Roleo Corporation,  
Rollaway Inc.,  
Rolling Associates, Inc.,  
Rolling Catering Service,  
Rol-Sash, Inc.,  
Ronbea, Inc.,  
Ron-Day-Voo,  
Rondon, Inc.,  
Rosa Investments, Inc.,  
Rosco Garment Co.,  
Rosebud Embroidery Co.,  
Rose Dress Shop Inc.,

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Rose Educational Publications, Inc.,  
Roselamb Tanning Corp.,  
Rose-Lil Realty Co., Inc.,  
Roselle Park Laundromat Inc.,  
Roselle Vanity Case Woodworking Corp.,  
Rose-Prospect Corp.,  
Rose Vicar, Inc.,  
Roseville Contractors, Inc.,  
Rosewood Corporation,  
Ross Advertising Specialties, Inc.,  
Ross & Melanson Inc.,  
Roth & Company Inc.,  
Rothenberg's Inc.,  
Roumar Coverage, Inc.,  
Ro-Vera Builders, Inc.,  
Rowit Corp.,  
Roxbury Inn, Inc.,  
Roxbury Realty Co.,  
Royal Auto Stores Inc.,  
Royal 81, Inc.,  
Royal Engineering and Manufacturing Company,  
Royal Fittings, Inc.,  
Royal Linen Shop, Inc.,  
Royal Tag & Label Co.,  
Royce Manufacturing Corp.,  
Roy J. Schleich, Inc.,  
Roz Mortgage Company,  
R & P Electronics, Inc.,  
R. P. Holding Corp.,  
Rubbertex Corporation of N. J.,  
Rudzik Bros. Inc.,  
Rudzik Realty,  
Ruempler and Blythe, Inc.,  
Rueshoff Builders, Inc.,  
Ruffino Embroidery Co., Inc.,  
Runnemedede Gardens, Inc.,  
Rural Electric Appliances, Inc.,  
Ruslin Realty Co., Inc.,  
Russ-Mary Realty Corporation,  
Russ Motors, Inc.,  
Russo Rentals Inc.,  
Rustic Ridge Development Corporation,  
Rustic Ridge Estates, Inc.,

Rutgers, Inc.,  
Ruth Clark Gorham, Inc.,  
Rutherford-West Kill Corporation,  
Rutherford Wines and Liquors, Inc.,  
Rutoman, Inc.,  
R.W. Company, Inc.,  
R.W. Erickson & Co. Inc.,  
R.W. Smiley Associates,

S & A Corp.,  
Saddle Allen Hunt Club Inc.,  
Saddle Hills Construction Co.,  
Safco, Inc.,  
Safety Brake Device, Incorporated,  
Safford Associates, Inc.,  
Saftee Disposable Razor Corp.,  
Safti Realty Corp.,  
Salem Acres, Inc.,  
Salem Motors, Inc.,  
Salem Paint & Wallpaper Corp.,  
Salem Realty Co.,  
Salerno Importing Co. Inc.,  
Salesmen's Service of America Inc.,  
Sally Realty Company,  
Salrose Realty Corporation,  
Samuel C. Brown, Inc.,  
Samuel H. Weatherby Company,  
San-Bar Company,  
Sandman Juvenile Furniture, Inc.,  
Sando Building Co., Inc.,  
Sanford Investment Company,  
Sanford Wines & Liquors, Inc.,  
Sanhican Shopping Center, Inc.,  
Sani Realty Co.,  
Sani- Shell Container Corporation,  
Sanitized Home Products, Inc.,  
Sanitrap Corporation,  
San Juan Roman Brick Corporation of Northern  
New Jersey,  
San Julian Service Corporation,  
Santa Claus Magazine Corporation,  
Santa's Arctic Village,  
Saraby Realty Co.,

S and A Stamp Trading Co.,  
Sauber's Auto, Inc.,  
Saul's Lock & Key Service, Inc.,  
Saul Trucking Corporation,  
Savage Film Corporation,  
Savage Village,  
Saveway Freight System, Inc.,  
Savex, Inc.,  
Savil Inc.,  
Sayre Woods Luncheonette, Inc.,  
Sayre Woods Realty Co.,  
S.B. Palmer Construction Co.,  
S. B. Palmer Construction and Realty Co.,  
Sbrilli Builders, Inc.,  
Scaff Bros. Inc.,  
Scala Homes Inc.,  
Scalin Machine Works, Inc.,  
Scar-Sel Homes, Inc.,  
Schafton Homes, Inc.,  
Scherb Roofing Co., Inc.,  
Scherby, Inc.,  
Scherer Enterprises, Inc.,  
Schertel's Music Shop, Inc.,  
Schiffli Specialties, Inc.,  
Scholastic Specialty Corp.,  
Scoppo Construction Co., Inc.,  
Scott Carpet Mills,  
Scott Equipment Co.,  
Scottish Motors, Inc.,  
Scott Personnel Service, Inc.,  
Scotty's & Bob's Auto & Truck Exchange Inc.,  
The Scrub Oak Corporation,  
Scuba Rescue Service, Inc.,  
Scull Heating Co.,  
Sculptured Stone Corporation, Inc.,  
S. & D. Corporation,  
S. D. Perna & Sons, Inc.,  
Sea-Aire, Inc.,  
Seaboard Chair Company,  
Seaboard Constructors and Riggers Inc.,  
Seaboard Enterprises, Inc.,  
Seaboard Equipment Corporation,  
Seaboard Sod, Inc.,

Seaboard Stainless Steel Corporation,  
Seacoast Investment Corp.,  
Seacoast Land Co., Inc.,  
Seacoast Marine,  
Seal-A-Tube, Inc.,  
Seal-Tite Roofing & Siding Co.,  
Seashore Poultry Co.,  
S & E Coat Corp.,  
Security Acceptance Corp.,  
Security Discount Corporation,  
Securus Corporation,  
Sedgefield Incorporated,  
Sedgefield Manor,  
Seeley Tube and Box Company,  
S. Ehrlich Inc.,  
Seibert Distributors Inc.,  
Select Aluminum Awning Co.,  
Select Music Co., Inc.,  
The Select Shops, Inc.,  
Sell-A-Vision Corporation of America,  
Sell-Ur-Self Homes, Inc.,  
Semers, Inc.,  
Seneco, Inc.,  
Service Appliance Corp.,  
Service Nylon, Inc.,  
Service Warehousing & Trucking Co.,  
Servo Heating Systems, Inc.,  
Serv-U-Distributors, Inc.,  
Seven Acres Realty Co., Inc.,  
Seven Edgar Street, Inc.,  
7 Star Restaurant, Spa & Recreation Center Inc.,  
75 Vassar Avenue Corporation,  
Seville Construction Co.,  
Seville Estates, Inc.,  
Seydel Manufacturing Company,  
Seymour Holding Co.,  
S. & G. Padula Builders, Inc.,  
Shackamaxon Associates, Inc.,  
The Shack, Inc.,  
Shady Brook Nurseries and Landscape Company,  
Shadyside, Inc.,  
Shamrock Bar & Grill, Inc.,  
Shapack-Holland,

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Sharard Embroidery Corp.,  
Share Sewing Machine Co., Inc.,  
Shari Originals, Inc.,  
Sharon Drywall Construction Co.,  
Sharon Spa,  
Shawnee Mills, Inc.,  
S. H. Co., Inc.,  
Sheffield Associates, Inc.,  
Shefts Furniture Co. Inc.,  
Sheldon Card Shops of Red Bank Inc.,  
Sheldon Enterprises, Inc.,  
Shelley, Inc.,  
Shell-Less Eggs, Inc.,  
Sheridan Oil Co.,  
Sherman's Cafe, Inc.,  
Sherrys, Inc.,  
Sherwood Gardens,  
Sherwood Roberts Interiors, Inc.,  
Ship Bottom Pound Fisheries, Inc.,  
Shirt 'N' Skirt, Inc.,  
The Shoe Box, Inc.,  
Shoe City Paramus Inc.,  
Shoe Repair Corporation of America,  
Sholtis-Kennedy Excavating Company Inc.,  
Shongum Mountain Estates,  
Shopping Center Cleaners Corp.,  
Shore Acres, Estates, Inc.,  
Shorelands Plumbing and Heating Service Inc.,  
S. & H. Provision Co., Inc.,  
Shrewsbury Homes, Inc.,  
Shrewsbury Marine Construction, Inc.,  
Shrewsbury Realty Co.,  
Shupenko Clothing Company,  
Sidsyl Embroidery Co.,  
Siegle Realty Corporation,  
Siena Products Inc.,  
Sightseer Cruises, Inc.,  
Sigmund Rothschild Co.,  
Sigreen Realty Corp.,  
Silane Realty Corporation,  
Silbe Construction Co.,  
Sil-Van Construction Corporation of New Jersey,  
Silver Coin Table Distributing Corp.,

Silver Dollar Diner, Inc.,  
Silverman Agency, Inc.,  
“Simon Amusement Co. Inc.”,  
Simple Simon, Pieman, Inc.,  
Sindone Construction Co., Inc.,  
Singer Brothers, Inc.,  
Siro Builders, Inc.,  
Sisco, Inc.,  
Sitgreaves & Haight, Custom Builders,  
Siwel Construction Corp.,  
The 615 Holding Company,  
613 Communipaw Ave. Corp.,  
613 Park Holding Co.,  
635—21st Ave. Corp.,  
Six Sixteen Tenth Street Corporation,  
Sixteen Union Street Realty Corp.,  
Sixty Corporation,  
69 Ingraham Place Co., Inc.,  
6718 Corporation,  
S & J Embroidery Co.,  
S & K Enterprises, Inc.,  
Skico Inc.,  
Skill Games, Inc.,  
S.K. Investment Co.,  
Skippy Sunshine Corp.,  
Sklers Moving & Storage Co.,  
S-K Supermarket, Inc.,  
Skycrafters Corporation,  
Skyfield, Inc.,  
Skyway Patrol, Inc.,  
Slacks-A-Plenty, Inc.,  
Slaco, Inc.,  
Slagle-Harrwig, Incorporated,  
Slattery's Bar,  
Sleep Clinics, Inc.,  
S.L.E.M. Marble & Tile Co. Inc.,  
Slenderella Systems of Bergen Mall Inc.,  
Slenderella Systems of Millburn,  
Slenderella Systems of New Jersey Inc.,  
Slenderette, Inc.,  
Sli-D-O-O-R Mfg. Corp.,  
Slit-Go, Inc.,  
S. Malaiesta & Sons, Inc.,

