LAWS—NEW JERSEY
1972

ACTS

OF THE

First Annual Session

OF THE

One Hundred and Ninety-fifth Legislature

OF THE

STATE OF NEW JERSEY

AND

Twenty-fourth Under the New Constitution



New Jersey State Library

1972

The following laws, passed by the First Annual Session of the One Hundred and Ninety-fifth Legislature, and an index of the laws, are published in accordance with R. S. 1:3–1 et seq.

PAUL J. SHERWIN,
Secretary of State.

MEMBERS

OF THE

One Hundred and Ninety-fifth Legislature

SENATORS

FIRST DISTRICT
(Cape May, Cumberland)
JAMES S. CAFIERO

SECOND DISTRICT
(Atlantic)
JOSEPH L. McGAHN

THIRD DISTRICT
(Camden, Gloucester, Salem)
(3A) JAMES M. TURNER
(3B) JOSEPH A. MARESSA
(3C) JOHN L. MILLER
(3D) FRANK C. ITALIANO

FOURTH DISTRICT
(Burlington, Ocean)
(4A) JOHN F. BROWN
(4B) BARRY T. PARKER
(4C) EDWARD J. HUGHES, JR.

FIFTH DISTRICT
(Monmouth)
JOSEPH AZZOLINA
ALFRED N. BEADLESTON
RICHARD R. STOUT

SIXTH DISTRICT
(Hunterdon, Mercer)
(6A) WILLIAM E. SCHLUTER
(6B) JOSEPH P. MERLINO

SEVENTH DISTRICT
(Middlesex)
J. EDWARD CRABIEL
JOHN A. LYNCH
NORMAN TANZMAN

EIGHTH DISTRICT
(Somerset)
RAYMOND H. BATEMAN

NINTH DISTRICT
(Union)
JEROME M. EPSTEIN
FRANCIS X. McDERMOTT
MATTHEW J. RINALDO

TENTH DISTRICT
(Morris)
JOSEPH J. MARAZITI
PETER W. THOMAS

ELEVENTH DISTRICT
(Essex)
RALPH C. DeROSE
FRANK J. DODD
MICHAEL A. GIULIANO
WYNONA M. LIPMAN
JAMES H. WALLWORK

TWELFTH DISTRICT
(Hudson)
JAMES P. DUGAN
WILLIAM F. KELLY, JR.
WILLIAM V. MUSTO

THIRTEENTH DISTRICT
(Bergen)
GARRETT W. HAGEDORN
HAROLD C. HOLLENBECK
ALFRED D. SCHIAFFO
FREDERICK E. WENDEL
JOSEPH C. WOODCOCK, JR.

FOURTEENTH DISTRICT
(Passaic)
WILLIAM J. BATE
JOSEPH HIRKALA
JOSEPH A. LAZZARA

FIFTEENTH DISTRICT
(Sussex, Warren)
WAYNE DUMONT, JR.

MEMBERS OF GENERAL ASSEMBLY

DISTRICT 1
(Cape May, Cumberland)
JOSEPH W. CHINNICI
JAMES R. HURLEY

DISTRICT 2
(Atlantic)
JAMES A. COLASURDO
STEVEN P. PERSKIE

DISTRICT 3A
(Salem, part of Gloucester)
KENNETH A. BLACK, JR.
H. DONALD STEWART

DISTRICT 3B
(Part of Gloucester, part of Camden)
KENNETH A. GEWERTZ
FRANCIS J. GORMAN

DISTRICT 3C
(Part of Camden)
WILLIAM K. DICKEY
EUGENE RAYMOND III

DISTRICT 3D
(Part of Camden)
JAMES J. FLORIO
JOHN J. HORN

DISTRICT 4A
(Part of Ocean)
FRANKLIN H. BERRY, JR.
JAMES J. MANCINI

DISTRICT 4B
(Part of Ocean, part of Burlington)
BENJAMIN H. MABIE
H. KENNETH WILKIE

DISTRICT 4C
(Part of Burlington)
GEORGE H. BARBOUR
CHARLES B. YATES

DISTRICT 5 At-Large
(Monmouth)
JOSEPH E. ROBERTSON

DISTRICT 5A
(Part of Monmouth)
JOHN I. DAWES
BRIAN T. KENNEDY

DISTRICT 5B
(Part of Monmouth)
CHESTER APY
EUGENE J. BEDELL

DISTRICT 6A
(Hunterdon, part of Mercer)
WALTER E. FORAN
KARL WEIDEL

DISTRICT 6B
(Part of Mercer)
FRANCIS J. McMANIMON
S. HOWARD WOODSON, JR.

DISTRICT 7 At-Large
(Middlesex)
EDWIN A. KOLODZIEJ

DISTRICT 7A
(Part of Middlesex)
PETER P. GARIBALDI
WILLIAM J. HAMILTON, JR.

DISTRICT 7B
(Part of Middlesex)
JAMES BORNHEIMER
JOHN H. FROUDE

DISTRICT 7C
(Part of Middlesex)
THOMAS J. DEVERIN
JOHN J. FAY, JR.

DISTRICT 8
(Somerset)
JOHN H. EWING
MILLICENT H. FENWICK

DISTRICT 9A
(Part of Union)
JOSEPH J. HIGGINS
ALEXANDER J. MENZA

DISTRICT 9B
(Part of Union)
C. LOUIS BASSANO
HERBERT H. KIEHN

DISTRICT 9C
(Part of Union)
ARTHUR A. MANNER
PETER J. McDONOUGH

DISTRICT 10A
(Part of Morris)
JOSEPHINE S. MARGETTS
ALBERT W. MERCK

DISTRICT 10B
(Part of Morris)
ANN KLEIN
JAMES P. VREELAND, JR.

DISTRICT 11A
(Part of Essex)
RONALD OWENS
GEORGE C. RICHARDSON

DISTRICT 11B
(Part of Essex)
ANTHONY IMPERIALE
FRANK G. MEGARO

DISTRICT 11C
(Part of Essex)
JOHN N. DENNIS
CARL A. ORECHIO

DISTRICT 11D
(Part of Essex)
ELDRIDGE HAWKINS
PETER G. STEWART

DISTRICT 11E
(Part of Essex)
PHILIP D. KALTENBACHER
THOMAS H. KEAN

DISTRICT 12 At-Large
(Hudson)
DAVID FRIEDLAND

DISTRICT 12A
(Part of Hudson)
JOSEPH A. LEFANTE
DAVID A. WALLACE

DISTRICT 12B
(Part of Hudson)
MICHAEL P. ESPOSITO
WILLIAM G. WILKERSON

DISTRICT 12C
(Part of Hudson)
SILVIO J. FAILLA
CHRISTOPHER J. JACKMAN

DISTRICT 13A
(Part of Bergen)
HAROLD A. PARETI
PETER J. RUSSO

DISTRICT 13B
(Part of Bergen)
BYRON M. BAER
ALBERT BURSTEIN

DISTRICT 13C
(Part of Bergen)
C. GUS RYS
JOHN A. SPIZZIRI

DISTRICT 13D
(Part of Bergen)
RICHARD W. DE KORTE
CHARLES E. REID

DISTRICT 13E
(Part of Bergen)
EDWARD H. HYNES
ROBERT C. VEIT

DISTRICT 14 At-Large
(Passaic)
VINCENT OZZIE PELLECCHIA
JOHN J. SINSIMER

DISTRICT 14A
(Part of Passaic)
HERBERT C. KLEIN

DISTRICT 14B
(Part of Passaic)
WILLIAM HICKS

DISTRICT 14C
(Part of Passaic)
JOHN F. EVERS

DISTRICT 15
(Sussex, Warren)
WALTER C. KEOGH-DWYER
ROBERT E. LITTELL

LAWS

ACTS

PASSED BY THE

First Annual Session

OF THE

One Hundred and Ninety-fifth Legislature

CHAPTER 1

AN ACT concerning residence requirements of policemen and firemen in certain cases.

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

1. No proceeding, claim or suit shall be brought or action taken for disciplinary purposes or removal or suspension from office against a member of a municipal police or paid or part-paid fire department or force during the period beginning on January 11, 1972 and continuing through March 3, 1972, on the grounds of violation of or failure to comply with the municipal residency requirement of any statute, law, ordinance, rule or regulation.

2. This act shall take effect immediately and apply retroactively to January 11, 1972 and continue in effect until March 3, 1972.

Approved February 7, 1972.

CHAPTER 2

AN ACT concerning the Budget Message to be transmitted by the Governor to the Legislature for the fiscal year July 1, 1972 to June 30, 1973.

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

1. Notwithstanding the provisions of any other law, the Governor shall transmit his Budget Message for the fiscal year July 1, 1972 to June 30, 1973 to the Legislature on or before February 14, 1972.

2. This act shall take effect immediately.

Approved February 10, 1972.

CHAPTER 3

AN ACT concerning residence requirements of policemen and firemen, providing certain preferences in certain cases, amending N. J. S. 40A:14–10.1, 40A:14–13, 40A:14–123.1 and 40A:14–145, supplementing Title 40A of the New Jersey Statutes and repealing parts of the statutory law.

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

C. 40A:14-9.1 Residency as condition of employment.

1. No municipality shall pass any ordinance, resolution, rule, regulation, order or directive, making residency therein a condition of employment for the purpose of original appointment, continued employment, promotion, or for any other purpose for any member of a paid fire department and force or paid member of a part-paid fire department and force, and any such ordinance, resolution, rule, regulation, order or directive in existence on the effective date of this act or passed hereafter shall be void and have no force or effect.

C. 40A:14-9.2 Eligibility of nonresidents for appointment.

2. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, applicants for appointment to the paid fire department and force or as paid members of the part-paid fire department and force who are not residents of the municipality shall be eligible for appointment thereto notwithstanding the provision of any statute, law, ordinance, rule or regulation to the contrary.

C. 40A:14-9.3 Appointment of residents in municipalities wherein Title 11 is operative.

3. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, the appointing authority in the selec-

tion of an appointee to the paid fire department and force or as a paid member of a part-paid fire department and force shall appoint a resident of the municipality rather than a nonresident in any instance in which the resident and nonresident achieved the same final average score in the entrance test for such position, provided however that the preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to chapter 27 of Title 11 of the Revised Statutes or any other provision of law.

C. 40A:14-9.4 Promotion of residents in municipalities wherein Title 11 is operative.

4. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, promotions to positions on the paid or part-paid fire department and force shall be based upon merit as determined by suitable promotion tests for such positions, provided however that a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to chapter 27 of Title 11 of the Revised Statutes or any other provision of law.

C. 40A:14-9.5 Appointment of residents in municipalities wherein Title 11 is not in operation.

5. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is not in operation but wherein appointments to positions on the paid or part-paid fire department and force are based upon merit as determined by suitable tests, a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to any other provision of law.

C. 40A:14-9.6 Promotion of residents in municipalities wherein Title 11 is not in operation.

6. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is not in operation but wherein promotions to positions on the paid or part-paid fire department and force are based upon merit as determined by suitable promotion tests for such positions, a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce

or affect the preferences granted to veterans pursuant to any other provision of law.

C. 40A:14-9.7 Department members to continue to serve.

7. Any person serving as a member of a paid fire department and force or paid member of a part-paid fire department and force pursuant to the provisions of any act repealed by this act shall continue to serve in such position and need not comply with any residency requirement which may have been a condition of his continued employment thereunder.

8. N. J. S. 40A:14–10.1 is amended to read as follows:

Residence requirements for persons discharged or released from the military service.

40A:14–10.1. Any person who has served in the armed services of the United States and been discharged or released from such service under conditions other than dishonorable within 6 months prior to making application to any municipality for appointment as a member or officer of the paid or part-paid fire department and force, may be appointed a member or officer of such paid or part-paid fire department and force if otherwise qualified notwithstanding that he was not a resident of New Jersey at the time of such application provided, at the time of making application for appointment said person signs a notice of intention and agreement to become a resident of New Jersey within 6 months from the date of appointment.

In the event such appointee fails to become a resident of New Jersey within the aforementioned 6-month period, he shall then cease to be a member or officer of said paid or part-paid fire department or force. The governing body shall cause to be served on the officer or member at least 15 days before the expiration of the period of nonresidency permitted, a notice that he is required to become a resident of New Jersey within the time mentioned, and in the event such notice is not given for the officer or member to become a resident of New Jersey the time for the officer or member to become a resident of New Jersey is extended until such notice is given.

9. N. J. S. 40A:14–13 is amended to read as follows:

Appointment of temporary members and officers; termination of temporary employment.

40A:14–13. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is in operation, whenever a vacancy occurs in the fire department or force by reason of the granting of a leave of absence as provided by law, the appointing authority shall

certify to the Civil Service Commission the reason for such vacancy, the name of the person and his office or position.

The appointing authority may fill temporarily such office or position by the appointment of any person who:

(1) is over 21 and not over 45 years of age;

(2) is a citizen of the United States and a resident of New Jersey;

(3) is able to read, write and speak the English language well and intelligently;

(4) is of good moral character; and

(5) has not been convicted of any criminal offense involving moral turpitude.

Such temporary employment shall terminate upon the date when the appointee's predecessor returns to his duties, or when it is determined that said predecessor will not return, or sooner when deemed advisable by said appointing authority.

C. 40A:14-9.8 Residency in New Jersey.

10. Every member of a paid fire department and force and every paid member of a part-paid fire department and force shall be a resident of the State of New Jersey while serving in such position. Members appointed after the effective date of this act shall be residents of New Jersey at the time of their appointment and thereafter unless otherwise provided herein.

C. 40A:14-122.1 Residency as condition of employment.

11. No municipality shall pass any ordinance, resolution, rule, regulation, order or directive, making residency therein a condition of employment for the purpose of original appointment, continued employment, promotion, or for any other purpose for any member of a police department and force and any such ordinance, resolution, rule, regulation, order or directive in existence on the effective date of this act or passed hereafter shall be void and have no force or effect.

C. 40A:14-122.2 Eligibility of nonresidents for appointment.

12. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, applicants for appointment to the police department and force who are not residents of the municipality shall be eligible for appointment thereto notwithstanding the provision of any statute, law, ordinance, rule or regulation to the contrary.

C. 40A:14-122.3 Appointment of residents in municipalities wherein Title 11 is operative.

13. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, the appointing authority in the

selection of an appointee to the police department and force shall appoint a resident of the municipality rather than a nonresident in any instance in which the resident and nonresident achieved the same final average score in the entrance tests for such position, provided however that the preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to chapter 27 of Title 11 of the Revised Statutes or any other provision of law.

C. 40A:14-122.4 Promotion of residents in municipalities wherein Title 11 is operative.

14. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is operative, promotions to positions on the police department and force shall be based upon merit as determined by suitable promotion tests for such positions, provided however that a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to chapter 27 of Title 11 of the Revised Statutes or any other provision of law.

C. 40A:14-122.5 Appointment of residents in municipalities wherein Title 11 is not in operation.

15. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is not in operation but wherein appointments to positions on the police department and force are based upon merit as determined by suitable tests, a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to any other provision of law.

C. 40A:14-122.6 Promotion of residents in municipalities wherein Title 11 is not in operation.

16. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is not in operation but wherein promotions to positions on the police department and force are based upon merit as determined by suitable promotion tests for such positions, a resident shall be appointed rather than a nonresident thereof in any instance in which the resident and nonresident achieved the same final average score in such test. The preference granted by this section shall in no way diminish, reduce or affect the preferences granted to veterans pursuant to any other provision of law.