Smart Set Furniture, Inc.,  
S. M. Hill, Inc.,  
S. & M. Home Improvement Corporation,  
Smith's Variety Store, Inc.,  
S. & M. Taxi Corp.,  
Social Consultants, Inc.,  
Sodemann & Lindhardt, Inc.,  
Solares Construction Company,  
Solar Finishers, Inc.,  
Solber Realty Corp.,  
Solbert Corp.,  
Somerset Excavating Company, Inc.,  
Somerset Homes, Inc.,  
Sonic Precision Tool & Mfg. Co. Inc.,  
South Amboy Professional Building Inc.,  
South Bay Realty Corporation,  
South Coast Motors Inc.,  
Southern Belle Frocks,  
Southern Constructors, Inc.,  
Southern Truck Stop, Inc.,  
South Green Realty Corp.,  
South Homes, Inc.,  
South Jersey Power Tools,  
South Jersey Recreational Service Inc.,  
Spad Builders Inc.,  
Sparkle Bar, Inc.,  
Sparkle Markets, Inc.,  
Sparrow Hill Market, Inc.,  
Spartan Block Company, Inc.,  
Sparta Paint Corporation,  
Spec-Compliance, Inc.,  
Spec-Grip, Inc.,  
Special Design Products Corp.,  
Spectrutone Sound Associates, Inc.,  
Speed Tile Company, Inc.,  
Spencer and Heil, Inc.,  
Sphinx Construction Co., Inc.,  
Spiegel and Bird Inc.,  
Spinella Construction, Inc.,  
Spokane Associates, Inc.,  
Sportsmen Bar and Restaurant, Inc.,  
The Spot,  
Spotless Auto Laundries Inc.,

Springbrook Park Development Co.,  
Springfield Cab Co. Inc.,  
Springfield Raceway Association,  
Spring Hill Estates, Inc.,  
Spring Hill Sales Co.,  
Spring Lake Farms, Inc.,  
Springwood Park,  
Squire Associates Inc.,  
S. Riggi & Son Construction Corp.,  
S & S Amusement Co., Inc.,  
S & S Auto Body Supply Company,  
S & S Demolition, Inc.,  
S & S Tractor Leasing Corporation,  
Sta-Brx Chemical Company,  
Stadele & Saxon, Inc.,  
Stadium Corporation,  
Stadium Esso Servicenter Inc.,  
Stadium Food Shoppe, Inc.,  
Stadium Motors, Inc.,  
Stainless Stampings, Inc.,  
Standard Aggregates,  
Standard Air Conditioning, Inc.,  
Standard Distributing Co.,  
Standard Floor Covering Co.,  
Standard Forest Products, Inc.,  
Standon Investments, Inc.,  
Stan-Door Aluminum Products Co.,  
Stanley Shoes, Inc.,  
Stanley's Round Bar & Grill, Inc.,  
Stanley Studios Inc.,  
Star Amusement Co.,  
Star Brite Cleaners, Inc.,  
Star El Realty Co.,  
Starr-Lyte Industries, Inc.,  
Statco Homes, Inc.,  
State Garden Construction Co.,  
State Line Homes, Inc.,  
State Wide Appraisals, Inc.,  
Statewide Construction Co., Inc.,  
Statewide Credit & Collection Bureau,  
Statewide Meat Company,  
Stecher Realties,  
Stefanacci Building Co. Inc.,

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Stege and Trucks, Inc.,  
Steinlauf Estates Inc.,  
Stella's Beauty Shop, Inc.,  
Stencel Brothers, Inc.,  
Stephen Corp.,  
Steri-Steam Cleaning & Repair Service Inc.,  
Sterling Court Inc.,  
Sterling Mortgage Associates, Inc.,  
Sterling Sheet Metal, Inc.,  
Steve Chonka Realty Co.,  
Steven-Mark, Inc.,  
Stewart In-Fra-Red Commissary of New Jersey  
Inc.,  
Stewart Register Company, Inc.,  
Stiles & Co., Inc.,  
Stirling Development Company, Inc.,  
Stone Bros. Processing Laboratories Inc.,  
Stone Institute of New Jersey Inc.,  
Stone Ridge Park, Section A,  
Stone Ridge Park, Section B,  
Storkys, Inc.,  
Story Book, Inc.,  
Strathmere Homes, Inc.,  
Strauss Decorating and Exposition Co. of New  
Jersey Inc.,  
Strauss-Ginberg of N. J.,  
Stridon, Inc.,  
Stuart Development Corp.,  
Stucker Contracting Co.,  
Stull Motors, Inc.,  
Sturgeon & Sabo Construction Co. Inc.,  
Style Craft Mfg. Co.,  
Stylin Realty Corp.,  
Suburban Broadcasting Corporation,  
Suburban Development Co.,  
Suburban Exterminating Co. Inc.,  
Suburban Jersey Press, Inc.,  
Suburban Originals Inc.,  
Suburban Paint & Hardware Co.,  
Suburban Rental Homes,  
Suburban Sales Corporation,  
Suburban Star Productions,  
Suburban Utilities Corp.,

Suburban Weekly Newspapers, Inc.,  
Sujohn Realty Company,  
Summit Agency,  
Summit Bake Shoppe,  
Summit Co. of New Brunswick, Inc.,  
Summit Realty Corp.,  
Summitt Brokerage Co., Inc.,  
Summit Towers,  
Sumra Clothes,  
Sumyk Construction Co.,  
Sunnyfield Construction Co.,  
Sunnyside Building Corporation,  
Sun Pine Corporation,  
Sunset Acres Inc.,  
Sunset Builders, Inc.,  
Sunset Manor Homes, Inc.,  
Sun-Shade Products, Inc.,  
Sunshine Fruit Juice Co.,  
Sunshine Sales Corp.,  
Sun Valley Farms, Inc.,  
Super-Deal Markets, Inc.,  
Superior Asbestos Pipe, Inc.,  
Superior Homes, Inc.,  
Superior Moire Processing Corporation,  
Superior Television Tube, Inc.,  
Supertex Dyeing & Finishing Co., Inc.,  
Suppliers Service, Inc.,  
Surdi Realty Corporation,  
Sure Rest Bedding Co.,  
Surgical Service Sales,  
Surplus, Incorporated,  
Suss Bros. Beverage Company,  
Sussex Holding Company,  
Sussex Tool & Mfg. Co., Inc.,  
Sutton Realty Co., Inc.,  
Svahn Homes Inc.,  
Swan Laundromat, Inc.,  
Swanson and Stehli, Inc.,  
Swensen, Modarelli, O'Malley Real Estate Agency,  
Swift Auto Rental, Inc.,  
Swimming River Realty, Inc.,  
Sycamore Plaza,  
Syl-Cliff Construction Co.,

Syldoran Realty, Inc.,  
Sylvia and Evelyn Enterprises, Inc.,  
Sylvia, Inc.,  
Sy's Sweet Shoppe, Inc.,  
  
Table-Fresh Food Products, Inc.,  
Table Luxuries Inc.,  
Tablok Corporation,  
T.A. Construction Co., Inc.,  
Tad Construction Co., Inc.,  
Tad, Inc.,  
Talacre Estates, Inc.,  
Talacre Water Corporation,  
Tamac Homes, Inc.,  
T. Amorino Sons,  
Tanen Realty Co.,  
Tanner Associates, Inc.,  
Tarco Plumbing and Heating Co.,  
Tarpal Corporation,  
Tarpon Development Corp.,  
Tarpon Realty Corp.,  
Tarston Corporation,  
Tartanella's Restaurant, Inc.,  
Tarto Music Publications, Inc.,  
Taste Trend Foods Inc.,  
Tasty Box Lunch Co., Inc.,  
"Taylor & Brown Construction, Inc.",  
T-Bar & Grill, Inc.,  
T-Bar, Inc.,  
T.B. Stowe, Inc.,  
Teaneck Coal & Lumber Company,  
Teaneck Floor Specialists, Inc.,  
Technical Advisory Corp.,  
Technical Equipment Makers Inc.,  
Teck Associates, Inc.,  
T-E-D-A Realty Corp.,  
Ted's Diner, Inc.,  
Ted's Music & Appliance Center Inc.,  
Teel Steel Corp.,  
Tee Pee Food Products Co.,  
Telectronics, Inc.,  
Telesound Inc.,  
Telmar Aluminum Corp. Inc.,

Temprex Glass Corporation,  
Tender Trap, Inc.,  
Ternom Company,  
Terrace Developing Co., Inc.,  
Terrace Realty Co.,  
Terry-Dee Originals, Inc.,  
Terry Real Estate Co.,  
Terry Town, Inc.,  
Tessitore Corporation,  
Tester Caterers, Inc.,  
Teterboro Aircraft Service Inc.,  
Teterboro Aviation Sales & Charter Inc.,  
Teterboro Motor Transportation Inc.,  
Textile Processes, Inc.,  
Textile Processing & Warp Sizing Inc.,  
Thanjack Enterprises Inc.,  
Thanksgiving Day Hospital Stamp Inc.,  
Theramedics, Inc.,  
Thermo & Electronics Apparatus Company,  
Thermoray Industries, Incorporated,  
Thermo-Tex Finishing Company,  
Things Unlimited,  
13 Winans Street, Inc.,  
Thirty-Four Whyte Street Corp.,  
31 Bellevue Avenue Club,  
Thirty-two Eighteen Hudson Boulevard Co. Inc.,  
Thos. A. Ryer, Inc.,  
Thomas Investment Co.,  
Thomas J. Kearney, Jr., Inc.,  
Thomas Land Company,  
Thompson Realty Development Corporation,  
III F Corp.,  
345, Inc.,  
398 Taxi Corp.,  
392 Washington Street Corp.,  
335 Henderson Street Corp.,  
335 Ocean Ave. Inc.,  
339 Plane Street, Inc.,  
326-328 Montgomery Street Corporation,  
Three Sixty Nine Corporation,  
Thrift City Ladies Specialty Shoppe Inc.,  
Thrift-Way Oil Co.,  
Thyson Home Building, Inc.,

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Tides Motels Inc.,  
Tiffany Packaging Products Inc.,  
Timpco Lumber Co., Inc.,  
Tinkerbell Coffee Shoppe Inc.,  
Tinker Construction Co.,  
Tinno Construction Co., Inc.,  
Tiretown, Inc.,  
T. K. Corporation,  
TKO Contractors, Inc.,  
T & L Express,  
T M J Realty Corp.,  
Today's Modern Furniture Co., Inc.,  
Todd Construction Company, Inc.,  
Todd Construction Corporation,  
Todd-Dickson Pharmaceuticals, Inc.,  
Tollgate Motel,  
Toms River Land Corp.,  
Toms River Trucking Company,  
Tom-Tom's Milk Bar, Incorporated,  
Tony's Oil Company, Inc.,  
Top-Flyte Airfreight, Inc.,  
Topper Meats, Inc.,  
Toronto & Luna, Inc.,  
Torpy Motor Sales, Inc.,  
Tortorello Bros.,  
Torus Research Laboratories, Inc.,  
Toti Company, Inc.,  
Totowa Custom Builders, Inc.,  
Tot-ville Inc.,  
Toucan Co. Inc.,  
Towanda, Inc.,  
Tower Home Improvement Co., Inc.,  
Town & Country, Inc.,  
Town Fair Super Food Market, Inc.,  
Towns Quality Products, Inc.,  
Toyland, Inc.,  
Trade Winds, Inc.,  
Trailerent, Inc.,  
Tram Motors, Inc.,  
Trans American Lumber Company,  
Trans American Lumber Sales,  
Trans Metals Co., Inc.,  
Transmotive Equipment Associates Inc.,

Traveler's Rest, Inc.,  
Trebtor Construction Corporation,  
Tred-Rite Shoes, Inc.,  
Tremar Realty Co., Inc.,  
Tremont Bar, Inc.,  
Trenton Motor Mart,  
Trenton Sports Sales Company,  
Trenton Technical Institute,  
Trepel Flowers, Inc.,  
Triangle-Market Realty Co.,  
Triangle Packing & Provision Co.,  
Tri-Bell Television Service, Inc.,  
Tri-County Builders, Inc.,  
Tri-County Title Service Co., Inc.,  
Trigon-Continental Group, Inc.,  
Trinacria Inc.,  
Trinca's Flying Service, Inc.,  
Trinity Rambler Sales, Inc.,  
Trio Corporation,  
Triple 'R' Inc.,  
Tri-R Sales Corp.,  
Tri-Sonics,  
Trout Kitchens, Inc.,  
T & R Properties Inc.,  
Truckers of New Jersey, Inc.,  
Trucker's Terminal Service, Inc.,  
Trucker's & Truckmen's Hotel Inc.,  
Tru Del Sales Associates,  
Tru-Fit Bootery Inc.,  
Trulor Construction, Inc.,  
T.S. Embroidery Co.,  
T. & T. Laboratories, Inc.,  
Tuckies Inc.,  
Tuck Inn,  
Tuday Inc.,  
Tunis Realty Company,  
Turnpike Investment Company,  
T.V. Motel, Inc.,  
1216 Washington Street Corp.,  
23 Church St. Co.,  
Twenty-Two Discount Stores, Inc.,  
22 Kirkpatrick Corp.,  
Twin Boro Cab Co.,

Twin City Market Inc.,  
2-C Built Homes,  
241 Union Avenue Corp.,  
211 Chadwick Ave. Corp.,  
295 South Orange Ave., Inc.,  
201 79th Street Corporation,  
237 St. George Ave., Inc.,  
230 Washington St. Corp.,  
225 Elizabeth Ave. Corp.,  
Two Seas, Inc.,  
Tybro Realty Co.,

Ullrich Associates, Inc.,  
Ulster Realty Co.,  
Ultrasonic Textile Equipment Corporation,  
Ultra Vision Sales Corp.,  
Uniform Laundry Corporation,  
Union County Pad Co. Inc.,  
Union Development Co., Inc.,  
Union Office Supply Corp.,  
Union-Op Appliances, Inc.,  
Union Realty Corporation,  
Unique Bakery,  
Unique Brassiere Corporation,  
Unique Builders, Inc.,  
United Auto Service Corp.,  
United Development Company,  
United Distributing Co.,  
United Electric Motor Co.,  
United Heating & Construction Co.,  
United Holding Company (No. 3),  
United Meat Products Distributors Inc.,  
United Mirror Laboratories,  
United Publishers of Fair Haven Inc.,  
United Service Stations,  
United States Accounting Products,  
United States Alloys Corporation,  
USA Foreign Exchange Corp.,  
U.S. Fire Protection Inc.,  
U.S. Food Merchandising Corp.,  
United States Heating Company, Inc.,  
U.S. Hospital Services Co. Inc.,  
U.S. Hospital Transportation Service Inc.,

U.S. Improvement Co., Inc.,  
U.S. Mfg. & Dist, Co.,  
U.S. Pad Company Limited, Inc.,  
U.S. Stone Corporation,  
U. S. Uniform Co.,  
United Technical Laboratories Inc.,  
United Transport Service Inc.,  
United Wood Products, Inc.,  
Unival Investment Corporation,  
Universal Commercial Corp.,  
Universal Development Co.,  
Universal Engineering, Inc.,  
Universal Home Construction Corporation,  
Universal Structures, Inc.,  
Universal Textile Export Corp.,  
Universal Thread and Scallop Cutting Co. Inc.,  
Universal Trucking, Inc.,  
University Corporation,  
Uranium Land Testing Corporation,  
Ure Shoes, Inc.,

Vac-Bags, Inc.,  
Vac Humus Corporation,  
Vacuum Sealed Devices, Inc.,  
Val. Bloch, Inc.,  
Val Corp.,  
Val Design Inc.,  
Valet Roosevelt, Inc.,  
Val-Hugh, Inc.,  
Valley Estates, Inc. #2,  
Valley Gardens, Inc.,  
Valley Lumber and Supply Company,  
Valley Sweet Shoppe, Inc.,  
Valring Inc.,  
Value Bakers, Inc.,  
Van Allen Associates, Inc.,  
Vancapp Realty Co., Inc.,  
Vanderpool Holding Company,  
Van De Wal Acres, Inc.,  
Van Dillen-Fengya Inc.,  
Vanguard Products, Inc.,  
Van Laar & Son, Inc.,  
Vanpine, Inc.,



V Bar, Inc.,  
Velia Realty Co.,  
Vendula Realty Corp., Inc.,  
Venetian Harbors Development Co. Inc.,  
Venetian Terrazzo, Inc.,  
Venice Coat Company, Inc.,  
Vensal Co.,  
Venzie Bros., Inc.,  
Ven-Zo American Company,  
The Veragrant Company,  
Vera Lee Realty Co.,  
Verona Investment Co.,  
Verona Motors Inc.,  
Verona Pet and Hobby Shop,  
Veterinary Sales Inc.,  
Vetterman Hosiery Mills, Inc.,  
Vicel Corporation,  
Victoria Enterprises, Inc.,  
Victor J. Lopinto Associates,  
Victory Bar & Grill, Inc.,  
Video Recordings Inc.,  
View Const. Co., Inc.,  
Viking Products Corporation,  
Village Delicatessen, Inc.,  
Vincent J. Bisconti, Inc.,  
Vineland Feed and Farm Supply Inc.,  
Vineland Glass Works, Inc.,  
Vineyard Poultry Farm,  
Vinny's Pizzeria Inc.,  
Vinyl Industrial Coatings, Inc.,  
Visscher Brothers Construction Co.,  
Vissers Bros., Inc.,  
Vitale-Russo Construction Co.,  
Vitex Corporation,  
Vitiello & Amalfitano, Inc.,  
Vitiello Construction Co., Inc.,  
V. Matturro & Sons, Inc.,  
Vogue Shoe Center,  
Volk's Inc.,  
Volo Dress Co., Inc.,  
Volos Inc.,  
Vreeland Products, Inc.,

Waco Corporation,  
Wagaraw Development Co.,  
Wagon Wheel Bar and Grill,  
Wah Hing Co., Inc.,  
Walco Realty Co., Inc.,  
Waldo Realty Company,  
Wald Realty Company, Inc.,  
Waljo Homes Corp.,  
Walker Hardware Co.,  
“Wally’s”,  
Wal-Ray Farms, Inc.,  
Walter Blasberg, Inc.,  
Walters Co., Inc.,  
Walter S. Courter Co.,  
The Walters of Madison and Doris Colson, Inc.,  
Walter T. Mac Gowan, Inc.,  
Walter & William Finn, Incorporated,  
Walter W. Stine & Son-Holmes Builders,  
Wandner Co., Inc.,  
Ward Associates, Inc.,  
Ward Holding Company, Inc.,  
Ward Homes, Inc.,  
Ward Products Co., Inc.,  
Warner Sales Corp.,  
Warren Construction Company, Inc.,  
Warren Woodbridge Co.,  
Wasar Co. Inc.,  
Washak, Inc.,  
Washburne Novelty Co., Inc.,  
Washerette, Inc.,  
Washington Crossing Terrace, Inc.,  
Washington Place Shoe Repair, Inc.,  
Washington Securities Corporation,  
Washmobile Midwest,  
Waste Service, Inc.,  
Watchung Hills,  
Watchung Realty and Investment Co. Inc.,  
Waters Company,  
Water Wings Incorporated,  
Water World Sports, Inc.,  
Wayne Finance Co. Inc.,  
Wayne Motor Lines Inc.,  
Wayne Sommers, Inc.,

W. and C. Manufacturers Sales Company,  
Weather Check of N.J., Inc.,  
Weaver Printing Company,  
Weavings Corporation,  
Webb's Hamburger Express Co. Inc.,  
Webster Apartments,  
Webster Manufacturing Co. Inc.,  
Wedgetite Fastener Corporation,  
W.E. Dunham Construction Company,  
Weed Control, Inc.,  
Weehawken Wrecking Company,  
Weequahic Service Union, Inc.,  
Weequahic Service Verona, Inc.,  
Wehler Holding Co.,  
Well Built Homes of Jersey Shore Inc.,  
Wellford H. Ware Associates, Inc.,  
Well-Made Coat, Inc.,  
Wellmont Construction Co., Inc.,  
Wengryn Recreation Inc.,  
Wernick Holding Corporation,  
Wesco Building Corp.,  
W.F. Shuit Incorporated,  
Wesson Distributing Corporation,  
Westbrook Homes, Inc.,  
West Central Corporation,  
West Creek Shores Co., Inc.,  
West End Theatre Corporation,  
Western Counties Gas Company, Inc.,  
Western Discount Sales, Inc.,  
Westfield Acres, Inc.,  
West Lake Village Inc.,  
West Leather Finishing Co. Inc.,  
West Long Branch Building Corp.,  
West Long Branch Estates,  
West Milford Fuel Co., Inc.,  
West Orange Flying A Service Inc.,  
West Orange Painting & Decorating Co. Inc.,  
The West Runyon Corporation,  
West Runyon Realty Co.,  
Westway Enterprises, Inc.,  
Westwood Department Store, Inc.,  
Westwood Gift Shop,  
Westwood Inc.,