C. 40A:14-122.7 Department members to continue to serve.

17. Any person serving as a member of a police department and force pursuant to the provisions of any act repealed by this act shall continue to serve in such position and need not comply with any residency requirement which may have been a condition of his continued employment thereunder.

C. 40A:14-122.8 Residency in New Jersey.

18. Every member of a police department and force shall be a resident of the State of New Jersey while serving in such position. Members appointed after the effective date of this act shall be residents of New Jersey at the time of their appointment and thereafter unless otherwise provided herein.

19. N. J. S. 40A:14–123.1 is amended to read as follows:

Residence requirements for persons discharged or released from the military service.

40A:14–123.1. Any person who has served in the armed services of the United States and been discharged or released from such service under conditions other than dishonorable within 6 months prior to making application to any municipality for appointment as a member or officer of the police department or force, may be appointed a member or officer of such police department or force if otherwise qualified notwithstanding that he was not a resident of New Jersey at the time of such application provided, at the time of making application for appointment said person signs a notice of intention and agreement to become a resident of New Jersey within 6 months from the date of appointment.

In the event such appointee fails to become a resident of New Jersey within the aforementioned 6-month period, he shall then cease to be a member or officer of said police department or force. The governing body shall cause to be served on the officer or member at least 15 days before the expiration of the period of nonresidency permitted, a notice that he is required to become a resident of New Jersey within the time mentioned, and in the event such notice is not given for the officer or member to become a resident of New Jersey the time for the officer or member to become a resident of New Jersey is extended until such notice is given.

20. N. J. S. 40A:14–145 is amended to read as follows:

Appointment of temporary members and officers; general qualifications; termination of employment.

40A:14–145. In any municipality wherein Title 11 (Civil Service) of the Revised Statutes is in operation, and a vacancy occurs in the police department or force by reason of the granting of a leave

of absence, as provided by law, the appointing authority shall certify to the Civil Service Commission the reason for such vacancy, the name of the person and his office or position.

The appointing authority may fill temporarily such office or position by the appointment of any person who:

(1) is over 21 and under 45 years of age;

(2) is a citizen of the United States and a resident of New Jersey;

(3) is able to read, write and speak the English language well and intelligently;

(4) is of good moral character; and

(5) has not been convicted of any criminal offense involving moral turpitude.

Such temporary employment shall terminate upon the date the appointee's predecessor returns to his duties, or when it is determined that said predecessor will not return, or sooner, when deemed advisable by said appointing authority.

Repealer.

21. Sections 40A:14–10, 40A:14–11, 40A:14–11.1, 40A:14–123, 40A:14–124, 40A:14–125 and 40A:14–126 of the New Jersey Statutes are repealed.

22. This act shall take effect immediately.

Approved February 15, 1972.

CHAPTER 4

AN ACT concerning mutual aid and assistance agreements among municipalities for fire and police protection in certain cases and amending N. J. S. 40A:14–26 and N. J. S. 40A:14–156.

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

1. N. J. S. 40A:14–26 is amended to read as follows:

Assistance of fire department or force in other municipalities; members' and officers' compensation rights unaffected in case of casualty or death.

40A:14–26. In the event of an emergency the chief or head of any municipal fire department or force or the mayor or chief executive officer of any municipality may request from the chief or the head of the fire department or force of any other contiguous municipality assistance to protect life and property outside the normal terri-

torial jurisdiction of the department to which such request is directed.

The chief or head of the fire department or force upon whom such a request for assistance is made shall provide such personnel and equipment as requested to the extent possible without endangering person or property within its own municipality.

Any municipality receiving assistance shall pay to the fire department or force providing the assistance a sum computed at the rate of $3.00 for each member and $35.00 for each equipped fire apparatus for each hour supplied unless terms and conditions for payment are otherwise provided for in an agreement between the several municipalities.

Volunteer fire departments shall be required to respond to such requests for assistance only to the extent they have agreed to do so in an agreement with a paid fire department or force or a municipality.

If any member or officer of such other fire department or force in rendering such assistance shall suffer any casualty or death he or his designee or legal representative shall be entitled to all salary, pension rights, workmen's compensation and other benefits as if such casualty or death occurred in the performance of his duties in his own municipality or other jurisdiction in which his duties are normally carried on.

2. N. J. S. 40A:14–156 is amended to read as follows:

Police assistance in other municipalities; pension and compensation rights unaffected in case of casualty or death.

40A:14–156. In the event of an emergency the chief or other head of any municipal police department or force or any park police department or system or the mayor or chief executive officer of the municipality may request, from the chief or other head of the police department or force of any contiguous municipality, assistance outside the territorial jurisdiction of the department to which such request is directed for police aid, in order to protect life and property or to assist in suppressing a riot or disorder and while so acting, the members of the police department or force supplying such aid shall have the same powers and authority as have the members of the police department or force of the municipality in which such aid is being rendered.

The chief or head of the police department or force upon whom such a request for assistance is made shall provide such personnel

and equipment as requested to the extent possible without endangering person or property within its own municipality.

Any municipality receiving assistance shall pay to the police department or force providing the assistance a sum computed at the rate of $3.00 for each member and $5.00 for each vehicle for each hour supplied unless terms and conditions for payment are otherwise provided for in an agreement between the several municipalities.

If any member or officer of such other police department or force in rendering such assistance shall suffer a casualty or death, he or his designee or legal representative shall be entitled to all salary, pension rights, workmen's compensation and other benefits as if such casualty or death occurred in the performance of his duties in his own municipality or other territorial jurisdiction in which his duties are normally carried on.

3. This act shall take effect immediately.

Approved February 15, 1972.

CHAPTER 5

AN ACT to supplement "An act to provide State aid to certain municipalities for the purposes of enabling such municipalities to maintain and upgrade municipal services and making an appropriation therefor," approved March 29, 1971 (P. L. 1971, c. 64).

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

1. Those municipalities which received State aid pursuant to the provisions of P. L. 1971, c. 64, may anticipate in the municipal budget prepared for the year 1972 an amount equivalent to that which they received under section 3 of the act which this act supplements. The Director of the Division of Local Finance in the Department of Community Affairs shall determine and certify the amount payable to each qualifying municipality within 5 days of the effective date of this act.

2. Within 10 days after the certification of the amount of State aid to be received pursuant to this act, the governing body of each qualifying municipality shall submit to the director a plan for the

use of such aid for the purposes of maintaining, upgrading or augmenting municipal services, or for tax reduction.

3. Upon submission of each plan, the director shall certify to the State Treasurer the amount of State aid payable to each municipality pursuant to this act, which aid shall be in addition to all other aid to municipalities. The State Treasurer, upon the certification of the director and upon the warrant of the State Comptroller, shall pay and distribute to each qualifying municipality on October 1, 1972, or as soon thereafter as practicable, the amount determined and certified.

4. Notwithstanding any provisions of the Local Budget Law, any municipality qualifying for State aid under the provisions of this act may anticipate the receipt of the amount of State aid certified to it by the director and may file such amendments or corrections in its local budget as may be required to properly reflect such amount in its budget for the year 1972.

5. This act shall take effect immediately.

Approved February 22, 1972.

CHAPTER 6

AN ACT concerning senior citizen tax deductions, amending P. L. 1963, c. 172.

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

1. Section 1 of P. L. 1963, c. 172 (C. 54:4–8.40) is amended to read as follows:

C. 54:4-8.40 Definitions.

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 and retirement benefits. For the purpose of claiming a deduction from taxes for any tax year, pursuant to this act, "income" shall be deemed to be equal in amount to the income which the taxpayer reasonably anticipates he will receive during the tax year for which such deduction is claimed and shall be exclusive of benefits under any one of the following:

(1) the Federal Social Security Act and all amendments and supplements thereto;

(2) any other program of the Federal Government or pursuant to any other Federal law which provides benefits in whole or in part in lieu of benefits referred to in, or for persons excluded from coverage under, (1) hereof including but not limited to the Federal Railroad Retirement Act and Federal pension, disability and retirement programs; or

(3) pension, disability or retirement programs of any state or its political subdivisions, or agencies thereof, for persons not covered under (1) hereof;

provided, however, that the total amount of benefits to be allowed exclusion by any owner under (2) or (3) hereof shall not be in excess of the maximum amount of benefits payable to, and allowable for exclusion by, an owner in similar circumstances under (1) hereof.

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

(c) "Post-tax year" means the calendar year immediately following the "tax year."

(d) "Resident" means one legally domiciled within the State of New Jersey for a period of 1 year 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.

(e) "Senior citizen's deduction" means the deduction against the taxes payable by any person, allowable pursuant to this act.

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

2. This act shall take effect immediately and shall be applicable with respect to tax deductions for the tax year 1972 and thereafter.

Approved March 15, 1972.

CHAPTER 7

AN ACT to amend the "New Jersey Soldiers' and Sailors' Civil Relief Act of 1968," approved June 21, 1968 (P. L. 1968, c. 78).

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

1. Section 26 of P. L. 1968, c. 78 (C. 38:23A–60) is amended to read as follows:

C. 38:23A-60 Duration of act.

26. This act shall remain in force and effect until July 1, 1974; provided, that wherever in any section or provision of this act a proceeding, remedy, privilege, stay, limitation, accounting or other transaction has been authorized or provided with respect to military service performed prior to the date herein fixed for the termination of this act, such section or provision shall be deemed to continue in full force and effect so long as may be necessary for the exercise or enjoyment of such proceeding, remedy, privilege, stay, limitation, accounting or other transaction.

2. This act shall take effect immediately.

Approved April 7, 1972.

CHAPTER 8

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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

1. There is hereby appropriated from the General Treasury for the expenses of the commission to be established pursuant to "A joint resolution creating an Off-Track Betting Study Commission" now pending before the Legislature as 1972 Senate Joint Resolution No. 11 the sum of $25,000.00. The funds provided herein shall

be reappropriated for fiscal 1973 to cover continuing expenses of the commission.

2. This act shall take effect immediately upon the enactment of 1972 Senate Joint Resolution No. 11.

Approved April 7, 1972.

CHAPTER 9

AN ACT to amend "An act concerning claims against the State," approved June 15, 1970 (P. L. 1970, c. 98).

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

1. Section 1 of P. L. 1970, c. 98 (C. 52:4A–1) is amended to read as follows:

C. 52:4A-1 Claims against the State.

1. Except for actions founded upon the Constitution of this State or the United States or an express provision of the statutory laws of this State, no action shall be instituted or continued against the State or any department or other agency thereof for the recovery of money damages, based on tort, where the cause of action accrues prior to July 1, 1972.

2. This act shall take effect immediately.

Approved April 7, 1972.

CHAPTER 10

AN ACT relating to public buildings and making appropriations for construction, reconstruction, development, extension, improvement and equipment of public buildings, all for higher education purposes.

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

1. There is hereby appropriated to the Department of Higher Education from the Higher Education Buildings Construction

Fund, established pursuant to the New Jersey Higher Education Buildings Construction Bond Act of 1971, P. L. 1971, c. 164, the sum of $75,345,000.00, or that portion thereof as may be required, for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various public institutions of higher education. The appropriations will fund the foregoing types of projects approved by the Board of Higher Education in the amounts and at the institutions as follows:

Institution		Amount
Glassboro State College		$ 1,234,000
Alterations and renovations to existing structures, design	$ 180,000	
Site development and utilities	1,054,000	
Jersey City State College		593,000
Alterations and renovations to existing structures, design	$ 107,000	
Site development and utilities	186,000	
Maintenance building	300,000	
Montclair State College		1,605,000
Alterations and renovations to existing buildings	$ 900,000	
Site development and utilities, design	105,000	
Maintenance building	600,000	
Newark State College		6,640,000
Classroom building	$4,500,000	
Alterations and renovations to existing structures	1,000,000	
Site development and utilities	1,140,000	
Ramapo College of New Jersey		4,053,000
Science building	$2,085,000	
Physical education building	718,000	
Athletic fields, site development and utilities	1,250,000	
Richard Stockton State College		5,260,000
Phase III academic facilities	$3,450,000	
Site development and utilities	1,810,000	
Trenton State College		1,610,000
Alterations and renovations to existing structures	$ 865,000	

Institution		Amount
Athletic fields, site development and utilities	$ 745,000	
William Paterson College of New Jersey		$1,580,000
Alterations and renovations to existing structures	$ 540,000	
Site development and utilities	1,040,000	
Rutgers, The State University		2,370,000
Newark — Physical education building, design	$ 70,000	
Property acquisition and renovations	150,000	
Camden — Science facilities and renovations, design	30,000	
Douglass-Cook—Library addition, design	70,000	
Renovations and alterations	250,000	
Site development and utilities	1,000,000	
Livingston — Expansion including academic building	800,000	
College of Medicine and Dentistry of New Jersey Medical Science Facility at Newark		50,000,000
Newark College of Engineering Alterations and Renovations to existing structures		400,000
Total		$75,345,000

2. There is hereby appropriated to the Department of Higher Education from the Higher Education Buildings Construction Fund, established pursuant to the Higher Education Buildings Construction Bond Act of 1971, P. L. 1971, c. 164, the sum of $3,915,000.00, or that portion thereof as may be required, as the State's 50% share for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various county colleges for the period January 1, 1972 to June 30, 1972 and repayment of $915,000.00 advanced from the Public Buildings Construction Fund, as approved by the Board of Higher Education.

3. This act shall take effect immediately.

Approved April 11, 1972.

CHAPTER 11

A SUPPLEMENT to "An act relating to public buildings and making appropriations for construction, reconstruction, development, extension, improvement and equipment of public buildings, all for education purposes," approved April 2, 1969 (P. L. 1969, c. 13).

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

1. There is hereby appropriated to the Department of Higher Education from the Public Buildings Construction Fund the sum of $13,709,000.00, or that portion thereof as may be required, for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various public institutions of higher education. The appropriations will fund the foregoing types of projects approved by the Board of Higher Education in the amounts and at the institutions as follows:

Institution		Amount
Rutgers, The State University		$6,449,000
Douglass Fine Art Center	$3,990.00	
Livingston College, expansion including Academic building	2,459,000	
College of Medicine and Dentistry of New Jersey Teaching Facilities at Rutgers Medical School		7,260,000
Total		$13,709,000

2. There is hereby appropriated to the Department of Higher Education from the Public Building Construction Fund the sum of $3,284,504.00, or that portion thereof as may be required, as the State's 50% share for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various county colleges as approved by the Board of Higher Education.

3. This act shall take effect immediately.

Approved April 11, 1972.

CHAPTER 12

AN ACT to amend and supplement the "Emergency Transportation Tax Act," approved May 29, 1961 (P. L. 1961, c. 32) and repealing section 15 thereof.

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

1. Section 2 of P. L. 1961, c. 32 (C. 54:8A–2) is amended to read as follows:

C. 54:8A-2 Imposition of tax; levy; collection; payment; exemptions.

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 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.

(c) Notwithstanding the foregoing, for taxable years beginning on or after January 1, 1972 no tax shall be payable under section 6 (c) (C. 54:8A–6 (c)) by:

(1) Any individual whose gross income for the taxable year is $2,500.00 or less, provided such individual is not married nor the head of a household nor a surviving spouse;

(2) Any head of a household or surviving spouse whose gross income for the taxable year is $5,000.00 or less; and

(3) Any husband or wife whose gross income for the taxable year, determined jointly, is $5,000.00 or less, or the aggregate of whose gross income for the taxable year, determined separately, is $5,000.00 or less.