Wexler, Inc.,  
Wharton & Chester Real Estate Company,  
Whelan's Wines & Liquors, Inc.,  
Whippany Furniture Co.,  
Whippany Leasing Co., Inc.,  
White Birch Estates,  
White Crystal of Jersey City, Inc.,  
White Crystal System,  
White Crystal System of Union City Inc.,  
White Diners,  
White House Inn, Inc.,  
Whiteline Press, Inc.,  
White Meadow Lake Food Mart, Inc.,  
White Motor Rentals, Inc.,  
Wholesale Drug Specialists, Inc.,  
The Wiederhorn Agency,  
Wig Investment Co.,  
Wilbar Investment Corp.,  
"Wildwood Boat Company",  
Wilker Co.,  
Wilkins, Inc.,  
William Deckter Associates,  
William F. Head, Plumbing & Heating Inc.,  
William H. Oris, Inc.,  
William Jay Corp.,  
William R. Krump Company,  
William's Chicks, Inc.,  
Williams Electrical Company,  
Williams Park Homes, Inc.,  
Willner's of Dover, Inc.,  
Willner Wood Company,  
Willott Manufacturing Company,  
Wilnel Construction Co. Inc.,  
Wilson Construction Co., Inc.,  
Wilson's Diner,  
Winchester Morris Corporation,  
Win-Dan Studios, Inc.,  
The Win-Dor Co.,  
Windows Corporation,  
Windsor Farms Inc.,  
Windsor Hotel Co.,  
Windy Acres Estates, Inc.,  
Winfield Laundry & Dry Cleaning Company Inc.,

Wingate, Inc.,  
Wink Construction, Inc.,  
Winters Sea Food,  
Winter Wonderlands, Inc.,  
Winton Company, Inc.,  
Wirl Top Incorporated,  
Wise Realty Corp.,  
Witte-Richards Coal Company,  
W. J. L. Transportation, Inc.,  
W. & N. Realty Co., Inc.,  
Wold Realty Company,  
Wolens Inc.,  
Wonderland Inc.,  
Woodcraft Enterprise, Inc.,  
Wood Crest, Inc.,  
Woodland Corp.,  
Woodland Park Estates,  
Woodland Properties, Inc.,  
Woodland Realty, Inc.,  
Woodruff, Inc.,  
Wood & Selick Novelties, Inc.,  
World Apparel Corp.,  
Worth Realty Co. Inc.,  
Wrenco, Inc.,  
Wright's Nursery School, Incorporated,  
W. R. Scott & Son, Inc.,  
W & T Realty Corp.,  
W & W Contracting Co., Inc.,

Yacht Delivery Service, Inc.,  
Yantacaw Manufacturing Company Inc.,  
Yanuzzi Realty Corp.,  
Yardley Distributing Co., Inc.,  
The Yarle Company,  
York Dinette Mfg. Corp.,  
York Lace and Embroidery Corp.,  
York Realty Corp.,  
Young Foundation Corporation,  
Young Mfg. Co. Inc.,  
Youngstown Industries Inc.,  
Young Wear,  
Yubas Co., Inc.,  
Yvonne Lace,

Zanzibar, Inc.,  
Zero Trucking Co. Inc.,  
Zevwol Corp.,  
Zim Gold Builders, Inc.,  
Zip-A-Bed, Inc.,

are repealed, and that all powers conferred by law upon such corporations and each of them, shall hereafter be inoperative and void.

Given under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
ninth day of February, A. D., one thou-  
sand nine hundred and sixty-one, and  
in the Independence of the United  
States, the one hundred and eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

By the Governor,  
EDWARD J. PATTEN,  
*Secretary of State.*

## PROCLAMATION

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

WHEREAS, As a result of a report made on the 20th day of January 1960 by the Deputy Director, Division of Taxation, Department of the Treasury, to the Governor of this State, setting forth that Hudson Packing Co. Inc., a corporation of this State (incorporated July 11, 1955), had failed to pay the corporation franchise taxes levied against said corporation for the years 1956 and 1957, the Governor of this State, on the 21st day of January 1960, issued a Proclamation declaring that the charter of said corporation was repealed and that all powers conferred by law upon such corporation would thereafter be inoperative and void, and

WHEREAS, Said report in the above particular was inadvertently made in that it appears that prior to the making thereof, said Hudson Packing Co. Inc. duly paid the corporation franchise taxes levied against it for the years 1956 and 1957.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11-4, I, ROBERT B. MEYNER, Governor of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Hudson Packing Co. Inc. did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1956 and 1957, but that said corporation duly paid the taxes levied against it for said years; that the report by the Deputy Director to the Governor, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Governor of the 21st day of January 1960, insofar as it voided the charter of the said corporation, was itself inoperative and void and was ineffective to deprive the said corporation of its powers as a corporation of this

State, and I hereby make Proclamation to that effect.

Given, under my hand and the Great  
[SEAL] Seal of the State of New Jersey, this  
18th day of May in the year of Our  
Lord, one thousand nine hundred and  
sixty-one, and in the Independence of  
the United States the one hundred and  
eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

By the Governor:  
EDWARD J. PATTEN,  
*Secretary of State.*



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AMENDMENTS TO THE  
1947 CONSTITUTION

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(937)



## Amendments to the 1947 Constitution

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### PROPOSED AMENDMENT ADOPTED

Amend Article IV, Section VIII, paragraph 2, to read as follows:

2. No gambling of any kind shall be authorized by the Legislature unless the specific kind, restrictions and control thereof have been heretofore submitted to, and authorized by a majority of the votes cast by, the people at a special election or shall hereafter be submitted to, and authorized by a majority of the votes cast thereon by, the legally qualified voters of the State voting at a general election, except that, without any such submission or authorization;

A. It shall be lawful for bona fide veterans, charitable, educational, religious or fraternal organizations, civic and service clubs, volunteer fire companies and first-aid or rescue squads to conduct, under such restriction and control as shall from time to time be prescribed by the Legislature by law, games of chance of, and restricted to, the selling of rights to participate, and the awarding of prizes, in the specific kind of game of chance sometimes known as bingo or lotto, played with cards bearing numbers or other designations, five or more in one line, the holder covering numbers as objects, similarly numbered, are drawn from a receptacle and the game being won by the person who first covers a previously designated arrangement of numbers on such a card, when the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, religious or public-spirited uses, in any municipality, in which a majority of the qualified voters, voting thereon, at a general or special election as the submission thereof shall be prescribed by the Legis-

lature by law, shall authorize the conduct of such games of chance therein, and

B. It shall be lawful for the Legislature to authorize by law, bona fide veterans, charitable, educational, religious or fraternal organizations, civic and service clubs, volunteer fire companies and first-aid or rescue squads to conduct games of chance of, and restricted to, the selling or rights to participate, and the awarding of prizes in the specific kind of games of chance sometimes known as raffles, conducted by the drawing for prizes or by the allotment of prizes by chance, when the entire net proceeds of such games of chance are to be devoted to educational, charitable, patriotic, religious or public-spirited uses, in any municipality, in which such law shall be adopted by a majority of the qualified voters, voting thereon, at a general or special election as the submission thereof shall be prescribed by law and for the Legislature, from time to time, to restrict and control, by law, the conduct of such games of chance.

Adopted Nov. 3, 1953. Effective Jan. 1, 1954.

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PROPOSED AMENDMENT ADOPTED

Amend Article VIII, Section I, paragraph 3, to read as follows:

3. Any citizen and resident of this State now or hereafter honorably discharged or released under honorable circumstances from active service, in time of war or of other emergency as, from time to time, defined by the Legislature, in any branch of the Armed Forces of the United States shall be exempt from taxation on real and personal property to an aggregate assessed valuation not exceeding five hundred dollars (\$500.00), which exemption shall not be altered or repealed. Any person hereinabove described who has been or shall be

declared by the United States Veterans Administration, or its successor, to have a service-connected disability, shall be entitled to such further exemption from taxation as from time to time may be provided by law. The widow of any citizen and resident of this State who has met or shall meet his death on active duty in time of war or of other emergency as so defined in any such service shall be entitled, during her widowhood, and while a resident of this State, to the exemption in this paragraph provided for honorably discharged veterans and to such further exemption as from time to time may be provided by law. The widow of any citizen and resident of this State who has had or shall hereafter have active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States and who died or shall die while on active duty in any branch of the Armed Forces of the United States, or who has been or may hereafter be honorably discharged or released under honorable circumstances from active service in time of war or of other emergency as so defined in any branch of the Armed Forces of the United States shall be entitled, during her widowhood and while a resident of this State, to the exemption in this paragraph provided for honorably discharged veterans and to such further exemptions as from time to time may be provided by law.

Adopted Nov. 3, 1953. Effective Jan. 1, 1954.

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PROPOSED AMENDMENT ADOPTED

Amend Article II, paragraph 3 as follows:

3. Every citizen of the United States, of the age of 21 years, who shall have been a resident of this State 6 months, and of the county in which he claims his vote 60 days, next before the election, shall be entitled to vote for all officers that now are or hereafter may be elective by the people and upon

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all questions which may be submitted to a vote of the people.

Adopted November 5, 1957.

Effective December 5, 1957.

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PROPOSED AMENDMENT ADOPTED

Amend Article VIII, Section IV, paragraph 2 of the Constitution to read as follows:

2. The fund for the support of free public schools, and all money, stock and other property, which may hereafter be appropriated for that purpose, or received into the treasury under the provision of any law heretofore passed to augment the said fund, shall be securely invested, and remain a perpetual fund; and the income thereof, except so much as it may be judged expedient to apply to an increase of the capital, shall be annually appropriated to the support of free public schools, and for the equal benefit of all the people of the State; and it shall not be competent, except as hereinafter provided, for the Legislature to borrow, appropriate or use the said fund or any part thereof for any other purpose, under any pretense whatever. The bonds of any school district of this State, issued according to law, shall be proper and secure investments for the said fund and, in addition, said fund, including the income therefrom and any other moneys duly appropriated to the support of free public schools may be used in such manner as the Legislature may provide by law to secure the payment of the principal of or interest on bonds or notes issued for school purposes by counties, municipalities or school districts or for the payment or purchase of any such bonds or notes or any claims for interest thereon.

Adopted November 4, 1958.

Effective December 4, 1958.

PROPOSED AMENDMENT ADOPTED<sup>1</sup>

Amend Article VIII, Section I, of the Constitution by adding a new paragraph to be numbered 4, to read as follows:

4. The Legislature may, from time to time, enact laws granting exemption from taxation on the real property of any citizen and resident of this State of the age of 65 or more years residing in a dwelling house owned by him which is a constituent part of such real property but no such exemption shall be in excess of \$800.00 in the assessed valuation of such property and such exemption shall be restricted to owners having an income not in excess of \$5,000.00 per year. Any such exemption when so granted by law shall be granted so that it will not be in addition to any other exemption to which the said citizen and resident may be entitled.

Adopted November 8, 1960.

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PROPOSED AMENDMENT ADOPTED

Amend Article IV, Section VI of the Constitution by adding thereto section 4 as follows:

4. The Legislature, in order to insure continuity of State, county and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate and continuing duty by legislation (1) to provide, prior to the occurrence of the emergency, for prompt and temporary succession to the powers and duties of public offices, of whatever nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of such offices, and (2) to adopt such other measures

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as may be necessary and proper for insuring the continuity of governmental operations. In the exercise of the powers hereby conferred the Legislature shall in all respects conform to the requirements of this Constitution except to the extent that in the judgment of the Legislature to do so would be impractical or would admit of undue delay.

Adopted November 7, 1961.



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PROPOSED AMENDMENTS  
TO THE 1947 CONSTITUTION  
THAT HAVE BEEN REJECTED

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## Proposed Amendments to the 1947 Constitution that have been Rejected

### PROPOSED AMENDMENT REJECTED

Amend Article VII, Section II, paragraph 2  
to read as follows:

2. County clerks, surrogates and sheriffs shall be elected by the people of their respective counties at general elections. The term of office of county clerks, surrogates and sheriffs shall be 5 years. Whenever a vacancy shall occur in any such office, it shall be filled in the manner to be provided by law.

There shall be printed on each official ballot to be used at such general election the following:

If you favor the proposition printed below make a cross (×), plus (+) or check (✓) in the square opposite the word "Yes." If you are opposed thereto make a cross (×), plus (+) or check (✓) in the square opposite the word "No."

	Yes.	Shall the amendment of Article VII, Section II, paragraph 2 of the Constitution to fix the terms of sheriffs at 5 years instead of 3 years, be approved?
	No.	

In any municipality in which voting machines are used, the question shall be placed upon the official ballots to be used upon the voting machines without the foregoing instructions to the voters and shall be voted upon by the use of such machines without marking as aforesaid.

Filed July 9, 1956.

PROPOSED AMENDMENT REJECTED

Amend Article VII, Section I, paragraph 1 of the Constitution to read as follows:

1. Property shall be assessed for taxation under general laws and by uniform rules. All real property assessed and taxed locally or by the State for allotment and payment to taxing districts shall be assessed according to the same standard of value; and such real property shall be taxed at the general tax rate of the taxing district in which the property is situated, for the use of such taxing district. The Legislature may authorize the governing body of any municipality constituting a taxing district to establish a proportion of the standard of value at which such real property situate therein shall be assessed, and such proportion shall be uniformly applied to all such real property within the taxing district.

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CHANGE OF CORPORATE  
TITLE OF MUNICIPALITIES

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## Change of Corporate Title of Municipalities

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The corporate title of the Township of Delaware, County of Camden, was changed to the Township of Cherry Hill, County of Camden at the general election held November 7, 1961. Filed in the office of the Secretary of State, December 8, 1961.





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## EXECUTIVE ORDERS

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(953)



## Executive Orders

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

### EXECUTIVE ORDER No. 18

I, ROBERT B. MEYNER, Governor, order and direct that beginning Monday, June 16, and continuing until Friday, September 5, all State offices shall close one half hour earlier than the regular closing hour and that whenever weather conditions are such that the continuing of work of State employees presents problems of great discomfort any State office may be closed at any time after 2:00 P. M., subject, in Trenton, to notice from Commissioner Carl Holderman of the Department of Labor and Industry and, in Newark, to notice from Commissioner Edward J. Hart, President of the Board of Public Utility Commissioners, and subject to the exigencies of departmental work.

[SEAL] Given under my hand and seal this twenty-seventh day of May, in the year of Our Lord one thousand nine hundred and fifty-eight, and in the Independence of the United States, the one hundred and eighty-second.

ROBERT B. MEYNER,  
*Governor.*

Attest:

BRENDAN T. BYRNE,  
*Acting Secretary to the Governor.*

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## EXECUTIVE ORDER No. 19

It appearing that John J. Yencik has resigned as Director of the Division of Employment Security in the Department of Labor and Industry, and that it is necessary to provide for the continuous operation of said Division pending the nomination and appointment of a successor; It is, therefore, on this 1st day of July, 1958,

ORDERED that pending such nomination and appointment, Frank T. Judge, Deputy Director of the Division of Employment Security, be, and he is herewith designated as Acting Director of the Division of Employment Security.

ROBERT B. MEYNER,  
*Governor.*

July 1, 1958.

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## EXECUTIVE ORDER No. 20

WHEREAS, Executive Order No. 31, dated November 30, 1951, as amended by Executive Order No. 11, dated April 11, 1955, and by Executive Order No. 14, dated February 20, 1956, among other things provided for the establishment of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety; and

WHEREAS, Said Council by resolution unanimously approved at its regular meeting of June 18, 1958 requested that its membership be enlarged

by the addition, to said Council, of the chairmen of the respective committees on Highways, Transportation and Public Utilities of the Senate and General Assembly; and

WHEREAS, It is in the public interest that said Council be so constituted as to be able to discharge its duties and functions to the greatest extent possible,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the statutes of this State, do hereby order and direct:

1. That the present membership of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety, now provided for in the Executive Orders aforesaid, be enlarged by the addition thereto of the persons serving or who shall serve, for the time being, as the chairmen of the respective committees on Highways, Transportation and Public Utilities of the Senate and General Assembly of the State of New Jersey.

[SEAL] Given under my hand and seal this 17th day of July, in the year of Our Lord one thousand nine hundred and fifty-eight, and of the Independence of the United States, the one hundred and eighty-third.

ROBERT B. MEYNER,  
*Governor.*

Attest:

BRENDAN T. BYRNE,  
*Acting Secretary to the Governor.*

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 21

WHEREAS, Executive Order No. 31, dated November 31, 1951, as amended by Executive Order No. 11, dated April 11, 1955, and by Executive Order No. 14, dated February 21, 1956, among other things provided for the establishment of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety; and

WHEREAS, Said Council by resolution unanimously approved at its regular meeting of October 29, 1958, requested that its membership be enlarged by the addition, to said Council, of a representative of the Patrolmen's Benevolent Association; and

WHEREAS, It is in the public interest that said Council be so constituted as to be able to discharge its duties and functions to the greatest extent possible,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the statutes of this State, do hereby order and direct:

1. That the present membership of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety, now provided for in the Executive Orders aforesaid, be enlarged by the addition thereto of a representative of the Patrolmen's Benevolent Association.

[SEAL] Given under my hand and seal this seventh day of November, in the year of Our Lord one thousand nine hundred and fifty-eight, and of the Independence

EXECUTIVE ORDERS

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of the United States, the one hundred  
and eighty-third.

ROBERT B. MEYNER,  
*Governor.*

Attest:

BRENDAN T. BYRNE,  
*Acting Secretary to the Governor.*

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 22

It appearing that Carl Holderman has died leaving vacant the office of Commissioner for the Department of Labor and Industry, and that it is necessary to provide for the continuous operation of said department pending the nomination of an appointment of a successor: It is, therefore, on this 20th day of May, 1959, ordered that pending such nomination and appointment, George S. Pfaus, Deputy Commissioner of the Department of Labor and Industry, be, and he is herewith designated as Acting Commissioner of the Department of Labor and Industry.

ROBERT B. MEYNER,  
*Governor.*

May 20, 1959.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## EXECUTIVE ORDER No. 23

I, ROBERT B. MEYNER, Governor, order and direct that beginning Monday, June 15, and continuing until Friday, September 4, all State offices shall close one half hour earlier than the regular closing hour.

[SEAL] Given under my hand and seal this twenty-fifth day of May, in the year of Our Lord one thousand nine hundred and fifty-nine, and in the Independence of the United States, the one hundred and eighty-third.

ROBERT B. MEYNER,  
*Governor.*

Attest:

DOROTHY G. SMITH,  
*Acting Secretary to the Governor.*

May 25, 1959.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## EXECUTIVE ORDER No. 24

WHEREAS, The travel regulations promulgated by the Governor on July 1, 1950, with amendments thereto, have been in effect with little or no change, and

WHEREAS, Circumstances have necessitated certain changes in the methods for handling the travel procedures of the State, and



WHEREAS, In the interest of proper and efficient operation, it is necessary that the regulations be rewritten and revised,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by statutes of this State, do hereby order and direct that the travel regulations promulgated July 1, 1950, and amendments thereto be rescinded as to all transactions occurring on and after July 1, 1959 and that the regulations attached hereto and made a part hereof shall be the official standard State travel regulations and that all requests for expenditures thereunder be made in accordance therewith; that these regulations shall become effective July 1, 1959; and that the Director of the Division of Budget and Accounting in the Department of the Treasury is charged with the enforcement thereof.

[SEAL] Given under my hand and seal this 18th day of June, in the year of Our Lord one thousand nine hundred and fifty-nine, and of the Independence of the United States, the one hundred and eighty-third.

ROBERT B. MEYNER,  
*Governor.*

Attest:

DOROTHY G. SMITH,  
*Acting Secretary to the Governor.*

## STATE OF NEW JERSEY

## STANDARD STATE TRAVEL REGULATIONS

(Effective July 1, 1959, superseding all previous travel regulations)

The following regulations effective July 1, 1959 are issued for the guidance of officials and employees of the several departments, institutions and agencies of the State who are traveling on official business for the State and who expect to be reimbursed for charges incurred in such travel. These regulations supersede the amended regulations promulgated on July 1, 1950. All questions arising in connection with these regulations are to be addressed to the Director of the Division of Budget and Accounting, Room 241, State House, Trenton, New Jersey.