2. Section 6 of P. L. 1961, c. 32 (C. 54:8A–6) is amended to read as follows:

C. 54:8A-6 Rates; computation of tax upon entire net income.

6. (a) (Deleted by amendment.)

(b) For taxable years beginning on and after January 1, 1968, through and including those ending in 1971, the tax imposed by this act upon entire net income shall be computed at the following rates:

On such of the amount as exceeds	But does not exceed	The tax is
$0	$1,000	2%
$1,000	3,000	$20 plus 3% of excess over $1,000
3,000	5,000	80 plus 4% of excess over 3,000
5,000	7,000	160 plus 5% of excess over 5,000
7,000	9,000	260 plus 6% of excess over 7,000
9,000	11,000	380 plus 7% of excess over 9,000
11,000	13,000	520 plus 8% of excess over 11,000
13,000	15,000	680 plus 9% of excess over 13,000
15,000	17,000	860 plus 10% of excess over 15,000
17,000	19,000	1,060 plus 11% of excess over 17,000
19,000	21,000	1,280 plus 12% of excess over 19,000
21,000	23,000	1,520 plus 13% of excess over 21,000
23,000	.....	1,780 plus 14% of excess over 23,000

(c) For taxable years ending after December 31, 1971, the tax imposed by this act upon entire net income shall be computed at the following rates:

On such of the amount as exceeds	But does not exceed	The tax is
$0	$1,000	2%
$1,000	3,000	$20 plus 3% of excess over $1,000
3,000	5,000	80 plus 4% of excess over 3,000
5,000	7,000	160 plus 5% of excess over 5,000
7,000	9,000	260 plus 6% of excess over 7,000
9,000	11,000	380 plus 7% of excess over 9,000
11,000	13,000	520 plus 8% of excess over 11,000
13,000	15,000	680 plus 9% of excess over 13,000
15,000	17,000	860 plus 10% of excess over 15,000

On such of the amount as exceeds	But does not exceed	The tax is
$17,000	$19,000	$1,060 plus 11% of excess over $17,000
19,000	21,000	1,280 plus 12% of excess over 19,000
21,000	23,000	1,520 plus 13% of excess over 21,000
23,000	25,000	1,780 plus 14% of excess over 23,000
25,000	.....	2,060 plus 15% of excess over 25,000

(d) For each taxable year beginning in 1971 and ending in 1972 two tentative taxes shall be computed, the first as provided in subsection (b) and the second as provided in subsection (c), and the tax for such year shall be the sum of that proportion of each tentative tax which the number of days in 1971 and the number of days in 1972, respectively, bears to the number of days in the entire taxable year.

(e) For taxable years beginning on or after January 1, 1972, the tax imposed by section 6.1 (C. 54:8A–6.1) on minimum taxable income, as defined in section 6.2 (C. 54:8A–6.2) shall be at the rate of 6%.

3. Section 10 of P. L. 1970, c. 304 (C. 54:8A–6.2) is amended to read as follows:

C. 54:8A-6.2 Rate of minimum income tax.

(a) The minimum taxable income shall be the sum of the items of tax preference, as described in subsection (b) of this section, reduced (but not below zero) by the aggregate of the following:

(1) The applicable specific deduction described in subsection (c) of this section;

(2) The tax determined under subsection (b) of section 6 (C. 54:8A–6) for the taxable year; and

(3) To the extent that the sum of the items of tax preference exceeds the applicable specific deduction described in subsection (c) of this section plus the tax described in paragraph 2 above, the amount of any net operating loss of the taxpayer, determined as provided in subsection (b)(5) of section 35 (C. 54:8A–35), which remains as a net operating loss carryover to a succeeding taxable year. In such case, however, the amount of such net operating loss used to reduce the sum of the items of tax preference shall be treated as an item of tax preference in the next succeeding taxable years, in order of time, to the extent that such net operating loss carryover reduces taxable income.

(b) For purposes of this act, the term "items of tax preference" shall mean the Federal items of tax preference, as defined in the laws of the United States, derived from or connected with New Jersey sources, for the taxable year, with the modifications as may be prescribed by regulations of the Division of Taxation which relate to income derived from or connected with New Jersey sources.

(1) The Federal items of tax preference for amortization of certified pollution control facilities shall be excluded from the computation of items of tax preference with respect to industrial waste treatment facilities and air pollution control facilities which qualify.

(2) The Federal items of tax preference with respect to depletion shall be excluded from the computation of items of tax preference.

(3) The Federal item of tax preference for capital gains shall be computed by subtracting from such tax preference item ⅕ of the net long-term capital gain deduction.

(c) Specific deduction. An amount which bears the same ratio to $5,000.00, or $2,500.00 in the case of a married individual filing a separate return, as his items of tax preference computed under subsection (b) of this section bear to his total Federal items of tax preference.

(d) (Deleted by amendment.)

4. Section 9 of P. L. 1961, c. 32 (C. 54:8A–9) is amended to read as follows:

C. 54:8A-9 Standard deduction.

9. (a) Any taxpayer 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."

For taxable years beginning in 1971, the standard deduction shall be 13% of gross income or $1,500.00, whichever is less; for taxable years beginning in 1972, the standard deduction shall be 14% or $2,000.00 whichever is less; and for taxable years beginning in 1973 and thereafter the standard deduction shall be 15% or $2,000.00, whichever is less.

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; except that for taxable years

beginning in 1971 the standard deductions shall be 13% of gross income or $1,500.00, whichever is less; for taxable years beginning in 1972 the standard deduction shall be 14% or $2,000.00, whichever is less; and for taxable years beginning in 1973 and thereafter the standard deduction shall be 15% or $2,000.00, whichever is less.

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.

(b) Minimum New Jersey standard deduction. For taxable years beginning in 1972 and thereafter:

(1) The New Jersey standard deduction of an individual who is not married nor the head of the household nor a surviving spouse shall be the amount determined under subsection (a) of this section or $1,000.00, whichever is greater;

(2) The New Jersey standard deduction of a husband and wife whose New Jersey taxable income is determined jointly, or of the head of a household, or of a surviving spouse, shall be the amount determined under subsection (a) of this section or $1,500.00, whichever is greater; and

(3) The aggregate New Jersey standard deductions of a husband and wife whose New Jersey taxable incomes are determined separately shall be the amount determined under subsection (a) of this section or $1,500.00, whichever is greater, and such standard deductions may be taken by either or divided between them as they may elect.

5. Section 36 of chapter 32 of the laws of 1961 (C. 54:8A–36) is amended to read as follows:

C. 54:8A-36 Computation of gross income from Federal adjusted gross income figure.

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 Legisla-

ture 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;

(E) In the case of a taxpayer who has deducted ½ of the amount by which net long-term capital gain exceeds net short-term capital loss for the taxable year, ⅕ of the amount so deducted;

(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 or Federal items of tax preference 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 or Federal items of tax preference 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.

6. Section 39 of P. L. 1961, c. 32 (C. 54:8A–39) is amended to read as follows:

C. 54:8A-39 Net capital gain or loss; computation; deductions.

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.

(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 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 net capital gain exceeds the net capital loss, 40% of the amount of such excess shall be a deduction from gross income.

7. Section 44 of P. L. 1961, c. 32 (C. 54:8A–44) is amended to read as follows:

C. 54:8A-44 Persons required to file.

44. (a) On or before the filing date prescribed in section 18 (C. 54:8A–18) of this act, an income tax return shall be made and filed by or for 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 (C. 54:8A–10) of this act, or having any items of tax preference derived from or connected with New Jersey sources in excess of the specific deduction provided in section 6.2(c) (C. 54:8A–6.2(c)).

(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.

(4) Marital or other status. An individual's marital or other status under subsection 2(c) (C. 54:8A–2(c)) and subsection 9(b) (C. 54:8A–9(b)) shall be presumed to be the same as his marital or other status for purposes of establishing the applicable Federal income tax rates. However, an individual who is a nonresident alien for Federal income tax purposes and who fails to qualify under subsection 2(c) or subsection 9(b) solely by reason of his status for purposes of establishing the applicable Federal income tax rates shall, nevertheless, qualify under such provisions provided he files a statement with his return setting forth such information in respect to his status as the director shall prescribe.

(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) 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.

(f) If the amount of net income or Federal items of tax preference 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, or Federal items of tax preference such taxpayer shall report such change or corrected net income, or Federal items of tax preference 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.

8. Section 48 of P. L. 1961, c. 32 (C. 54:8A–48) is amended to read as follows:

C. 54:8A-48 Taxable year; method of accounting.

48. (a) A taxpayer's taxable year under this act shall be the same as his taxable year for Federal income tax purposes.

(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 and the exemptions 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.

C. 54:8A-6.3 Tax surcharge.

9. Tax surcharge. (a) In addition to the taxes imposed by sections 6(c) (C. 54:8A–6(c)) and 6(e) (C. 54:8A–6(e)), there is hereby imposed on the income of every taxpayer for the taxable years ending after December 31, 1971 and commencing on or before December 31, 1976 a tax at the rate of 2½% of the taxes imposed under sections 6(c) (C. 54:8A–6(c)) and 6(e) (C. 54:8A–6(e)) before the deduction of any credits against tax allowable for such year.

(b) Provided, however, that for each taxable year beginning in 1971 and ending in 1972, a tentative tax shall be computed as provided in subsection (a) except that the tax imposed under section 2 (C. 54:8A–2) shall be computed in accordance with the rates set forth in subsection 6(c) thereof; the additional tax imposed under this section for such year shall be that proportion of such tentative tax as the number of days in 1972 bears to the number of days in the entire taxable year.

(c) Provided further that for each taxable year beginning in 1976 and ending in 1977, a tentative tax shall be computed as provided in subsection (b) hereof and the additional tax imposed under this section for such year shall be that proportion of such tentative tax as the number of days in 1976 bears to the number of days in the entire taxable year.

C. 54:8A-15 Repealed.

10. Section 15 of P. L. 1961, c. 32 (C. 54:8A–15) is repealed.

11. This act shall take effect immediately and shall apply to taxable years beginning on or after January 1, 1972.

Approved April 17, 1972.

CHAPTER 13

AN ACT to amend the "State Medical Examiner Act," approved November 20, 1967 (P. L. 1967, c. 234) and transferring the powers, duties and functions of the State Medical Examiner to an office of the State Medical Examiner in the Division of Criminal Justice in the Department of Law and Public Safety.

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

1. Section 2 of P. L. 1967, c. 234 (C. 52:17B–79) is amended to read as follows:

C. 52:17B-79 State Medical Examiner; term, salary.

2. There is hereby established in the Division of Criminal Justice in the State Department of Law and Public Safety the office of the "State Medical Examiner" which shall be under the immediate supervision of an officer to be known as the State Medical Examiner who shall be a duly licensed physician, a graduate of a regularly chartered and legally constituted medical school or college and a qualified forensic pathologist. He shall be appointed by the Governor, with the advice and consent of the Senate, and shall serve for a term of 5 years and until his successor is appointed and has qualified. He shall receive such salary as shall be provided by law. The Attorney General shall, subject to provisions of Title 11 of the Revised Statutes relating to Civil Service, appoint such other personnel as he may consider necessary for the efficient performance of the work of the division. He shall prescribe the duties of all such persons thus appointed and shall fix their compensation within the limits of available appropriations.

C. 52:17B-79.1 Continuance in office.

2. The State Medical Examiner in office shall continue in office for the term for which appointed and until his successor is appointed.

C. 52:17B-79.2 Transfer of agency.

3. The transfer to be made pursuant to this act shall be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

4. This act shall take effect immediately.

Approved April 17, 1972.

CHAPTER 14

AN ACT to amend "An act to define and regulate certain retail installment sales and to license and regulate motor vehicle installment sellers and sales finance companies, to repeal P. L. 1948, c. 419 and supplementing Title 17 of the Revised Statutes," approved June 9, 1960 (P. L. 1960, c. 40) as said title was amended by P. L. 1971, c. 409, and amending section 18 of P. L. 1971, c. 409.

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

1. Section 1 of P. L. 1960, c. 40 (C. 17:16C–1) is amended to read as follows:

C. 17:16C-1 Definitions.

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 which are primarily for personal, family or household purposes, including merchandise certificates and coupons to be exchanged for goods or services, having a cash price of $7,500.00 or less, but not including money or other choses in action. Goods shall not include chattels personal sold for commercial or business use.

(b) "Retail installment contract" means any contract, other than a retail charge account or an instrument reflecting a sale pursuant thereto, 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 services, which are primarily for personal, family or household purposes, or any part thereof, in two or more installments over a period of time. This term includes a security agreement, chattel mortgage, conditional sales contract, or other similar instrument and any 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 or services under a retail installment contract or a retail charge account 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 or services from a retail seller, not for the purpose of resale, pursuant to a retail installment contract or a retail charge account.

(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 or obligations incurred pursuant to retail charge accounts by purchase, discount, pledge or otherwise from a retail seller which is not wholly owned by or does not wholly own such person, and any person engaging, directly or indirectly, in the business of soliciting the purchase of retail installment contracts or obligations incurred pursuant to retail charge accounts from a retail seller which is not wholly owned by or does not wholly own such person, or in the business of aiding the retail seller in selling, assigning or arranging for the sale or assignment of retail installment contracts or obligations incurred pursuant to retail charge accounts, and any person other than a retail seller who enters into a retail charge account with a retail buyer.

(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 or services subject to a retail installment contract or a retail charge account or other goods or services of like kind and quality may be purchased for cash from the seller by the buyer, as stated in the retail installment contract, the retail charge account or an instrument reflecting a sale pursuant thereto.

(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 an interest or lien, on the goods, retained or taken by a retail seller under a retail installment contract and motor vehicle license and transfer fees paid to the State.

(l) "Time price differential" means the amount or amounts, however denominated or computed, in addition to the cash price or prices, to be paid by the retail buyer for the privilege of purchasing goods or services pursuant to a retail installment contract or a retail charge account. The term does not include the amount, if a separate charge is made therefor, for insurance 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 or retail charge account.

(n) "Banking institution" means any bank or national banking association authorized to do business in this State.

(o) "Commissioner" means the Commissioner of Banking of New Jersey and includes his deputies or any salaried employee of the Department of Banking named or appointed by the said commissioner to perform any function in the administration or enforcement of this act.

(p) "Payment-period" means the period of time scheduled by a retail installment contract to elapse between the days upon which installment payments are scheduled to be made on such contract; except that, when installment payments are scheduled to be omitted, pursuant to section 26, "payment-period" means the period of time scheduled by the contract to elapse between the days upon which installment payments are scheduled to be made during that portion of the contract period in which no installment payment is scheduled to be omitted.

(q) "Contract period" means the period beginning on the date of a retail installment contract and ending on the date scheduled by the contract for the payment of the final installment.