## I. GENERAL

- 1.1 Officers and employees traveling on official business are expected to exercise the same care in incurring expenses that they would if traveling on personal business at their own expense. Since excessive and unnecessary travel and other expenses will not be approved or reimbursed, officers and employees are cautioned to plan their travel routes so that the minimum amount of travel will be involved with the maximum amount of inspections, field service and other activities involved. Expenditures for official travel will be considered as reimbursable if they are incurred in accordance with the standards set forth herein. These regulations are intended to cover most travel requirements which may arise in the normal operation of the State Government. However, situations may arise requiring extraordinary handling not specifi-

cally covered by these regulations. Under those circumstances, the approval of the Director of the Division of Budget and Accounting and the Governor will be necessary before any deviations from these rules are made.

Department administrators are under obligation to see that these regulations are properly carried out. It is anticipated that from time to time, interpretations may be necessary concerning particular regulations. Such inquiries should be addressed to the Director of the Division of Budget and Accounting.

Each department may prepare a set of departmental travel regulations as they pertain to the peculiar circumstances of each department, incorporating the regulations contained herein, and including such additional regulations as may be required to meet the needs of the department. There shall be no conflict between these official regulations and those promulgated by the department. Departmental regulations shall be submitted for approval by the Director of the Division of Budget and Accounting and then filed with him and the Secretary of State.

- 1.2 Funds for traveling expenses. Under normal conditions, employees traveling on official business will provide themselves with sufficient funds of their own for all current expenses. Except where a statute expressly permits it, advanced funds are not to be provided from petty cash or other special funds. However, where employees are required to undertake travel which will require expenditures—over and above transportation for which State credit arrangements may be provided—of \$150.00 or more, the Director of the Division of Budget and Accounting may authorize, in his discretion, advances up to 75% of such anticipated expenditures.

**1.3 Reimbursable expenses.**

- (a) Reimbursable travel expenses are confined to those which are essential to transacting the official business of the State. Only the actual and necessary expenses incidental to the ordinary usual comforts of a traveler in the performance of such official duties will be reimbursed. Expenses for laundry, valet service, entertainment and others of a similar nature are considered to be personal charges and will not be reimbursed.
- (b) Reimbursement for tips, gratuities and similar fees, other than those given in connection with meals, will be permitted not to exceed the following maximum allowances:

Porter fees . . . \$.50 for each train trip  
or per day if the trip  
takes more than one  
day

Red cap fees . . . \$.25 per bag

Bell hop fees . . \$.25 when checking in  
and checking out

Reasonable tips for meals are reimbursable as part of the allowance for meals provided in Section 4.2.

**1.4 Official station.**

- (a) The official station of an employee is the office or headquarters provided by the State to which the employee is regularly assigned. No transportation costs will be allowed between the employee's official station and place of residence. Meals or lodging within the limits of the official station will not be allowed, except as hereinafter provided.
- (b) Where it is necessary to assign an employee to another office or headquarters,

the place thus to which the employee is assigned will be designated as his temporary official station. Transportation costs to such temporary official station will be reimbursed if they involve an increase in travel expenses exceeding the amount incurred in traveling to the original official station. Department heads are cautioned, in making such assignments, to consider the additional cost involved commensurate with the importance of the particular employee to the field task involved. In other words, it may be necessary to reassign several employees to cut down the amount of additional travel expense involved.

- (c) Unless otherwise specified, the limits of an official station in a city or town are the corporate limits of the city or town where the official station of the employee is located. However, where necessary transportation expenses arise within the limits of an official station, other than between home and office or place of duty, reimbursement for such expenses will be made as hereinafter provided.

## II. APPROVAL FOR TRAVEL

### 2.1 Approval.

- (a) Travel within the State. All travel within the borders of the State for the regular conduct of State business, including travel which requires per diem subsistence allowance, requires authorization by the responsible department head or his duly authorized agent.
- (b) Travel outside of the State. All travel to points within 25 miles outside of the State borders, shall be covered by the same regulations governing travel within

the State. All travel to points beyond 25 miles of the borders of the State, involving an expenditure of \$50.00 or more, whether it is in the performance of regular duties or in connection with special missions, shall require approval in advance, on Budget Bureau Travel Form B, by the Director of the Division of Budget and Accounting.

- (c) Prior approval. In connection with attendance at conventions and interstate conferences, and in connection with trips to be made to points in excess of 25 miles outside the borders of the State, except as provided in sub-paragraph (d) following, approval shall be obtained at least five working days prior to the incurrence of the expenses. Such request for approval shall specify the travel to be performed as definitely as circumstances will permit.
- (d) Emergencies. Whenever travel has been performed which would require prior approval as outlined herein, but which approval was not possible to be obtained on account of emergency, request for approval must be submitted on Budget Bureau Travel Form B immediately after the trip and prior to the submission of request for reimbursement. In such cases, the Travel Form B submitted must contain a satisfactory statement of the facts constituting the necessity therefor.

- 2.2 Conventions and interstate conferences. No attendance at conventions or interstate conferences, which will involve expenses to be paid by the State, regardless of whether such conventions or interstate conferences are held within the borders or outside of the State, is permitted without obtaining approval from the Director of the Division of Budget and

Accounting prior to the incurrence of the expenses. Such request is to be filed on Budget Bureau Travel Form B and shall specify the nature of the convention or interstate conference and the necessity for attending.

Unless circumstances make attendance by more than two representatives of the department necessary, approval will be given for only two members of the department to attend.

### III. TRANSPORTATION

- 3.1 Definition. Transportation includes all necessary official travel on railroads, airlines, steamboats, street-cars, buses, taxicabs and other usual means of conveyance.

- 3.2 Tax exemption certificates. All officials and employees traveling on State business shall present tax exemption certificates, U. S. Treasury Department Form 731, obtainable from the Internal Revenue Service or the Budget Bureau, to the railroad ticket agent when purchasing transportation tickets. This is required since the State is not obligated to pay Federal transportation taxes.

Taxes paid on transportation are not reimbursable. Employees will be personally responsible for such tax charges for failure to submit a tax exemption certificate. Only the expense for travel, without taxes, can be submitted in the employee's claim for reimbursement of transportation expenses.

- 3.3 Air travel. Transportation by airlines may be authorized when the cost, less savings through reduced travel time, does not exceed the cost of rail or steamer transportation. Actual cost of airline transportation may be allowed when it is satisfactorily shown that no other usual means of public transportation are available, or that the use of airline trans-

portation is distinctly to the advantage of the State.

3.4 Taxicabs. Taxicab charges will not be permitted when street-cars or regularly established public bus lines are obtainable, unless reasons are given that will justify such charges. All taxicab charges must be explained.

3.5 Routing of travel.

(a) All travel shall be by the most direct, economical and usually-traveled route. Travel by other routes may be allowed when official necessity therefor is satisfactorily established in advance of such travel.

(b) In case a person travels by an indirect route for his own personal convenience, the extra expense will be borne by himself and reimbursement for expenses will be based only on such charges as were actually incurred, not to exceed what would have been incurred by the most direct, economical and usually-traveled route.

3.6 Special conveyances.

(a) The hire of boat, automobile, aircraft, or other special conveyances will be allowed only when no public or regular means of transportation are available or when such regular means of transportation cannot be used advantageously in the interest of the State. In such cases a satisfactory explanation shall accompany the travel expense voucher. Since this type of arrangement is usually to the disadvantage of the State, it is requested that such arrangements be kept at the minimum.



- (b) If the hire of a special conveyance includes payment by the traveler of the incidental expenses of gasoline or oil, rent of garage, hangar or boathouse, subsistence of operator, ferriage, tolls, etc., such payments should be made first, if practicable, by the person furnishing the accommodation, or his operator, and itemized in the bill.
  - (c) Where two or more employees travel by means of such special conveyances, that fact, together with the names of those accompanying the employee requesting reimbursement shall be stated by each traveler in his travel expense voucher.
  - (d) Charges for the hire of conveyance owned by another State employee or by a member of the traveler's family, or by a member of the family of another State employee, will not be allowed in the absence of a satisfactory explanation showing that the conveyance was not so procured because of such personal or official relationship, that it was impracticable to otherwise procure, that the member of the family so furnishing the conveyance was not dependent upon the traveler for support and that the cost was not more than would have been incurred if hired from commercial sources. The material facts should be reported on the travel expense voucher.
- 3.7 Transportation by personally-owned car (mileage basis).
- (a) Mileage in lieu of all actual expenses of transportation may be allowed an officer or employee traveling by his own automobile on official business away from his designated post of duty, or official station, at the rate authorized by law, pro-

vided such mode of travel has been previously authorized by the head of a department. Parking and toll charges shall be allowed in addition to mileage allowance. Reimbursement for travel to points outside the State by automobile shall not exceed the cost of first class air or rail travel, whichever is least expensive.

- (b) Use of personally-owned car on a mileage basis will not be permitted where a State-owned car is available.
- (c) As provided in paragraph 1.4 (c) herein, necessary transportation expenses which may be allowable within the limits of an official station, other than between home and office or place of duty, will be authorized in privately-owned automobile, providing the amount of charges do not exceed the total cost of transportation by existing public utility facilities.
- (d) All employees using privately-owned cars in the performance of their duties for the State of New Jersey and for which they are being reimbursed, shall carry liability insurance with minimum coverage of \$10/20,000 for personal injury liabilities and \$5,000 for property damage, and evidence that such insurance coverage is in full force and effect in companies approved by the New Jersey Department of Banking and Insurance shall be made available to the department head before authorization is given the employees to use their privately-owned cars.

In this connection, it is suggested that employees using their privately-owned cars for State purposes should be provided with adequate additional insurance to cover any personal loss which they

may incur, since the State will not, under any circumstances, reimburse the employee for losses to his automobile if he is being reimbursed for mileage.

3.8 Use of State-owned vehicles

- (a) State-owned vehicles shall be operated only by authorized State officials and employees possessing New Jersey driver licenses.
- (b) Operators of State-owned vehicles shall be personally responsible for vehicles assigned to or operated by them. Should damage result through their negligence, misuse or abuse, the operators shall be charged for such damage and may be subject to suspension.
- (c) Fines for traffic violations, including overtime parking, shall be paid by the operator of the vehicle responsible for the violation. Fines shall not be reimbursed.
- (d) The purchase of all gasoline and oil is handled by the Division of Purchase and Property of the Department of the Treasury on an annual contract basis, and employees driving State vehicles are furnished with credit cards for this purpose. In addition, the Division of Purchase and Property makes available tires, batteries and other accessories purchased at State prices. Except for emergencies, all of these supplies should be obtained through the Division of Purchase and Property.
- (e) Where emergencies arise and it is necessary to purchase supplies for State-owned vehicles while in the course of performing his duties, the employee should obtain the best quality at the lowest possible price, commensurate with the situation. In filing the invoice for reimburse-

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ment, an explanation is to be made as to the necessity for making such a purchase.