(r) "Retail charge account" means any account, other than a retail installment contract or a home repair contract which is subject to the "Home Repair Financing Act" (P. L. 1960, c. 41; C. 17:16C–62 et seq.), established by an agreement which prescribes the terms under which a retail buyer may from time to time purchase or lease goods or services which are primarily for personal, family or household purposes, and under which the unpaid balance

thereunder, whenever incurred, is payable in one or more installments and under which a time price differential may be added in each billing period as provided herein. Retail charge account also includes all accounts arising out of the utilization by the holder of a credit card, letter of credit or other credit identification issued by a sales finance company, giving the holder the privilege of using the credit card, letter of credit or other credit identification to become a retail buyer in transactions out of which debt arises: (1) by the sales finance company's payment or agreement to pay the retail buyer's obligations; or (2) by the sales finance company's purchase from the retail seller of the obligations of the user of the credit card, letter of credit or other credit identification as a retail buyer.

(s) "Services" means and includes work, labor and services which are primarily for personal, family or household purposes, but does not include professional services nor services which are subject to the "Home Repair Financing Act," and insurance premiums financing which is subject to the "Insurance Premium Finance Company Act" (P. L. 1968, c. 221; C. 17:16D–1 et seq.). Services, as herein defined, which are professional services, shall not be subject to the provisions of this act or of the act to which this act is a supplement, and any contract for the payment of the cost of such services shall be subject to the general usury law (R. S. 31:1–1 et seq.).

(t) "Billing period" means the time interval between regular periodic billing statement dates. In the case of monthly billing periods, such intervals shall be considered equal intervals of time if the billing date of a billing period does not vary more than 4 days from the billing date of the immediately preceding billing period. In the case of billing periods which are not monthly, the permissible variation in billing dates shall be that proportion of 4 days (adjusted to the nearest whole number) which the number of days in the billing period bears to 30.

2. Section 18 of P. L. 1971, c. 409 is amended to read as follows:

C. 17:16C-58.1 Application and construction of act.

18. (a) The provisions of this act relating to retail charge accounts shall apply to such accounts in existence on the effective date of this act.

(b) Nothing in this act shall be construed to make invalid any retail charge account or retail installment contract, or any transaction thereunder, made prior to the effective date of this act.

3. This act shall take effect April 19, 1972 or on the date of its enactment, whichever occurs later.

Approved April 17, 1972.

CHAPTER 15

AN ACT to validate certain proceedings for the issuance of bonds of school districts and any 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:*

Validating act.

1. All proceedings heretofore had or taken by any school district or any school district 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 election are hereby ratified, validated and confirmed, notwithstanding that notices relating to such election were not published as required by the absentee voting law (P. L. 1953, c. 211) as amended, 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 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 proceeding of any nature to contest the validity of such proceedings 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 heretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved April 17, 1972.

CHAPTER 16

AN ACT to authorize the city of Wildwood in the county of Cape May to make permanent the appointment of Frank J. Franco to the police department of the city of Wildwood.

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

Private act.

1. Pursuant to the provisions of P. L. 1948, c. 199 (C. 1:6–10 et seq.), under which a petition for a special law has been filed with the Legislature, the city of Wildwood, in the county of Cape May is authorized to make permanent the appointment of Frank J. Franco to the police department of the city of Wildwood notwithstanding his age is greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–127.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the city of Wildwood for the purpose of adopting same.

Approved April 28, 1972.

CHAPTER 17

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, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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 State Fund to the Department of Higher Education for the purposes specified herein:

DEPARTMENT OF HIGHER EDUCATION
DEPARTMENT MANAGEMENT AND GENERAL SUPPORT
EDUCATIONAL PURPOSES—STATE AID

Supplemental requirements for the fiscal year 1971-72 for operational costs of county colleges $899,000

2. This act shall take effect immediately.

Approved April 28, 1972.

CHAPTER 18

AN ACT transferring the State Board of Barber Examiners from the State Department of Health to the Division of Professional Boards in the Department of Law and Public Safety.

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

C. 52:17B-138 State Board of Barber Examiners transferred.

1. The State Board of Barber Examiners together with its functions, powers and duties is hereby transferred to the Division of Consumer Affairs in the Department of Law and Public Safety.

C. 52:17B-139 Transfer of agency.

2. The transfer directed by this act shall be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. This act shall take effect immediately.

Approved May 1, 1972.

CHAPTER 19

AN ACT to amend "An act concerning elections, and supplementing 'An act creating an Election Law Revision Commission, prescribing its powers and duties, repealing chapter 81 of the laws of 1961 and making an appropriation therefor,' approved May 4, 1964 (P. L. 1964, c. 29) and repealing R. S. 19:39–1 and 19:39–2," approved November 25, 1969 (P. L. 1969, c. 192).

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

1. Section 1 of P. L. 1969, c. 192 (C. 1:17–16.1) is amended to read as follows:

C. 1:17-16.1 Final report including revision of Title 19.

1. The commission shall submit its final report, including a revision of Title 19 of the Revised Statutes, no later than September 30, 1972.

2. This act shall take effect immediately.

Approved May 9, 1972.

CHAPTER 20

AN ACT concerning minutes of meetings of the Port of New York Authority and amending R. S. 32:2–6.

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

1. R. S. 32:2–6 is amended to read as follows:

Transmittal of minutes to Governor.

32:2–6. The minutes of every meeting of the port authority held under or within the purview of article 1 of chapter 1 of this Title (§ 32:1–1 et seq.), shall be forthwith transmitted, by and under the certification of the secretary thereof, to the Governor of this State at the executive chamber, State House, Trenton.

No action taken at such meeting by any commissioner appointed from this State shall have force or effect for a period of 10 days,

Saturdays, Sundays and public holidays excepted, after the minutes shall have been so transmitted and delivered unless the Governor shall finally approve the minutes or any part thereof, reciting any such action, within said 10-day period.

2. R. S. 32:2–7 is amended to read as follows:

Return of minutes by Governor; effect of failure to return minutes.

32:2–7. The Governor shall, within 10 days exclusive of Saturdays, Sundays or public holidays after the minutes shall have been so delivered, cause the same to be returned to the port authority either with or without his veto on any action therein recited as having been taken by any commissioner appointed from this State. If the Governor shall not return the minutes within said 10-day period, any action therein recited shall have force and effect according to the wording thereof.

3. This act shall take effect immediately.

Approved May 9, 1972.

CHAPTER 21

AN ACT to validate certain proceedings of municipalities for the issuance of bonds or other obligations by Type II school districts issued or to be issued pursuant to such proceedings.

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

Validating act.

1. All proceedings heretofore had or taken by any municipality for the authorization or issuance of bonds or other obligations of the municipality for school purposes, in which municipality the school district has been reclassified from a Type I school district to a Type II school district, and any such bonds or other obligations issued or to be issued by such Type II school district as permitted by N. J. S. 18A:24–63 are hereby ratified, validated and confirmed notwithstanding that no school debt statement and no supplemental debt statement were prepared, sworn to and filed as required by the provisions of N. J. S. 18A:24–16 and 18A:27–17; provided, however, that such supplemental debt statement was prepared, sworn to and filed in the office of the clerk of the municipality and in the office of the Director of the Division of Local Finance

in the Department of Community Affairs not later than 5 days after the final adoption of an ordinance authorizing the issuance of such bonds or other obligations and provided further, that no action, suit or other proceedings of any nature to contest the validity of such proceedings 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 heretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved May 9, 1972.

CHAPTER 22

AN ACT to supplement "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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

1. There is hereby appropriated out of the General Treasury, the following:

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF THE COMMISSIONER
410-109. SOUTH JERSEY PORT CORPORATION

Extraordinary:

Supplemental requirement for fiscal year 1971-72 for the South Jersey Port Corporation Tax Reserve Fund, pursuant to P. L. 1968, c. 60, s. 20 (C. 2:11A–20)	$397,412

2. This act shall take effect immediately.

Approved May 9, 1972.

CHAPTER 23

AN ACT concerning the New Jersey Racing Commission, and amending P. L. 1940, c. 17 and P. L. 1949, c. 26.

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

1. Section 1 of P. L. 1949, c. 26 (C. 5:5–39.1) is amended to read as follows:

C. 5:5-39.1 Filing of application; hearing; advertisement; provisional permit; vote on question.

1. Any original application for a permit to hold or conduct a horse race meeting shall be filed with the commission prior to August 1 of any year. An application shall be deemed to be original when filed each time before any such permit has been finally granted to the applicant to hold or conduct a horse race meeting for the first year.

Within 15 days after the filing of any such original application, the commission shall determine whether the same is in due form and meets the requirements of law in all respects; and upon being satisfied thereof, the commission shall forthwith appoint a time, not later than September 15 next, when a public hearing shall be held on such application within the county wherein it is proposed to conduct the race meeting for which the permit is sought, and shall cause a display advertisement, approximately 11 inches by 8 inches in size, to be published at least once in a daily newspaper, and at least once in a weekly newspaper, published, or circulated if none be published, in said county. Such advertisement shall be so published at least 15 days before the date of such public hearing, and shall contain sufficient information to apprise the public as to the purpose of such hearing, the time and place thereof, and the nature of the permit applied for. Such advertisement shall be prepared and placed by the commission but shall be paid for by the applicant. If, after such public hearing, the commission shall act favorably on such application, its determination shall be to the effect that a permit to hold or conduct a running race meeting or a harness race meeting, as the case may be, is provisionally granted pending approval thereof by the legal voters of the county and of the municipality in which it is proposed to hold or conduct such race meeting.

Thereupon, but not less than 30 days before the next ensuing general election, the commission shall in writing certify to the county clerk of the county in which it is proposed to hold or conduct such horse race meeting that such permit has been so provisionally granted; and such county clerk shall cause to be printed, in the same manner as all other public questions to be submitted to the voters are by law required to be printed, upon each sample ballot and each official ballot to be used in such county at the next ensuing general election, the following question:

"Shall ..... (insert running race meetings or harness race meetings, as the case may be) be permitted in the county of ..... (insert name of county)?"

When duly voted upon, said public question shall be deemed to be approved only if a majority of the votes cast thereon by the legal voters of the county and also a majority of the votes cast thereon by the legal voters of the municipality in which it is proposed to hold or conduct such horse race meeting, shall have been cast in favor thereof; and in the event the majority of votes cast thereon in the county and also in the municipality shall have been cast in favor of said public question, the commission shall, at its next meeting to be held for the consideration of applications for dates for horse race meetings after the first year filed prior to October 15 proceed with the application upon which the permit was provisionally granted, in the manner provided by law for the allotment of racing dates for the ensuing year and for the subsequent granting or issuance of a permit to hold or conduct a horse race meeting as authorized by law.

In the event a majority of the votes cast on said public question in the county or in the municipality shall have been cast against said public question, the commission shall in writing notify the applicant that the permit provisionally granted is canceled and thenceforth shall be of no effect, and no permit to conduct or hold any horse race meeting, of the nature designated in the public question so voted upon, in the same county shall be granted unless and until, after a new application filed and public hearing held after public notice and permit provisionally granted (following the procedure hereinabove specified), the same public question shall again have been submitted to the legal voters of the county, and a majority of the votes cast thereon in the county and also in the municipality in which it is proposed to hold or conduct such horse race meeting shall have been cast in favor thereof; provided, how-

ever, that the same public question shall not be submitted to the legal voters of the same county oftener than once in 5 years.

The votes cast for or against said public question, whenever it shall appear upon the ballot at any general election, shall be counted and the result thereof returned by the election officials and a canvass of such election had and announced in the manner now provided by law; but the result in each municipality shall be separately tabulated in such return.

2. Section 23 of P. L. 1940, c. 17 (C. 5:5–43) is amended to read as follows:

C. 5:5-43 Applications for racing dates; time for filing and action thereon; hearings; form of applications.

23. All applications for dates for horse race meetings after the first year shall be filed with the commission prior to October 15 of each year and shall be acted upon by the commission at a meeting of the commission to be held not later than December 1 of the same year. At such meeting so held the commission shall act upon all applications filed with it prior to October 15 of such year and shall allot to the respective applicants, subject as hereinbefore and hereinafter stated, racing dates for the ensuing year. In making such allotment of racing dates, the commission shall endeavor to allot to each applicant, subject to the restrictions herein provided, the dates requested in the respective applications so filed by such applicant, after giving due consideration to all of the factors involved and the interests of such respective applicants and the public. Any applicant whose application has been filed prior to October 15 may be present in person or by agent or counsel and be heard by the commission with respect to such allotment or allotments at the meeting of the commission to be held prior to December 1 of the same year. In the event any such application is filed with the commission on or after October 15 of any year, the commission shall act upon the same at a meeting of the commission to be held not later than 60 days following the filing of such application; and any licensee or applicant may be present in person or by agent or counsel and be heard at such meeting of the commission with respect to such application or applications. The commission shall prescribe forms to be used in making such applications and all applications shall be made on the forms prescribed by the commission.

3. Section 27 of P. L. 1940, c. 17 (C. 5:5–47) is amended to read as follows:

C. 5:5-47 Permits; issuance; contests; restrictions.

27. Upon compliance with the foregoing conditions, the commission shall issue a permit to such applicant to hold or conduct such horse race meeting as authorized by this act. Such permit shall specify the person, partnership, association or corporation to whom the same is issued; the dates upon which such horse race meeting is to be held or conducted; the hours of such days between which such horse racing will be permitted, which shall be in between the hours during which the conduct of racing is authorized by law, the location of the place, track or enclosure at, on or within which said horse race meeting is to be held or conducted; and shall acknowledge receipt of the payment of the deposit and the filing of the bond provided for in this act. The commission may in its discretion authorize a permit holder to conduct the horse race meeting for which it has been issued a permit, or a portion thereof, at a place, track or enclosure owned or operated by another permit holder upon application therefor made by both said permit holders, subject to such terms, conditions, and requirements as the commission shall direct. No permit shall be issued to permit running racing on any track that is less than 1 mile in circumference nor harness racing on any track that is less than ½ mile in circumference. No such permit shall be transferable nor shall it apply to any place, track or enclosure other than the one specified therein unless otherwise directed by the commission. No such permit shall be issued so as to permit horse racing at any place, track or enclosure except on Mondays through Fridays between the hours of 12 noon and 1 a.m. the following day and on Saturdays between the hours of 12 noon and 12 midnight. No permit shall be granted under this act to any person, partnership, association or corporation so as to permit upon any race track, place or enclosure more than 56 horse racing days in the aggregate in any 1 calendar year for running races, except for additional racing days as provided in section 24, and except as otherwise provided for herein, nor more than 100 racing days in the aggregate in any 1 calendar year for harness races; nor shall any permit be granted to the same person, partnership, association or corporation for the holding or conducting of a horse race meeting except at one track, place or enclosure in this State, unless otherwise directed by the commission. No such permit shall be issued to any person, partnership, association or corporation that is in any way in default in the payment of

any obligation or debt due to the State of New Jersey under the provisions of this act, nor shall any permit be issued to any corporation under the provisions of this act unless said corporation be organized under and by virtue of the laws of the State of New Jersey, nor shall any permit be issued to any applicant who shall be deemed by said commission not to be of sufficient financial integrity and moral responsibility to hold a horse race meeting conducive to the best interests of legitimate racing.

4. This act shall take effect immediately.

Approved May 15, 1972.

CHAPTER 24

AN ACT to amend 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:*

1. Section 301 of P. L. 1948, c. 65 (C. 54:40A–8) is amended to read as follows:

C. 54:40A-8 Tax imposed; rate.

301. Tax imposed; rate. A tax is hereby imposed on the sale, use or possession for sale or use within this State of all cigarettes at the rate of $0.09½ for each 10 cigarettes or fraction thereof.

2. Section 401 of P. L. 1948, c. 65 (C. 54:40A–11) is amended to read as follows:

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

401. 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 and no distributor shall affix or cancel any stamp except at the tax rate in effect on the date of such affixing or cancellation; except that on the effective date of a tax rate increase, licensed distributors and wholesale dealers must take a physical inventory of cigarettes on hand at the close of

business prior to the date of the tax increase and must pay an additional tax of $0.05 per package of 20 cigarettes, for all cigarettes bearing stamps at the rate in effect prior to the tax increase. The director shall prescribe the method of collecting the additional tax. 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 1.46% of the face amount of any sale of 1,000 stamps or more; provided, that the distributor has complied with all the provisions of this act. No discount shall be allowed on any sale of less than 1,000 stamps and stamps shall not be sold in blocks of less than 100 stamps.

3. This act shall take effect at 12:01 a.m. on the day following approval thereof.

Approved May 15, 1972.

CHAPTER 25

AN ACT to amend and supplement the "Corporation Business Tax Act (1945)," approved April 13, 1945 (P. L. 1945, c. 162).

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

1. Section 5 of P. L. 1945, c. 162 (C. 54:10A–5) is amended to read as follows:

C. 54:10A-5 Amount of franchise tax.

5. The franchise tax to be annually assessed to and paid by each taxpayer shall be the sum of the amount computed under subsection (a) hereof, or, in the alternative to the amount computed under subsection (a) hereof, the amount computed under subsection (f) hereof, and the amount computed under subsection (c) hereof:

(a) That portion of its entire net worth as may be allocable to this State as provided in section 6 multiplied by the following rates: 2 mills per dollar on the first $100,000,000.00 of allocated net worth; $\frac{1}{10}$ of a mill per dollar on the second $100,000,000.00; $\frac{3}{10}$ of a mill per dollar on the third $100,000,000.00; and $\frac{2}{10}$ of a mill per dollar on all amounts of allocated net worth in excess of $300,000,000.00;

(b) (Deleted by amendment.) P. L. 1968, c. 250, s. 2.

(c) 3¼% of its entire net income or such portion thereof as may be allocable to this State as provided in section 6; provided, however, that with respect to reports covering privilege periods or parts thereof ending after December 31, 1967, the rate shall be 4¼%; and, that with respect to reports covering privilege periods or parts thereof ending after December 31, 1971, the rate shall be 5½%.

(d) Provided, however, that the franchise tax to be annually assessed to and paid by any investment company or regulated investment company which has elected to report as such and has filed its return in the form and within the time provided in this act and the rules and regulations promulgated in connection therewith, shall, in the case of an investment company, be measured by 25% of its entire net income and 25% of its entire net worth, and, in the case of a regulated investment company, by 4% of its entire net income and 15% of its entire net worth, at the rates hereinbefore set forth for the computation of tax on net income and net worth, respectively, but in no case less than $250.00.

(e) The tax assessed to any taxpayer pursuant to subsection (a) of this section shall not be less than the greatest of

(i) 5/10 of a mill per dollar on the first $100,000,000.00 and 3/10 of a mill per dollar on all amounts in excess of $100,000,000.00 of the average of the taxpayer's real and tangible personal property within the State allocated to this State in accordance with paragraph (A) of section 6 hereof (in the case of a taxpayer which does not maintain a regular place of business outside this State other than a statutory office, the allocation shall be 100%); or

(ii) in the case of a domestic corporation, the least of the amounts prescribed by subparagraphs (aa) or (bb) or (cc) of this subsection (e):

(aa) an amount measured by the number of shares which the taxpayer is authorized to issue as follows: where authorized capital stock does not exceed 5,000 shares $25.00; where the authorized capital stock is in excess of 5,000 shares but does not exceed 10,000 shares $55.00; and where the authorized capital stock exceeds 10,000 shares, for the first 10,000 shares $55.00 and for each additional 10,000 shares or part thereof, $27.50; or

(bb) 11/100 of a mill per dollar on the total assets of the corporation; or

(cc) $100,000.00; or

(iii) $25.00 in the case of a domestic corporation or $50.00 in the case of a foreign corporation.

(f) In lieu of the portion of the tax based on net worth and to be computed under subsection (a) of this section, any taxpayer, the value of whose total assets everywhere, less reasonable reserves for depreciation, as of the close of the period covered by its report, amounts to less than $150,000.00, may elect to pay the tax shown in the following table:

If total assets are at least	But less than	The tax shall be For domestic corporations	The tax shall be For foreign corporations
$ 0 00	$ 18,000 00	$ 25 00	$ 50 00
18,000 00	22,000 00	31 00	50 00
22,000 00	26,000 00	37 00	50 00
26,000 00	30,000 00	43 00	50 00
30,000 00	34,000 00	49 00	50 00
34,000 00	38,000 00	55 00	55 00
38,000 00	42,000 00	61 00	61 00
42,000 00	46,000 00	67 00	67 00
46,000 00	50,000 00	73 00	73 00
50,000 00	54,000 00	79 00	79 00
54,000 00	58,000 00	85 00	85 00
58,000 00	62,000 00	91 00	91 00
62,000 00	66,000 00	97 00	97 00
66,000 00	70,000 00	103 00	103 00
70,000 00	74,000 00	109 00	109 00
74,000 00	78,000 00	115 00	115 00
78,000 00	82,000 00	121 00	121 00
82,000 00	86,000 00	127 00	127 00
86,000 00	90,000 00	133 00	133 00
90,000 00	94,000 00	139 00	139 00
94,000 00	98,000 00	145 00	145 00
98,000 00	102,000 00	151 00	151 00
102,000 00	106,000 00	157 00	157 00
106,000 00	110,000 00	163 00	163 00
110,000 00	114,000 00	169 00	169 00
114,000 00	118,000 00	175 00	175 00
118,000 00	122,000 00	181 00	181 00
122,000 00	126,000 00	187 00	187 00
126,000 00	130,000 00	193 00	193 00

If total assets are at least	But less than	The tax shall be For domestic corporations	The tax shall be For foreign corporations
$130,000 00	$134,000 00	$199 00	$199 00
134,000 00	138,000 00	205 00	205 00
138,000 00	142,000 00	211 00	211 00
142,000 00	146,000 00	217 00	217 00
146,000 00	150,000 00	223 00	223 00

2. Where the privilege period covered by a report includes any period prior to January 1, 1972, then (1) tentative taxes on taxable net income shall be separately computed by applying both the rate for the period before January 1, 1972 and the rate for the period on and after such date to the taxable income for the entire privilege period; and (2) the tax for such privilege period shall be the sum of that proportion of each tentative tax which the number of months in each period bears to the total number of months in the entire privilege period. For the purposes of this computation, more than ½ the number of days in a calendar month shall be deemed to be a full month.

3. Where any payment covering the 1¼% increase in the tax rate on net income provided for in section 5(c) (C. 54:10A–5(c)) pertains to a fiscal accounting period ending after December 31, 1971 and prior to June 1, 1972, the time for such payment is hereby extended to October 15, 1972 and such payment may be made on or before said date without incurring penalty or interest charges; provided, however, that the extension herein granted does not pertain to that portion of the tax on net income resulting from the application of the prior existing rate of 4¼%. In the event any such payment is not made on or before October 15, 1972, interest and penalties thereon shall be computed without regard to this extension.

4. This act shall take effect immediately.

Approved May 17, 1972.

CHAPTER 26

AN ACT concerning the taxation of motor fuels and amending R. S. 54:39–27.

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

1. R. S. 54:39–27 is amended to read as follows:

Monthly report of fuels sold or used; tax levied; sales between distributors or gasoline jobbers; penalty.

54:39–27. Every distributor and gasoline jobber shall, on or before the next to the last business day of each month, render a report to 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 $0.08 per gallon on each gallon so reported, except diesel fuel, and a tax of $0.08 per gallon on each gallon of diesel fuel so reported, used, offered for sale, or sold for use to propel motor vehicles with diesel type engines on the public highways shall be paid by each distributor and gasoline jobber, 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 and diesel fuel may be made by one licensed distributor or gasoline jobber to another licensed distributor or gasoline jobber free of such tax. If any distributor or gasoline jobber 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 or gasoline jobber, 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 or gasoline jobber; 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, 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 on the first day of the next month occurring at least 30 days after approval thereof.

Approved May 17, 1972.

CHAPTER 27

AN ACT to amend the "Sales and Use Tax Act," approved April 27, 1966 (P. L. 1966, c. 30).

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

1. Section 2 of P. L. 1966, c. 30 (C. 54:32B–2) is amend to read as follows:

C. 54:32B-2 Definitions.

2. Definitions. Unless the context in which they occur requires otherwise, the following terms when used in this act shall mean:

(a) Person. Person includes an individual, partnership, society, association, joint stock company, corporation, public corporation or public authority, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.

(b) Purchase at retail. A purchase by any person at a retail sale.

(c) Purchaser. A person who purchases property or who receives services.

(d) Receipt. The amount of the sales price of any property and the charge for any service taxable under this act, valued in money, whether received in money or otherwise, including any amount for which credit is allowed by the vendor to the purchaser, without any deduction for expenses or early payment discounts, but excluding any credit for property of the same kind accepted in part payment and intended for resale and excluding the cost of transportation where such cost is separately stated in the written contract, if any, and on the bill rendered to the purchaser. For the purposes of this act, receipts from the sale of alcoholic beverages, as defined in the Alcoholic Beverage Tax Law, shall be deemed to be the minimum consumer resale price as filed with the New Jersey Division of Alcoholic Beverage Control pursuant to N. J. A. C. 13:2–286 et seq., as amended.

(e) Retail sale. (1) A sale of tangible personal property to any person for any purpose, other than (A) for resale either as such or as converted into or as a component part of a product produced for sale by the purchaser, or (B) for use by that person in performing the services subject to tax under subsection (b) of section 3

where the property so sold becomes a physical component part of the property upon which the services are performed or where the property so sold is later actually transferred to the purchaser of the service in conjunction with the performance of the service subject to tax.

(2) For the purposes of this act, the term retail sales includes:

(A) Sales of tangible personal property to all contractors, subcontractors or repairmen of materials and supplies for use by them in erecting structures for others, or building on, or otherwise improving, altering, or repairing real property of others.

(B) Sales of alcoholic beverage as defined in the Alcoholic Beverage Tax Law, except draught beer sold by the barrel, to any "retail licensee" by any person who is a taxpayer pursuant to the said Alcoholic Beverage Tax Law. For the purpose of this act, "retail licensee" means any person holding a valid and unrevoked Plenary Retail Consumption, Plenary Retail Distribution, Limited Retail Distribution, Seasonal Retail Consumption or Club License issued by a municipality or the Director of the Division of Alcoholic Beverage Control or Special Permit to sell at retail.

(3) The term retail sales does not include:

(A) Professional, insurance, or personal service transactions which involve the transfer of tangible personal property as an inconsequential element, for which no separate charges are made.

(B) The transfer of tangible personal property to a corporation, solely in consideration for the issuance of its stock, pursuant to a merger or consolidation effected under the laws of New Jersey or any other jurisdiction.

(C) The distribution of property by a corporation to its stockholders as a liquidating dividend.

(D) The distribution of property by a partnership to its partners in whole or partial liquidation.

(E) The transfer of property to a corporation upon its organization in consideration for the issuance of its stock.

(F) The contribution of property to a partnership in consideration for a partnership interest therein.

(G) The sale of tangible personal property where the purpose of the vendee is to hold the thing transferred as security for the performance of an obligation of the vendor.

(f) Sale, selling or purchase. Any transfer of title or possession or both, exchange or barter, rental, lease or license to use or consume, conditional or otherwise, in any manner or by any means whatsoever for a consideration, or any agreement therefor, including the rendering of any service, taxable under this act, for a consideration or any agreement therefor.

(g) Tangible personal property. Corporeal personal property of any nature.

(h) Use. The exercise of any right or power over tangible personal property by the purchaser thereof and includes, but is not limited to, the receiving, storage or any keeping or retention for any length of time, withdrawal from storage, any installation, any affixation to real or personal property, or any consumption of such property.

(i) Vendor. (1) The term "vendor" includes:

(A) A person making sales of tangible personal property or services, the receipts from which are taxed by this act;

(B) A person maintaining a place of business in the State and making sales, whether at such place of business or elsewhere, to persons within the State of tangible personal property or services, the use of which is taxed by this act;

(C) A person who solicits business either by employees, independent contractors, agents or other representatives or by distribution of catalogs or other advertising matter and by reason thereof makes sales to persons within the State of tangible personal property or services, the use of which is taxed by this act; and

(D) Any other person making sales to persons within the State of tangible personal property or services, the use of which is taxed by this act, who may be authorized by the director to collect the tax imposed by this act;

(E) The State of New Jersey, any of its agencies, instrumentalities, public authorities, public corporations (including a public corporation created pursuant to agreement or compact with another state) or political subdivisions when such entity sells services or property of a kind ordinarily sold by private persons.

(2) In addition, when in the opinon of the director it is necessary for the efficient administration of this act to treat any salesman, representative, peddler or canvasser as the agent of the vendor, distributor, supervisor or employer under whom he operates or from whom he obtains tangible personal property sold

by him or for whom he solicits business, the director may, in his discretion, treat such agent as the vendor jointly responsible with his principal, distributor, supervisor or employer for the collection and payment over of the tax.

(j) Hotel. A building or portion of it which is regularly used and kept open as such for the lodging of guests. The term "hotel" includes an apartment hotel, a motel, boarding house or club, whether or not meals are served.

(k) Occupancy. The use or possession or the right to the use or possession, of any room in a hotel.

(l) Occupant. A person who, for a consideration, uses, possesses, or has the right to use or possess, any room in a hotel under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.

(m) Permanent resident. Any occupant of any room or rooms in a hotel for at least 90 consecutive days shall be considered a permanent resident with regard to the period of such occupancy.

(n) Room. Any room or rooms of any kind in any part or portion of a hotel, which is available for or let out for any purpose other than a place of assembly.

(o) Admission charge. The amount paid for admission, including any service charge and any charge for entertainment or amusement or for the use of facilities therefor.

(p) Amusement charge. Any admission charge, dues or charge of roof garden, cabaret or other similar place.

(q) Charge of a roof garden, cabaret or other similar place. Any charge made for admission, refreshment, service, or merchandise at a roof garden, cabaret or other similar place.

(r) Dramatic or musical arts admission charge. Any admission charge paid for admission to a theatre, opera house, concert hall or other hall or place of assembly for a live, dramatic, choreographic or musical performance.

(s) Lessor. Any person who is the owner, licensee, or lessee of any premises or tangible personal property which he leases, subleases, or grants a license to use to other persons.

(t) Place of amusement. Any place where any facilities for entertainment, amusement, or sports are provided.

(u) Casual sale. Casual sale means an isolated or occasional sale of an item of tangible personal property by a person who is not regularly engaged in the business of making sales at retail where such property was obtained by the person making the sale, through purchase or otherwise, for his own use in this State.

(v) Motor vehicle. Motor vehicle shall include all vehicles propelled otherwise than by muscular power (excepting such vehicles as run only upon rails or tracks), trailers, semitrailers, housetrailers, or any other type of vehicle drawn by a motor-driven vehicle, and motorcycles, designed for operation on the public highways.