- (f) Where transportation is by use of State-owned vehicles, parking fees, parking meter and toll expenses will be allowed. Employees are expected to examine into the reasonableness of such charges, on the same basis as if they were paying these charges personally.
- (g) Charges for garaging of State-owned vehicles will be permitted. However, no such garage rents will be paid if the garage is owned by the employee or a member of his immediate family or if the garage is part of the premises rented to the employee and included in his total rent.
- (h) The fact that an employee is authorized to drive a State-owned vehicle is not to be considered as approval for use of such vehicle for purposes other than those for which the vehicle was assigned. Arrangements should be made for storage of the vehicle immediately upon the close of business at the end of each day and at the end of the official working week. Where a State-owned vehicle is to be used at times other than official hours, approval shall be obtained from the head of the department.
- (i) Where State-owned vehicles are to be used for travel to points in excess of 25 miles beyond the borders of the State, authorization shall be obtained first from the Director of the Division of Budget and Accounting.

3.9 Accommodations on trains and steamers. The following accommodations will be obtained on trains and steamers:

- (a) Where overnight travel is involved, one standard lower berth for each person

and first-class stateroom accommodations on steamers, when provision is not included in price of passage ticket. If more costly accommodations are used and claimed, an explanation shall be furnished, together with a statement of the difference in cost over and above the allowable accommodations, when submitting voucher for reimbursement.

Through sleeping-car accommodations should be obtained in all cases where practicable. Where a change of sleeping-car en route is necessary, the traveler should secure the usual transfer check from the sleeping-car conductor for exchange at the ticket office for accommodations beyond the point where change is made.

- (b) Where overnight travel is not involved, one seat in sleeping, parlor or chair car, when journey is more than 100 miles from the borders of the State. If journey is less than 100 miles from the borders of the State, the necessity for the seat must be shown in advance of receiving approval.

3.10 Extra-fare trains. Travel on extra-fare trains will be allowed only where official necessity requires such means of travel. Such charges may be allowed only when authorized in advance or a satisfactory explanation is submitted, showing that the travel to be performed in that manner is in the State's interest.

3.11 Special tickets. Through tickets, excursion tickets, reduced rate, round-trip, commutation or party tickets should be secured whenever practicable and economical.

## IV. SUBSISTENCE

## 4.1 Limitations on reimbursement.

- (a) Reimbursement for expenses of subsistence shall be limited to the actual allowable expenses incurred, not exceeding the following maximum per diem allowances:
  - 1. \$16.00 per diem outside the State.
  - 2. \$15.00 per diem when attending a convention or interstate conference within the State.
  - 3. \$12.00 per diem within the State while engaged in activity other than attendance at a convention or interstate conference.
- (b) Subsistence expenses will not be allowed when departure from official station is after 8:00 A. M. and return is on same day prior to 6:00 P. M., or any absences not exceeding three hours, except as otherwise provided herein.
- (c) Personal charges appearing on a hotel bill shall be deducted and the deduction shown on the bill.
- (d) Charges for liquor are not reimbursable.
- (e) Under ordinary circumstances no subsistence expenses will be allowed an employee at his official station, at the place where he resides, or within a radius of 10 miles from such station.

## 4.2 Meals.

- (a) Breakfast. Reimbursement will not be allowed for breakfast unless incident to overtime employment. Maximum allowance for breakfast shall be \$1.00, including tip. In computing actual expenses

within a per diem subsistence authorization, breakfast shall be reimbursed at a rate not to exceed \$1.00, including tip.

- (b) Noon-day lunch. Noon-day lunches will not be authorized as State expenses, unless such meal is normally provided at the official station as part of the regular salary, as part of the working arrangements of the particular employment, or is incident to overtime employment, except as approved by the Director of the Division of Budget and Accounting. In computing actual expenses within a per diem subsistence authorization, or as provided herein, noon-day lunch shall be reimbursed at a rate not to exceed \$1.50, including tip.
- (c) Dinner. If an employee works overtime 3 hours or more, dinner will be authorized at a rate not to exceed \$3.00, including tip. In computing actual expenses within a per diem subsistence authorization, dinner shall be reimbursed at a rate not to exceed \$3.00, including tip.
- (d) Board luncheons and dinners. Luncheons and dinners for non-salaried members of boards, commissions, etc., will be approved in a reasonable amount providing authorization is obtained from the Governor or the Director of the Division of Budget and Accounting.
- (e) No allowance will be made for meals when they are served as part of transportation accommodations and the cost is included in the transportation charge.

4.3 Subsistence furnished a State officer or employee by a member of his family, by another State employee, or by a member of the family of another State employee. Subsistence expenses on an actual expense basis are not re-

imbursable if paid by the traveler to a member of his family, to another State employee, or to a member of the family of another State employee. Subsistence expenses under such conditions may be paid only if a satisfactory explanation is furnished showing that the expense was not incurred because of such personal or official relationship, that it was impracticable to obtain subsistence otherwise and that the member of his family furnishing the subsistence was not dependent upon the employee for support. The material facts should be reported on the travel expense voucher.

#### 4.4 Time of departure and arrival.

- (a) The time of arrival at and departure from a place will be considered as the hour at which the train, airplane, boat, bus or other conveyance used by the traveler actually leaves or arrives at its regular terminal.
- (b) All requests to incur reimbursable expenses involving per diem allowances should state the time of departure from and return to official station. This information should also be furnished on the travel expense voucher.
- (c) If duty at a particular place within the traveler's itinerary is prolonged beyond the period of thirty (30) days, his travel expense voucher should also state the approximate period to be covered by his duty assignment at such place, or the approximate date of return to official headquarters, or both, as well as any other pertinent facts which will tend to show that his duty at such place is of a temporary nature.

#### 4.5 Indirect route or interrupted travel. Where, for traveler's personal convenience or



through the taking of leave, there is interruption of travel or deviation from the direct route, the subsistence allowed will not exceed that which would have been incurred on interrupted travel by the most economical usually-traveled route.

- 4.6 Sharing of lodging. When lodging is shared jointly with others, the fact should be stated on the travel expense voucher, and reimbursement will be limited to the traveler's proportionate share of the cost thereof.
- 4.7 Transportation to and from lodging. When the nature and location of the work where temporarily stationed are such that meals and lodging cannot be procured there, and the daily travel required to procure subsistence at the nearest available place is not such as may be made by the public generally for that purpose, nor performed for the personal convenience of the traveler, the expense thereof will be considered as necessary transportation. A full statement of the necessity for such daily travel should accompany the travel expense voucher.

#### V. TELEGRAPH, CABLE AND RADIO SERVICE

- 5.1 Copies of messages. A copy of each official telegram, cablegram and radiogram paid for by the traveler shall accompany his travel expense voucher, except where the subject matter is of such a confidential nature that to divulge its contents would be prejudicial to the public interest. In such cases the points between which sent and number of words shall be stated, and a receipt from the person to whom payment was made shall be furnished.
- 5.2 Personal messages. Telegrams, cablegrams and radiograms applying or inquiring for

leave of absence or extension thereof, or as to payment of salary or expense vouchers, and answers thereto, or those containing any matter of a purely personal nature, shall not be sent at State expense.

#### VI. TELEPHONE SERVICE

- 6.1 Local calls. Charges for local telephone calls on official business will be allowed. The travel expense voucher shall show the dates on which such calls were made, the points between which each call was made and the cost per call.
- 6.2 Long-distance calls. Charges for long-distance telephone calls on official business will be allowed. The travel expense voucher shall show the dates on which such calls were made, the points between which each call was made and the cost per call.
- 6.3 Non-reimbursable calls. Telephone calls applying for or inquiring about leave of absence or extension thereof, inquiries as to payment of salary or expense vouchers or calls concerning any matter of a purely personal nature shall not be reimbursable.
- 6.4 Reverse telephone calls. Employees out-of-state on official business who find it necessary to call home stations may reverse the cost of such telephone calls.
- 6.5 Federal tax. Employees using their home telephones for State business may request reimbursement less Federal Communications Tax. Calls for State business are tax exempt and the Telephone Company will make allowance for the tax, if a tax exemption certificate is filed by the employee when paying his home telephone bill. Forms for this purpose are

available from the Internal Revenue Service or the Budget Bureau.

## VII. MISCELLANEOUS EXPENSES

### 7.1 Miscellaneous expenses.

- (a) Charges for necessary stenographic or typewriting services or rental of typewriter in connection with the preparation or reports or correspondence; clerical assistance; services of guides, interpreters, packers, drivers of vehicles; storage of property used on official business, will be allowed when authorized or approved by the head of the department.
- (b) Neither payment nor reimbursement for personal services will be allowed under any agreement made by the traveler with an officer or employee of the State.
- (c) Charges for handling, storage and checking of baggage at stations will be authorized.
- (d) Registration fees required as part of attendance at conventions will be approved.
- (e) When necessary to engage a room in a hotel or other place in order to transact official business, a separate charge therefor will be allowed when authorized by the head of the department.
- (f) Miscellaneous expenses, not enumerated herein, when necessarily incurred by the traveler in connection with the transaction of official business, will be allowed only when the necessity and nature of the expense are clearly, fully and satisfactorily explained and the travel expense voucher is approved by the head of the department.

- (g) Wherever possible, charges for miscellaneous services listed herein should not be paid by the traveler. A State voucher form should be prepared, certified by the payee, approved by the traveler and forwarded to his administrative official for approval. Thereafter, payment will be made directly to the person who rendered the service. The voucher shall show the dates of services, quantity, unit price and such other particulars as may be necessary for a clear understanding of the charge.
- (h) Where cash payment is demanded for such services, reimbursement for the charges actually paid may be allowed. Reimbursement expense vouchers shall be supported by receipts showing the quantity, unit, and unit price, and statement that cash payment was demanded.

7.2 Travel incident to recall or return from leave status. When an officer or employee who is absent from his official station on leave of absence, either with or without pay, is ordered by the Governor or department head to return to his station for temporary duty and later returns to the place where he received such order, he may submit a claim for reimbursement for the travel expenses involved in reporting to his place of duty and returning to the point from which he was recalled. No definite assurance can be given that such claims will be paid since each case would have to be decided by the Director of the Division of Budget and Accounting, after review and consideration of all the facts. Therefore, recall of an employee to duty during a period of leave of absence should be avoided, except in cases of extreme emergencies.

## VIII. RECEIPTS AND VOUCHERS

- 8.1 Memorandum of expenditures. All persons authorized to travel on business for the State, should keep a memorandum of expenditures properly chargeable to the State, noting each item at the time the expense is incurred, together with the date. Information thus accumulated will be available for the proper preparation of travel expense vouchers.
- 8.2 Receipts required. Receipts, where usually issued, will be required for hotel and lodging; also for sleeping-car, parlor-car and state-room fares, when paid for in cash. If it is impracticable to obtain receipts, an explanation shall accompany the voucher submitted. Wherever possible, the employee should pay by personal check. If it is not possible to obtain a receipt, file the check or a photostat copy thereof with the voucher.
- 8.3 Travel expense vouchers.
  - (a) All claims for reimbursement of traveling expenses shall be submitted on the regular authorized form of travel expense voucher (Accounting Bureau Travel Form No. 105) and shall be itemized and stated in accordance with these regulations.
  - (b) Travel expense vouchers shall be supported by receipts as required by these regulations.
  - (c) The travel expense voucher shall show the dates and individual points of travel, number of miles traveled between such points and kind of conveyance used. If the distance traveled between any given point is greater than the usual route between these points, the reason for the greater distance should be stated.

- (d) When travel is authorized in the employee's own automobile on a mileage basis, the points between which travel was made and the distance traveled between each place shall be shown in the travel expense voucher.
- (e) A statement as to the ownership of the automobile or other conveyance used, as well as a certification that liability insurance is in effect, shall be made on the travel expense voucher.
- (f) Unless otherwise approved, vouchers shall be rendered monthly by calendar month, and submitted to the Division of Budget and Accounting by the tenth day of the month following the end of the month for which the voucher is rendered. The voucher shall be filed with the department in duplicate, should be prepared by typewriter, with carbon duplicate, whenever practicable; the original only being signed. When vouchers are prepared with ink, only ink of a permanent nature should be used.
- (g) If the total of the monthly expenses does not exceed \$1.00, it should be carried over to the following month, unless the employee has been or is about to take a leave of absence or whose employment has been or is about to be terminated. At the close of the fiscal year, however, even though the amount is less than \$1.00, a voucher should be submitted inasmuch as such expenses cannot be carried forward into the new year.
- (h) The voucher must be filled out completely and each expense item should be listed chronologically and in the proper column and the totals carried forward as required. Failure to complete the voucher in full, will mean delay in reimbursement of expenses.

- (i) Where travel is not by the most economical, usually-traveled route, the travel expense voucher should set forth the details of the route, the expenses actually incurred, the hour of departure and the hour of arrival.
- 8.4 Payments to other State employees. Reimbursement will not be allowed for payments made to other State employees for travel or subsistence expenses, except in cases of necessity, which shall be satisfactorily explained.
- 8.5 Certification of travel expense vouchers. Every State official or employee incurring reimbursable travel expenses contemplated by these regulations shall execute a Travel Expense Voucher (Form 105) on which he shall declare that the voucher is correct in all respects, that the distances charged have been actually and necessarily traveled, that the amount charged has actually been paid and that the expenses were incurred on State business.

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 25

It appearing that Carl Holderman has died leaving vacant the office of Commissioner for the Department of Labor and Industry, and that it is necessary to provide for the continuous operation of the said department pending the nomination and appointment of a successor: It is therefore on this 22nd day of September, 1959, ordered that pending such nomination and appointment, Raymond F. Male, be and he is hereby designated as Acting Commissioner of the Department of Labor and Industry,

And it is further ordered that Executive Order No. 22, filed May 20, 1959, designating George S. Pfaus as Acting Commissioner of Labor and Industry be and the same hereby is superseded.

ROBERT B. MEYNER,  
*Governor.*

September 22, 1959.

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 26

WHEREAS, Executive Order No. 31, dated November 30, 1951, as subsequently amended by Executive Order No. 11, of April 11, 1955; No. 14, of February 20, 1956; No. 20, of July 17, 1958; and No. 21, of November 7, 1958, provided for the establishment of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety; and

WHEREAS, At its regular meeting on January 13, 1960, said Council requested that its membership be enlarged by the addition, to said Council, of representatives of the New Jersey Turnpike Authority and the New Jersey Highway Authority; and

WHEREAS, The safety and expedition of traffic in New Jersey require that traffic improvement measures be applied in a coordinated manner to the greatest extent possible,

Now, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the statutes of this State, do hereby order and direct:



1. That the present membership of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety, now provided for in the Executive Orders aforesaid, be enlarged by the addition thereto of a representative officially designated by the Chairman of the New Jersey Turnpike Authority and New Jersey Highway Authority, respectively.

[SEAL]      Given under my hand and seal this  
29th day of February, in the year of  
Our Lord one thousand nine hundred  
and sixty, and of the Independence of  
the United States, the one hundred and  
eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

H. CURTIS MEANOR,  
*Acting Secretary to the Governor.*

---

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 27

WHEREAS, Executive Order No. 27 dated May 9, as subsequently amended by Executive Order No. 11, of April 11, 1955; No. 14, of February 20, 1956; No. 20, of July 17, 1958; and No. 21, of November 7, 1958; provided for the establishment of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety; and

WHEREAS, At its regular meeting on April 20, 1960, said Council requested that its membership

be enlarged by the addition, to said Council, of a representative of the New Jersey Department of Health; and

WHEREAS, The safety and expedition of traffic in New Jersey require that traffic improvement measures be applied in a coordinated manner to the greatest extent possible,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of authority vested in me by the Constitution and by the statutes of this State, do hereby order and direct:

1. That the present membership of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety, now provided for in the Executive Orders aforesaid, be enlarged by the addition thereto of a representative officially designated by the Commissioner of the New Jersey Department of Health.

Given under my hand and seal this  
[SEAL] 9th day of May, in the year of Our Lord  
one thousand nine hundred and sixty,  
and of the Independence of the United  
States, the one hundred and eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

H. CURTIS MEANOR,  
*Acting Secretary to the Governor.*

From the Office of the Governor

June 2, 1960.

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 28

I, ROBERT B. MEYNER, Governor, order and direct that beginning Monday, June 20, and continuing until Friday, September 2, all State offices shall close one half hour earlier than the regular closing hour.

[SEAL] Given under my hand and seal this second day of June, in the year of Our Lord one thousand nine hundred and sixty, and in the Independence of the United States, the one hundred and eighty-fourth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

H. CURTIS MEANOR,  
*Acting Secretary to the Governor.*

---

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 29

WHEREAS, The revenues of the State in the first six months of fiscal year 1960-1961 fell seriously below those anticipated in the general appropriations act for said fiscal year, P. L. 1960, c. 46; and

WHEREAS, It appears from a projection of the revenue experience of said first six months that the

State may end said fiscal year with a deficiency of between five and five and one-half million dollars if expenditures during the remainder of said fiscal year are made in the amounts now planned,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and statutes of this State, do hereby order that the State Treasurer shall revise the quarterly allotments to the account for construction by the State Highway Department so as to return to reserve during the remainder of fiscal year 1960-1961 an amount not less than five million dollars, nor more than five and one-half million dollars, the specific amount to be returned to reserve to be fixed, within said limits, by the State Treasurer.

[SEAL] Given under my hand and seal this 30th day of January, in the year of Our Lord one thousand nine hundred and sixty-one, and of the Independence of the United States, the one hundred and eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

EDWIN C. LANDIS, JR.,  
*Acting Secretary to the Governor.*

---

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 30

I, ROBERT B. MEYNER, Governor, order and direct that beginning Monday, June 19, and continuing until Friday, September 1, all State offices shall close one half hour earlier than the regular closing hour.

[SEAL] Given under my hand and seal this first day of June, in the year of Our Lord one thousand nine hundred and sixty-one, and in the Independence of the United States, the one hundred and eighty-fifth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

EDWIN C. LANDIS, JR.,  
*Acting Secretary to the Governor.*

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STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 31

It appearing that Frank T. Judge will retire as Director of the Division of Employment Security in the Department of Labor and Industry as of November 1, 1961, and that it is necessary to provide for the continuous operation of said Division pending the nomination and appointment of a successor; It is, therefore, on this 26th day of October, 1961,

ORDERED, that pending such nomination and appointment, Edward J. Hall, Deputy Director of the Division of Employment Security, be, and he is hereby designated Acting Director of the Division of Employment Security effective November 1, 1961.

[SEAL] Given under my hand and seal this 26th day of October, in the year of Our Lord one thousand nine hundred and sixty-one, and in the Independence of

## EXECUTIVE ORDERS

the United States, the one hundred and eighty-sixth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

EDWIN C. LANDIS, JR.,  
*Acting Secretary to the Governor.*

---

STATE OF NEW JERSEY,  
EXECUTIVE DEPARTMENT.

## EXECUTIVE ORDER No. 32

WHEREAS, Executive Order No. 31, dated November 30, 1951, as amended by Executive Order No. 11, dated April 11, 1955; No. 14 of February 20, 1956; No. 20 of July 17, 1958; No. 21 of November 7, 1958; No. 26 of February 29, 1960; and No. 27 of May 9, 1960, provided for the establishment of the State Coordinating Council on Traffic and Safety in the Department of Law and Public Safety; and

WHEREAS, The name of the said Council was changed on July 5, 1961 to the "State Coordinating Council on Traffic Safety"; and

WHEREAS, At its regular meeting on September 27, 1961, the said Council unanimously approved a resolution requesting that the membership of the Council be enlarged by the addition of a representative of the Administrative Office of the Courts; and

WHEREAS, The safety and expedition of traffic on the streets and highways of New Jersey require

full coordination of traffic improvement activities;  
and

WHEREAS, The judicial system of the State of New Jersey has an important role in this important aspect of law enforcement,

NOW, THEREFORE, I, ROBERT B. MEYNER, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the statutes of this State, do hereby order and direct:

That the present membership of the State Coordinating Council on Traffic Safety, in the Department of Law and Public Safety, now provided for in the Executive Orders aforesaid, be enlarged to include the Administrative Director of the Administrative Office of the Courts. Said Director may designate a member of his office to serve as his representative on the Council.

[SEAL] Given under my hand and seal this  
10th day of November, in the year of  
Our Lord one thousand nine hundred  
and sixty-one, and Independence of the  
United States, the one hundred and  
eighty-sixth.

ROBERT B. MEYNER,  
*Governor.*

Attest:

EDWIN C. LANDIS, JR.,  
*Acting Secretary to the Governor.*





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