(w) "Persons required to collect tax" or "persons required to collect any tax imposed by this act" shall include: every vendor of tangible personal property or services; every recipient of amusement charges; and every operator of a hotel. Said terms shall also include any officer or employee of a corporation or of a dissolved corporation who as such officer or employee is under a duty to act for such corporation in complying with any requirement of this act and any member of a partnership. Provided, however, the vendor of tangible personal property to all contractors, subcontractors or repairmen, consisting of materials and supplies for use by them in erecting structures for others, or building on, or otherwise improving, altering or repairing real property of others, shall not be deemed a person required to collect tax, and the tax imposed by any section of this act shall be paid directly to the director by such contractors, subcontractors or repairmen.

(x) "Customer" shall include: every purchaser of tangible personal property or services; every patron paying or liable for the payment of any amusement charge; and every occupant of a room or rooms in a hotel.

(y) "Property and services the use of which is subject to tax" shall include: (a) all property sold to a person within the State, whether or not the sale is made within the State, the use of which property is subject to tax under section 6 or will become subject to tax when such property is received by or comes into the possession or control of such person within the State; and (b) all services rendered to a person within the State, whether or not such services are performed within the State, upon tangible personal property the use of which is subject to tax under section 6 or will become subject to tax when such property is received by or comes into possession or control of such person within the State.

(z) Director. Director means the Director of the Division of Taxation of the State Department of the Treasury, or any officer, employee or agency of the Division of Taxation in the Department of the Treasury duly authorized by the director (directly, or indirectly by one or more redelegations of authority) to perform the functions mentioned or described in this act.

2. Section 8 of P. L. 1966, c. 30 (C. 54:32B–8) is amended to read as follows:

C. 54:32B-8 Exempt sales.

8. Exempt sales. Receipts from the following shall be exempt from the tax on retail sales imposed under subsection (a) of section 3 and the use tax imposed under section 6:

(a) Sales of medicines and drugs sold pursuant to a doctor's prescription for human use; crutches, artificial limbs, artificial eyes, artificial hearing devices, corrective eyeglasses, prosthetic aids, artificial teeth or dentures, braces, tampons or like products, orthopedic appliances and artificial devices designed to correct or alleviate physical incapacity, medical oxygen, human blood and its derivatives when sold for human use, wheel chairs, and replacement parts for any of the foregoing;

(b) Sales of food, food products, beverages except alcoholic beverages, excluding draught beer sold by the barrel, as defined in the Alcoholic Beverage Tax Law, dietary foods and health supplements, sold for human consumption off the premises where sold but not including (i) candy and confectionery, and (ii) carbonated soft drinks and beverages all of which shall be subject to the retail sales and compensating use taxes, whether or not the item is sold in liquid form. Nothing herein shall be construed as exempting food or drink from the tax imposed under subsection (c) of section 3;

(c) Sales of food sold in an elementary or secondary school cafeteria, sales of food sold in an institution of higher education or in a fraternity, sorority or eating club operated in connection therewith, to students of such an institution;

(d) Sales of articles of clothing and footwear for human use except articles made of fur on the hide or pelt of an animal or animals where such fur is the component material of chief value of the article. "Clothing" as used herein, shall also mean and include sales to noncommercial purchasers of common wearing apparel materials intended to be incorporated into wearing apparel as a constituent part thereof, such as fabrics, thread, knitting yarn, buttons and zippers. The director shall prescribe regulations to carry out the provisions of this subsection;

(e) Sales of newspapers, magazines and periodicals;

(f) Casual sales except as to sales of motor vehicles, whether for use on the highways or otherwise, and except as to sales of boats or vessels registered or subject to registration under the New Jersey Boat Act of 1962 (chapter 73, laws of 1962 and all amendments thereto);

(g) Sales of gas, water, steam, fuel, electricity, telephone or telegraph services delivered to consumers through mains, lines, pipe, or in containers or bulk;

(h) Sales of motor fuels as motor fuels are defined for purposes of the New Jersey Motor Fuel Tax Law; and sales of fuel to an airline for use in its airplanes or to a railroad for use in its locomotives;

(i) Tangible personal property sold through coin-operated vending machines at $0.10 or less, provided the retailer is primarily engaged in making such sales and maintains records satisfactory to the director;

(j) Sales not within the taxing power of this State under the Constitution of the United States;

(k) The transportation of persons or property;

(l) Sales, repairs, alterations or conversion of commercial ships, barges and other vessels of 50-ton burden or over, primarily engaged in interstate or foreign commerce, and of governmentally-owned ships, barges and other vessels and property used by or purchased for the use of such vessels for fuel, provisions, supplies, maintenance and repairs (other than articles purchased for the original equipping of a new ship);

(m) (1) (Deleted by amendment.) P. L. 1970, c. 7, s. 5.

(2) Sales of machinery, apparatus or equipment for use or consumption directly and primarily in the production, generation, transmission or distribution of gas, electricity, refrigeration, steam or water for sale or in the operation of sewerage systems;

(3) Sales of telephone lines, cables, central office equipment or station apparatus, or other machinery, equipment or apparatus, or comparable telegraph equipment, for use directly and primarily in receiving at destination or initiating, transmitting and switching telephone or telegraph communication;

(4) The exemptions granted under this subsection shall not be construed to apply to sales, otherwise taxable, of machinery, equipment or apparatus whose use is incidental to the activities described in paragraphs (2) and (3) of this subsection;

(5) The exemptions granted in this subsection (m) shall not apply to motor vehicles or to parts with a useful life of 1 year or less or tools or supplies used in connection with the machinery, equipment or apparatus described in this subsection;

(n) Sales of tangible personal property purchased for use or consumption directly and exclusively in research and development in the experimental or laboratory sense. Such research and de-

velopment shall not be deemed to include the ordinary testing or inspection of materials or products for quality control, efficiency surveys, management studies, consumer surveys, advertising, promotions or research in connection with literary, historical or similar projects;

(o) sales or use of wrapping paper, wrapping twine, bags, cartons, tape, rope, labels, nonreturnable containers, reusable milk containers and all other wrapping supplies when such use is incidental to the delivery of any personal property;

(p) Sales of tangible personal property (except automobiles, trucks, trailers, and truck-trailer combinations, and except property incorporated in a building or structure) for use and consumption directly and exclusively in the production for sale of tangible personal property on farms, including stock, dairy, poultry, fruit, fur-bearing animals, and truck farms, ranches, nurseries, greenhouses or other similar structures used primarily for the raising of agricultural or horticultural commodities, and orchards;

(q) Sales of tangible personal property sold by a mortician, undertaker or funeral director. However, all tangible personal property sold to a mortician, undertaker or funeral director for use in the conducting of funerals shall not be deemed a sale for resale and shall not be exempt from the tax imposed by this act;

(r) Sales of films, records, tapes or any type of visual or sound transcriptions to, or produced for exhibition in or use through the medium of, theatres and radio and television broadcasting stations or networks, and not used for advertising purposes;

(s) Sales of tangible personal property and services taxable under any municipal ordinance heretofore adopted pursuant to chapter 71, laws of 1947, which is in effect on April 27, 1966, but only to the extent such sales are taxable under said ordinance;

(t) Sales of materials, such as chemicals and catalysts, used to induce or cause a refining or chemical process, where such materials are an integral or essential part of the processing operation, but do not become a component part of the finished product;

(u) Sales of school textbooks for use by students in a school, college, university or other educational institution, approved as such by the Department of Education or by the Department of Higher Education, when the educational institution, upon forms and pursuant to regulations prescribed by the director, has declared the books are required for school purposes and the purchaser has supplied the vendor with the form at the time of the sale;

(v) (Deleted by amendment.) P. L. 1970, c. 7, s. 5.

(w) Sales made to contractors, subcontractors or repairmen of materials, supplies or services for exclusive use in erecting structures, or building on, or otherwise improving, altering or repairing real property of organizations described in subsections (a) and (b) of section 9 of this act, provided any person seeking to qualify for this exemption shall do so pursuant to such rules and regulations and upon such forms as shall be prescribed by the director;

(x) The renting, leasing, licensing or interchanging of trucks, tractors, trailers or semitrailers by persons not engaged in a regular trade or business offering such renting, leasing, licensing or interchanging to the public, provided, that such renting, leasing, licensing or interchanging is carried on with persons engaged in a regular trade or business involving carriage of freight by such vehicles, and further provided, that in the case of any such motor vehicle acquired by the owner or first used by the owner in this State on or after July 1, 1966, any tax presumptively imposed by this act on such acquisition or use shall have been paid at the time of such acquisition or use without claim for exemption;

(y) Sales of cigarettes subject to tax under the Cigarette Tax Act;

(z) Sales of the Bible or similar sacred scripture of a bona fide church or religious denomination;

(aa) Sales of the flag of the United States of America and of the flag of the State of New Jersey;

(bb) Sales of locomotives, railroad cars and other railroad rolling stock, including repair and replacement parts therefor, to a railroad whose rates are regulated by the Interstate Commerce Commission or by the Board of Public Utility Commissioners of New Jersey;

(cc) Sales of buses for public passenger transportation, including repair and replacement parts therefor, to bus companies whose rates are regulated by the Interstate Commerce Commission or the Board of Public Utility Commissioners of New Jersey or to an affiliate of said bus companies or to common or contract carriers for their use in the transportation of children to and from school. For the purposes of this subsection "affiliate" shall mean a corporation whose stock is wholly owned by the regulated bus company or whose stock is wholly owned by the same persons who own all of the stock of the regulated bus company.

(dd) (Deleted by amendment.) P. L. 1970, c. 7, s. 5.

(ee) The sale of advertising to be published in a newspaper.

3. This act shall take effect July 1, 1972.

Approved May 17, 1972.

CHAPTER 28

AN ACT authorizing a project addition and extension to the New Jersey Turnpike, and supplementing the "New Jersey Turnpike Authority Act of 1948" approved October 27, 1948 (P. L. 1948, c. 454).

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

C. 27:23-23.3 Project addition authorized.

1. The New Jersey Turnpike Authority is authorized to construct, maintain, repair and operate a project addition and extension to the New Jersey Turnpike consisting of a highway, or such part or parts thereof as the New Jersey Turnpike Authority may determine to be suitable for a project as contemplated by this act, at the following location:

Beginning at a point south of but near present New Brunswick Interchange 9 of the New Jersey Turnpike, and thence in a general southeasterly direction through Middlesex, Monmouth and Ocean counties, with the terminus being in the vicinity of the river known as Toms River, adjacent to the present Garden State Parkway, which said terminus shall have the concurrence of the New Jersey Highway Authority and the Commissioner of Transportation of the State of New Jersey.

C. 27:23-23.4 Action by Governor.

2. The authority may not acquire any land, erect any structure, nor alter the landscape for the purpose of carrying out the project described in section 1 unless and until the Governor, upon reviewing the environmental impact statement described in section 3 and upon consulting with the Commissioner of Environmental Protection, shall declare that such statement adequately provides for the minimization of any adverse environmental impact of such project and that such project is in the best interests of the people of this State.

C. 27:23-23.5 Environmental impact statement.

3. The authority shall submit to the Governor an environmental impact statement on the project described in section 1 in accordance with guidelines to be established by the Commissioner of Environmental Protection. The authority shall include in this statement the records of a public hearing to be held at such time

and place as shall be convenient for residents of the area through which the project is proposed to pass. The authority shall make available prior to such hearing information concerning such project to any interested party who wishes to submit comments at such public hearing.

4. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 29

AN ACT relating to the financing of health care facilities and equipment; creating the New Jersey Health Care Facilities Financing Authority and prescribing its powers and duties; authorizing the issuance of bonds and notes of the authority and providing for the terms and security thereof, and making an appropriation therefor.

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

ARTICLE 1. PURPOSE

C. 26:2I-1 Preamble, purpose of act.

1. Preamble, purpose of act. It is hereby declared that a serious public emergency exists affecting the health, safety and welfare of the people of the State resulting from the fact that many hospitals and other health-care facilities throughout the State are becoming obsolete and are no longer adequate to meet the needs of modern medicine. As a result of rapid technological changes, such facilities require substantial structural or functional changes. Others are unsuited for continued use by virtue of their location and the physical characteristics of their existing plants and should be replaced. Such inadequate and outmoded facilities deny to the people of the State the benefits of health care of the highest quality, efficiently and promptly provided at a reasonable cost. Their replacement and modernization is essential to protect and prolong the lives of the State's population and cannot readily be accomplished by the ordinary unaided operation of private enterprise. Existing hospitals and other health-care facilities must be adapted to accommodate new concepts of medical treatment and provide

units for the treatment of alcoholism, narcotics addiction and other social ills.

It is the purpose of this act to encourage the timely construction and modernization, including the equipment, of hospital and other health-care facilities, which are necessary for the diagnosis or treatment of human disease, pain, injury, disability, deformity or physical condition, including mental illness and retardation, and of facilities incidental or appurtenant thereto to be administered in accordance with the provisions of the Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H–1 et seq.). It is hereby declared to be the policy of the State to encourage the provision of modern, well-equipped health-care facilities, and such provision is hereby declared to be a public use and purpose.

ARTICLE 2. SHORT TITLE; DEFINITIONS

C. 26:2I-2 Short title.

2. Short title. This act shall be known and may be cited as the "New Jersey Health Care Facilities Financing Authority Law."

C. 26:2I-3 Terms defined.

3. Terms defined. As used in this act, the following words and terms shall have the following meanings, unless the context indicates or requires another or different meaning or intent:

"Authority" means the New Jersey Health Care Facilities Financing Authority created by this act or any board, body, commission, department or officer succeeding to the principal functions thereof or to whom the powers conferred upon the authority by this act shall be given by law.

"Bond" means bonds, notes or other evidences of indebtedness of the authority issued pursuant to this act.

"Commissioner" means the State Commissioner of Health.

"Hospital facility" means a structure suitable to provide hospitals, hospital related housing facilities, doctors' office buildings or other health-care facilities for the prevention, diagnosis or treatment of human disease, pain, injury, disability, deformity or physical condition or mental illness and retardation, and for facilities incidental or appurtenant thereto.

"Participating hospital" means a public hospital or private hospital which has entered into a regulatory agreement in accordance with this act.

"Private hospital" means a hospital or health-care institution, or an institution for the training of doctors, nurses, paramedical or other personnel engaged in the provision of health care, other

than a State, county or municipal hospital or health care facility, or related institution including a health maintenance organization, public health center, diagnostic center, treatment center, rehabilitation center, extended care facility, skilled nursing home, nursing home, intermediate care facility, tuberculosis hospital, chronic disease hospital, maternity hospital, special hospital, mental hospital, outpatient clinic, dispensary, home health agency, boarding home or other home for sheltered care situated within the State and which is a nonprofit institution providing hospital or health care service to the public.

"Public hospital" means a State, county or municipal hospital or health-care facility including health maintenance organization, public health center, diagnostic center, treatment center, rehabilitation center, extended care facility, skilled nursing home, nursing home, intermediate care facility, tuberculosis hospital, chronic disease hospital, maternity hospital, mental hospital, outpatient clinic, dispensary, home health care agency, boarding home or other home for sheltered care now or hereafter established or authorized by law.

"Project" or "hospital project" means a specific work, including lands, buildings, improvements, alterations, renovations, enlargements, reconstructions, fixtures and articles of personal property, acquired, constructed, rehabilitated, owned and operated by a participating hospital pursuant to this act, to provide hospital or health-care facilities or facilities related, required or useful to or for the operation of a hospital facility, and "project" or "hospital project" may include any combination of the foregoing undertaken jointly by any participating hospital with one or more other participating hospitals.

"Project cost" or "hospital project cost" means the sum total of all or any part of costs incurred or estimated to be incurred by the authority or by a participating hospital which are reasonable and necessary for carrying out all works and undertakings and providing all necessary equipment for the development of a project, exclusive of the amount of any private or Federal, State or local financial assistance for and received by a participating hospital for the payment of such project cost. Such costs shall include, but are not necessarily limited to, interest prior to, during and for a reasonable period after such development, start-up costs and costs of operation and maintenance during the construction period and for a reasonable additional period thereafter, the cost of necessary studies, surveys, plans and specifications, architectural, engineer-

ing, legal or other special services, the cost of acquisition of land, buildings and improvements thereon (including payments for the relocation of persons displaced by such acquisition), site preparation and development, construction, reconstruction, equipment, including fixtures, equipment, and cost of demolition and removal, and articles of personal property required, the reasonable cost of financing incurred by a participating hospital or the authority in the course of the development of the project, reserves for debt service, the fees imposed upon a participating hospital by the commissioner and by the authority; other fees charged, and necessary expenses incurred in connection with the initial occupancy of the project, and the cost of such other items as may be reasonable and necessary for the development of a project. The commissioner's approval of estimated project cost in accordance with section 6 of this act shall include his approval, which shall be conclusive, as to the reasonableness or necessity of any item of cost and as to the reasonableness of any period of time in respect of which interest, start-up, operation and maintenance costs have included in project costs.

ARTICLE 3. AUTHORITY; MEMBERSHIP; OFFICERS; EMPLOYEES; GOVERNOR'S VETO

C. 26:2I-4 Authority created; members; terms; organization meetings; Governor's veto power.

4. Authority created; members; terms; organization meetings; governor's veto power. a. There is hereby established in the State Department of Health, a public body corporate and politic, with corporate succession, to be known as the "New Jersey Health-Care Facilities Financing Authority." The authority shall constitute a political subdivision of the State established as an instrumentality exercising public and essential governmental functions, and the exercise by the authority of the powers conferred by this act shall be deemed and held to be an essential governmental function.

b. The authority shall consist of seven members, three of whom shall be the commissioner, who shall be the chairman, the Commissioner of Insurance, and the Commissioner of the Department of Institutions and Agencies, who shall serve during their terms of office, or when so designated by them, their deputies or other representatives, who shall serve at their pleasure, and four public members who are citizens of the State to be appointed by the Governor, with the advice and consent of the Senate for terms of 4 years; provided that the four members first appointed by the

Governor shall serve terms expiring on the first, second, third, and fourth, respectively, April 30 ensuing after the enactment of this act. Each member shall hold office for the term of his appointment and until his successor shall have been appointed and qualified. Any vacancy among the public members shall be filled by appointment for the unexpired term only.

c. Any member of the authority appointed by the Governor may be removed from office by the Governor for cause after a public hearing.

d. The members of the authority shall serve without compensation, but the authority may reimburse its members for necessary expenses incurred in the discharge of their official duties.

e. The authority, upon the first appointment of its members and thereafter on or after April 30 in each year, shall annually elect from among its members a vice chairman who shall hold office until April 30 next ensuing and shall continue to serve during the term of his successor and until his successor shall have been appointed and qualified. The authority may also appoint, retain and employ, without regard to the provisions of Title 11, Civil Service, of the Revised Statutes, such officers, agents, and employees as it may require, and it shall determine their qualifications, terms of office, duties, services and compensation.

f. The powers of the authority shall be vested in the members thereof in office from time to time and a majority of the total authorized membership of the authority shall constitute a quorum at any meeting thereof. Action may be taken and motions and resolutions adopted by the authority at any meeting thereof by the affirmative vote of a majority of the members present, unless in any case the bylaws of the authority shall require a larger number. No vacancy in the membership of the authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the authority.

g. Each member and the treasurer of the authority shall execute a bond to be conditioned upon the faithful performance of the duties of such member or treasurer, as the case may be, in such form and amount as may be prescribed by the Attorney General. Such bonds shall be filed in the office of the Secretary of State. At all times thereafter the members and treasurer of the authority shall maintain such bonds in full force and effect. All costs of such bonds shall be borne by the authority.

h. No trustee, director, officer or employee of a hospital may serve as a member of the authority.

i. At least two true copies of the minutes of every meeting of the authority shall be forthwith delivered by and under the certification of the secretary thereof, to the Governor. No action taken at such meeting by the authority shall have force or effect until 10 days, exclusive of Saturdays, Sundays and public holidays, after such copies of the minutes shall have been so delivered or at such earlier time as the Governor shall sign a statement of approval thereof. If, in said 10-day period, the Governor returns a copy of the minutes with veto of any action taken by the authority or any member thereof at such meeting, such action shall be null and of no effect. If the Governor shall not return the minutes within said 10-day period, any action therein recited shall have force and effect according to the wording thereof. At any time prior to the expiration of the said 10-day period, the Governor may sign a statement of approval of all or any such action of the authority.

The powers conferred in this subsection upon the Governor shall be exercised with due regard for the rights of the holders of bonds of the authority at any time outstanding.

Article 4. Powers and Duties; Bonds

C. 26:2I-5 Powers of authority.

5. Powers of authority. The authority shall have power:

a. To adopt bylaws for the regulation of its affairs and the conduct of its business and to alter and revise such bylaws from time to time at its discretion.

b. To adopt and have an official seal and alter the same at pleasure.

c. To maintain an office at such place or places within the State as it may designate.

d. To sue and be sued in its own name.

e. To borrow money and to issue bonds of the authority and to provide for the rights of the holders thereof as provided in this act.

f. To acquire, lease as lessee or lessor, hold and dispose of real and personal property or any interest therein, in the exercise of its powers and the performance of its duties under this act.

g. To acquire in the name of the authority by purchase or otherwise, on such terms and conditions and in such manner as it may deem proper, any land or interest therein and other property which it may determine is reasonably necessary for any project; and to hold and use the same and to sell, convey, lease or otherwise dispose

of property so acquired, no longer necessary for the authority's purposes for fair consideration after public notice.

h. To receive and accept, from any Federal or other public agency or governmental entity directly or through the Department of Health or any other agency of the State or any participating hospital, grants or loans for or in aid of the acquisition or construction of any project, and to receive and accept aid or contributions from any other source, of either money, property, labor or other things of value, to be held, used and applied only for the purposes for which such grants, loans and contributions may be made.

i. To prepare or cause to be prepared plans, specifications, designs and estimates of costs for the construction and equipment of hospital projects for participating hospitals under the provisions of this act, and from time to time to modify such plans, specifications, designs or estimates.

j. By contract or contracts with and for participating hospitals only, to construct, acquire, reconstruct, rehabilitate and improve, and furnish and equip, hospital projects. The authority, in the exercise of its authority to make and enter into contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers, shall adopt standing rules and procedures providing that, except as hereinafter provided, no contract on behalf of the authority shall be entered into for the doing of any work, or for the hiring of equipment or vehicles, where the sum to be expended exceeds the sum of $5,000.00 unless the authority shall first publicly advertise for bids therefor, and shall award the contract to the lowest responsible bidder; provided, however, that such advertising shall not be required where the contract to be entered into is one for the furnishing or performing services of a professional nature or for the supplying of any product or the rendering of any service by a public utility subject to the jurisdiction of the Public Utilities Commission and tariffs and schedules of the charges, made, charged, or exacted by the public utility for any such products to be supplied or services to be rendered are filed with said commission.

k. To determine the location and character of any project to be undertaken, subject to the provisions of this act, and subject to State Health and environmental laws, to construct, reconstruct, maintain, repair, lease, as lessee or lessor, and regulate the same and operate the same in the event of default by a participating hospital of its obligations and agreements with the authority; to enter into contracts for any or all such purposes; and to enter into

contracts for the management and operation of a project in the event of default as herein provided. The authority shall use its best efforts to conclude its position as an operator as herein provided as soon as is practicable.

l. To establish rules and regulations for the use of a project or any portion thereof and to designate a participating hospital as its agent to establish rules and regulations for the use of a project undertaken by such a participating hospital.

m. Generally to fix and revise from time to time and to charge and collect rates, rents, fees and other charges for the use of and for the services furnished or to be furnished by a project or any portion thereof and to contract with holders of its bonds and with any other person, party, association, corporation or other body, public or private, in respect thereof, subject to the provisions of the Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H–1 et seq.).

n. To enter into agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient or desirable for the purpose of the authority or to carry out any power expressly given in this act.

o. To invest any moneys held in reserve or sinking funds, or any moneys not required for immediate use or disbursement, at the discretion of the authority, in such obligations as are authorized by resolution of the authority.

p. To obtain, or aid in obtaining, from any department or agency of the United States any insurance or guarantee as to, or of or for the payment or repayment of interest or principal, or both, or any part thereof, on any loan or any instrument evidencing or securing the same, made or entered into pursuant to the provisions of this act; and notwithstanding any other provisions of this act to enter into agreement, contract or any other instrument whatsoever with respect to any such insurance or guarantee, and accept payment in such manner and form as provided therein in the event of default by the borrower.

q. To obtain from any department or agency of the United States or a private insurance company any insurance or guarantee as to, or of, or for the payment or repayment of interest or principal, or both, or any part thereof, on any bonds, issued by the authority pursuant to the provisions of this act; and notwithstanding any other provisions of this act to enter into any agreement, contract or any other instrument whatsoever with respect to any such insurance or guarantee except to the extent that

such action would in any way impair or interfere with the authority's ability to perform and fulfill the terms of any agreement made with the holders of the bonds of the authority.

r. To receive and accept, from any department or agency of the United States or of the State or from any other entity, any grant, appropriation or other moneys to be used for or applied to any corporate purpose of the authority, including without limitation the meeting of debt service obligations of the authority in respect of its bonds.

C. 26:2I-6 Approval of project costs; regulatory agreements; expenses.

6. Approval of project costs; regulatory agreements; expenses. Notwithstanding any other provision of this act, the authority shall not acquire or authorize the acquisition, the commencement of construction or rehabilitation of any project or hospital facility to be leased to a participating hospital, in respect of any project where such acquisition or work is to be done by the authority, nor advance loan funds to any participating hospital, in respect of a project involving a loan to such hospital, until (i) the estimated project cost shall have been approved by the commissioner and (ii) the participating hospital shall have entered into a regulatory agreement with the commissioner. Such regulatory agreement shall contain such provisions as shall be deemed adequate by the commissioner to assure that the project shall be constructed, maintained and operated in a manner consistent with the purposes of this act and the Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H–1 et seq.).

The requirements of the preceding paragraph shall not preclude the authority from taking actions, and incurring expenses in connection therewith, preliminary to the actual acquisition or commencement of construction or rehabilitation of facilities or the advancing of loan funds in respect of any proposed project, provided, that all expenses incurred in carrying out the provisions of this act shall be payable solely from funds provided under the authority of this act and no liability or obligation shall be incurred by the authority hereunder beyond the extent to which moneys shall have been provided under the provisions of this act.

C. 26:2I-7 Issuance of bonds authorized; maturity; terms.

7. Issuance of bonds authorized; maturity; terms. a. The authority is authorized from time to time to issue its bonds for any corporate purpose and to fund and refund the same all as provided in this act. Such bonds may, at the discretion of the authority be

designated as "bonds," "notes," "bond anticipation notes" or otherwise.

b. Except as may otherwise be expressly provided by the authority, every issue of its bonds shall be general obligations of the authority payable from any revenues or moneys of the authority, subject only to any agreements with the holders of particular bonds pledging any particular revenues or moneys. Notwithstanding that bonds may be payable from a special fund, they shall be fully negotiable within the meaning of Title 12A, the Uniform Commercial Code, of the New Jersey Statutes, subject only to any provisions of the bonds for registration.

c. The bonds may be issued as serial bonds or as term bonds, or the authority, in its discretion, may issue bonds of both types. The bonds shall be authorized by resolution of the members of the authority and shall bear such date or dates, mature at such time or times, not exceeding 50 years from their respective dates, bear interest at such rate or rates, be payable at such time or times, be in such denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as such resolution or resolutions may provide. The bonds may be sold at public or private sale for such price or prices as the authority shall determine. Pending preparation of the definitive bonds, the authority may issue interim receipts or certificates which shall be exchanged for such definitive bonds.

d. Any resolution or resolutions authorizing any bonds or any issue of bonds may contain provisions, which shall be a part of the contract with the holders of the bonds to be authorized, as to:

(i) pledging all or any part of the revenues of a project or any revenue producing contract or contracts made by the authority with any individual, partnership, corporation or association or other body, public or private, to secure the payment of the bonds or of any particular issue of bonds, subject to such agreements with bondholders as may then exist;

(ii) the rentals, fees and other charges to be charged, and the amounts to be raised in each year thereby, and the use and disposition of the revenues;

(iii) the setting aside of reserves or sinking funds, and the regulation and disposition thereof;

(iv) limitations on the right of the authority or its agent to restrict and regulate the use of a project;

(v) limitations on the purpose to which the proceeds of sale of any issue of bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the bonds or any issue of the bonds;

(vi) limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds;

(vii) the procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(viii) limitations on the amount of moneys derived from a project to be expended for operating, administrative or other expenses of the authority; and

(ix) defining the acts or omissions to act which shall constitute a default in the duties of the authority to holders of its obligations and providing the rights and remedies of such holders in the event of a default.

e. Neither the members of the authority nor any person executing the bonds shall be liable personally on the bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

f. The authority shall have power out of any funds available therefor to purchase its bonds. The authority may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.

C. 26:2I-8 Bonds secured by trust agreement.

8. Bonds secured by trust agreement. In the discretion of the authority, any bonds issued under the provisions of this act may be secured by a trust agreement by and between the authority and a corporate trustee or trustees, which may be any trust company or bank having the powers of a trust company within or without the State. Such trust agreement or the resolution providing for the issuance of such bonds may pledge or assign the revenues or other moneys or securities to be received or proceeds of any contract or contracts pledged. Such trust agreement or resolution providing for the issuance of such bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law, including particularly such provisions as have hereinabove been specifically authorized to be included in any resolution

or resolutions of the authority authorizing bonds thereof. Any bank or trust company incorporated under the laws of this State which may act as depositary of the proceeds of bonds or revenues or other moneys or securities may furnish such indemnifying bonds or pledge such securities as may be required by the authority. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees, and may restrict the individual right of action by bondholders. In addition to the foregoing, any such trust agreement or resolution may contain such other provisions as the authority may deem reasonable and proper for the security of the bondholders. All expenses incurred in carrying out the provisions of such trust agreement or resolution may be treated as project costs.

C. 26:2I-9 Bonds not liability of state or political subdivision.

9. Bonds not liability of state or political subdivision. Bonds issued under the provisions of this act shall not be deemed to constitute a debt or liability of the State or of any political subdivision thereof other than the authority, nor a pledge of the faith and credit of the State or of any such political subdivision, other than the authority, but shall be payable solely from the funds herein provided. All such bonds shall contain on the face thereof a statement to the effect that neither the State of New Jersey nor the authority shall be obligated to pay the same or the interest thereon except from revenues or other moneys of the authority and that neither the faith and credit nor the taxing power of the State of New Jersey or of any political subdivision thereof other than the authority is pledged to the payment of the principal of or the interest on such bonds. The issuance of bonds under the provisions of this act shall not directly or indirectly or contingently obligate the State or any political subdivision thereof to levy or to pledge any form of taxation whatever therefor.

C. 26:2I-10 Further powers of authority.

10. Futher powers of authority. The authority is authorized to fix, revise, charge and collect rates, rents, fees and charges for the use of and for the services furnished or to be furnished by each project and to contract with any person, partnership, association or corporation, or other body, public or private, in respect thereof. Such rates, rents, fees and charges shall be fixed and adjusted in respect of the aggregate of rents, rates, fees and charges from such project so as to provide funds sufficient with other revenues or moneys, if any:

a. To pay the cost of maintaining, repairing and operating the project and each and every portion thereof, to the extent that the payment of such cost has not otherwise been adequately provided for.

b. To pay the principal of and the interest on outstanding bonds of the authority issued in respect of such project as the same shall become due and payable; and

c. To create and maintain reserves required or provided for in any resolution authorizing, or trust agreement securing, such bonds of the authority.

Such rates, rents, fees and charges shall not be subject to supervision or regulation by any department, commission, board, body, bureau or agency of this State other than the authority and the provisions of the Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H–1 et seq.). A sufficient amount of the revenues derived in respect of a project, except such part of such revenues as may be necessary to pay the cost of maintenance, repair and operation and to provide reserves for renewals, replacements, extensions, enlargements and improvements as may be provided for in the resolution authorizing the issuance of any bonds of the authority or in the trust agreement securing the same, shall be set aside at such regular intervals as may be provided in such resolution or trust agreement in a sinking or other similar fund which is hereby pledged to, and charged with, the payment of the principal of and the interest on such bonds as the same shall become due, and the redemption price or the purchase price of bonds retired by call or purchase as therein provided. Such pledge shall be valid and binding from the time when the pledge is made; the rates, rents, fees and charges and other revenues or other moneys or securities so pledged and thereafter received by the authority shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act, and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the authority, irrespective of whether such parties have notice thereof. Neither the resolution nor any trust agreement by which a pledge is created need be filed or recorded except in the records of the authority. The use and disposition of moneys to the credit of such sinking or other similar fund shall be subject to the provisions of the resolution authorizing the issuance of such bonds or of such trust agreement. Except as may otherwise be provided in such resolution or such trust agreement, such sinking or other similar

fund shall be a fund for all such bonds issued to finance projects of a participating hospital without distinction or priority of one over another; provided the authority in any such resolution or trust agreement may provide that such sinking or other similar fund shall be the fund for a particular project at a participating hospital and for the bonds issued to finance a particular project and may, additionally, permit and provide for the issuance of bonds having a subordinate lien in respect of the security herein authorized to other bonds of the authority and, in such case, the authority may create separate sinking or other similar funds in respect of such subordinate lien bonds.

C. 26:2I-11 Moneys of authority; trust funds.

11. Moneys of authority; trust funds. All moneys received pursuant to the authority of this act whether as proceeds from the sale of bonds or as revenues, shall be deemed to be trust funds to be held and applied solely as provided in this act. Any officer with whom, or any bank or trust company with which, such moneys shall be deposited shall act as trustee of such moneys and shall hold and apply the same for the purposes hereof, subject to such regulations as this act and the resolution authorizing the bonds of any issue or the trust agreement securing such bonds may provide.

C. 26:2I-12 Bondholders; enforcement of rights.

12. Bondholders; enforcement of rights. Any holder of bonds issued under the provisions of this act or any of the coupons appertaining thereto, and the trustee or trustees under any trust agreement, except to the extent the rights herein given may be restricted by any resolution authorizing the issuance of, or any such trust agreement securing, such bonds, may, either at law or in equity, by suit, action, proceeding in lieu of prerogative writ, or other proceedings, protect and enforce any and all rights under the laws of the state or granted hereunder or under such resolution or trust agreement, and may enforce and compel the performance of all duties required by this act or by such resolution or trust agreement to be performed by the authority or by any officer, employee or agent thereof, including the fixing, charging and collecting of the rates, rents, fees, and charges herein authorized and required by the provisions of such resolution or trust agreement to be fixed, established and collected.

C. 26:2I-13 Refunding bonds; additional purposes.

13. Refunding bonds; additional purposes. a. The authority is hereby authorized to provide for the issuance of bonds of the

authority for the purpose of refunding any bonds of the authority then outstanding, including the payment of any redemption premium thereon and any interest accrued or to accrue to the earliest or subsequent date of redemption, purchase or maturity of such bonds, and, if deemed advisable by the authority, for the additional purpose of paying all or any part of the cost of constructing and acquiring additions, improvements, extensions or enlargements of a project or any portion thereof and for making payments to reserve funds therefor.

b. The proceeds of any such bonds issued for the purpose of refunding outstanding bonds may, in the discretion of the authority, be applied to the purchase or retirement at maturity or redemption of such outstanding bonds either on their earliest or any subsequent redemption date or upon the purchase or at the maturity thereof and may, pending such application, be placed in escrow to be applied to such purchase or retirement at maturity or redemption on such date as may be determined by the authority.

c. Any such escrowed proceeds, pending such use, may be invested and reinvested as permitted by the applicable resolution or trust agreement. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of outstanding bonds to be refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the authority for use by it in any lawful manner.

d. All such bonds shall be subject to the provisions of this act in the same manner and to the same extent as other bonds issued pursuant to this act.

C. 26:2I-14 Bonds as legal investments.

14. Bonds as legal investments. Bonds and notes issued by the authority under the provisions of this act are hereby made securities in which the State and all political subdivisions of the State, their officers, boards, commissions, departments or other agencies, all banks, bankers, savings banks, trust companies, savings 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 now are or may hereafter be authorized to invest in bonds or other obligations of the State, may properly and legally invest any funds, including capital belonging to

them or within their control; and said bonds, notes or other securities or obligations 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.

C. 26:2I-15 Act complete authority for issuance of bonds.

15. Act complete authority for issuance of bonds. Bonds may be issued under the provisions of this act without obtaining the consent of any department, division, commission, board, bureau, agency or officer of the State, and without any other proceedings or the happening of any other conditions or things than those proceedings, conditions and things which are specifically required by this act.

C. 26:2I-16 Exemptions from taxes; bonds; property.

16. Exemptions from taxes; bonds; property. The exercise of the powers granted by this act will be in all respects for the benefit of the people of this State, for the increase of their commerce, welfare and prosperity, and for the improvement of their health and living conditions, and as the operation and maintenance of a project by the authority or its agent will constitute the performance of an essential public function, neither the authority nor its agent shall be required to pay any taxes or assessements upon or in respect of a project or any property acquired or used by the authority or its agent under the provisions of this act or upon the income therefrom, and any bonds issued under the provisions of this act, their transfer and the income therefrom, including any profit made on the sale thereof, shall at all times be exempt from taxation except for transfer, inheritance and estate taxes.

C. 26:2I-17 Restriction on alteration of powers.

17. Restriction on alteration of powers. The State of New Jersey does pledge to and agree with the holders of the bonds issued pursuant to authority contained in this act, and with those parties who may enter into contracts with the authority pursuant to the provisions of this act, that the State will not limit, alter or restrict the rights hereby vested in the authority and the participating hospital to maintain, construct, reconstruct and operate any project as defined in this act or to establish and collect such rents, fees, receipts or other charges as may be convenient or necessary to produce sufficient revenues to meet the expenses of maintenance and operation thereof and to fulfill the terms of any agreements made with

the holders of bonds authorized by this act, and with the parties who may enter into contracts with the authority pursuant to the provisions of this act, or in any way impair the rights or remedies of the holders of such bonds or such parties until the bonds, together with interest thereon, are fully paid and discharged and such contracts are fully performed on the part of the authority. The authority as a public body corporate and politic shall have the right to include the pledge herein made in its bonds and contracts.

C. 26:2I-18 Annual report and audit.

18. Annual report and audit. On or before March 31 in each year, the authority shall make an annual report of its activities for the preceding calendar year to the Governor and the Legislature. Each such report shall set forth a complete operating and financial statement covering the authority's operations during the year. The authority shall cause an audit of its books and accounts to be made at least once in each year by certified public accountants and cause a copy thereof to be filed with the Secretary of State and the Comptroller of the Treasury.

Article 5. Conflict of Interest

C. 26:2I-19 Contracts; conflict of interest.

19. Contracts; conflict of interest. Except as otherwise expressly provided in this act, any member, officer, agent or employee of the authority, or member of the immediate family thereof, who is interested, either directly or indirectly, in any contract or transaction of another with the authority, or in the purchase sale or lease of any property, either real or personal, to or from the authority, shall be guilty of a misdemeanor.

Article 6. Examination and Visitorial Powers of State; Assistance of State Employees

C. 26:2I-20 Comptroller of Treasury; powers of examination.

20. Comptroller of Treasury; powers of examination. The Comptroller of the Treasury and his legally authorized representatives are hereby authorized and empowered from time to time to examine the accounts, books and records of the authority, including its receipts, disbursements, contracts, sinking funds, investments and any other matters relating thereto and to its financial standing.

C. 26:2I-21 Visitorial powers; department of health; commissioner.

21. Visitorial powers; department of health; commissioner. The Department of Health, or the commissioner or their representa-

tives, may visit, examine into and inspect, the authority and may require, as often as desired, duly verified reports therefrom giving such information and in such form as such department or commissioner shall prescribe.

C. 26:2I-22 Services of State departments or agencies.

22. Services of State departments or agencies. The authority shall be entitled to call to its assistance and avail itself of the services of such employees of any State department or agency as it may require and as may be available to it for said purpose.

ARTICLE 7. POWERS AND DUTIES OF INSTITUTIONS UNDER STATE, COUNTY AND MUNICIPAL JURISDICTION

C. 26:2I-23 Powers and duties of Department of Health as to institutions under State, county or municipal jurisdiction.

23. Powers and duties of Department of Health as to institutions under State, county or municipal jurisdiction. In order to provide new hospitals and to enable the construction and financing thereof, to refinance indebtedness hereafter created by the authority for the purpose of providing a hospital or hospitals or additions or improvements thereto or modernization thereof or for any one or more of said purposes but for no other purpose unless authorized by law, each of the following bodies shall have the powers hereafter enumerated to be exercised upon such terms and conditions, including the fixing of fair consideration or rental to be paid or received, as it shall determine by resolution as to such property and each shall be subject to the performance of the duties hereafter enumerated, that is to say, the State Department of Health as to such as are located on land owned by, or owned by the State and held for, any State institution or on lands of the institutions under the jurisdiction of the State Department of Health or of the State Department of Institutions and Agencies, or by the authority, the Commissioner of the State Department of Institutions and Agencies as to State institutions operated by that department, the board of trustees or governing body of any public hospital, the board of trustees of the College of Medicine and Dentistry of New Jersey, as to such as are located on land owned by such college, or by the State for such college, the State or by the particular public hospital respectively, namely:

a. The power to sell and to convey to the authority title in fee simple in any such land and any existing hospital facilities thereon owned by the State and held for any department thereof or of any of the institutions under the jurisdiction of the State Department

of Health or the power to sell and to convey to the authority such title as the State or the public hospital respectively may have in any such land and any existing hospitals thereon.

b. The power to lease to the authority any land and any existing hospital facilities thereon so owned for a term or terms not exceeding 50 years each.

c. The power to lease or sublease from the authority, and to make available, any such land and existing hospitals conveyed or leased to the authority under subsections a. and b. of this section, and any new hospitals erected upon such land or upon any other land owned by the authority.

d. The power and duty, upon receipt of notice of any assignment by the authority of any lease or sublease made under subsection c. of this section, or of any of its rights under any such lease or sublease, to recognize and give effect to such assignment, and to pay to the assignee thereof rentals or other payments then due or which may become due under any such lease or sublease which has been so assigned by the authority.

C. 26:2I-24 Additional powers and duties as to lands and State and public hospitals.

24. Additional powers and duties as to lands and State and public hospitals. In addition thereto the Commissioner of the State Department of Institutions and Agencies as to institutions operated by that department, the chief executive officer and the board of trustees of other State institutions, and the board of trustees or governing body of county and municipal public hospitals shall have the following powers and shall be subject to the following duties as to their lands and hospital facilities:

a. The power to pledge and assign all or any part of the revenues derived from the operation of such new hospitals as security for the payment of rentals due and to become due under any lease or sublease of such new hospitals under subsection c. of the preceding section.

b. The power to covenant and agree in any lease or sublease of such new hospitals made under subsection c. of the preceding section to impose fees, rentals or other charges for the use and occupancy or other operation of such new hospitals in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

c. The power to apply all or any part of the revenues derived from the operation of any hospitals to the payment of rentals due

and to become due under any lease or sublease made under subsection c. of the preceding section.

d. The power to pledge and assign all or any part of the revenues derived from the operation of any hospitals to the payment of rentals due and to become due under any lease or sublease made under subsection c. of the preceding section.

e. The power to covenant and agree in any lease or sublease made under subsection c. of the preceding section to impose fees, rentals or other charges for the use and occupancy or other operation of any hospitals in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

C. 26:2I-25 Powers and duties, revenue producing facilities.

25. Powers and duties, revenue producing facilities. In addition to the powers and duties with respect to hospitals given under sections 23 and 24, the board of trustees or governing body of any State institution or public hospital and the board of trustees of the College of Medicine and Dentistry of New Jersey shall also have the same powers and be subject to the same duties in relation to any conveyance, lease or sublease made under subsections a., b., or c. of section 24, with respect to revenue producing facilities; that is to say, structures or facilities which produce revenues sufficient to pay the rentals due and to become due under any lease or sublease made under subsection c. of section 24 including, without limitation, extended care and parking facilities.

C. 26:2I-26 Approval of plans, specifications and locations.

26. Approval of plans, specifications and locations. The State Department of Health shall approve the plans and specifications and location of each hospital undertaken for it or under its control or any public hospital prior to the undertaking thereof by the authority.

C. 26:2I-27 Powers and duties, exercises; instruments, execution.

27. Powers and duties, exercises; instruments, execution. To the extent not otherwise expressly provided under existing law, all powers and duties conferred upon any State institution or the College of Medicine and Dentistry or any county, city or municipal hospital pursuant to this act shall be exercised and performed by resolution of its governing body and all powers and duties conferred upon any of said hospitals pursuant to this act shall be exercised and performed by resolution of its board of trustees or governing body.

ARTICLE 8. PRIVATE HOSPITALS

C. 26:2I-28 Additional powers; private hospitals.

28. Additional powers; private hospitals. In addition to the foregoing powers, the authority with respect to private hospitals shall have power, but only upon approval by the commissioner of a regulatory agreement with such private hospital and subject to the terms and conditions of such agreement; and provided that no project will be undertaken pursuant to this act without the prior issuance of a certificate of need pursuant to P. L. 1971, c. 136 (C. 26:2H–1 et seq.):

a. Upon application of the participating hospital to construct, acquire or otherwise provide projects for the use and benefit of the participating hospital and the patients, employees and staff of such participating hospital. The participating hospital for which such a project is undertaken by the authority shall approve the plans and specifications of such project.

b. To operate and manage any project provided pursuant to this section, or the authority may lease any such project to the participating hospital for which such project is provided. At such time as the liabilities of the authority incurred for any such project have been met and the bonds of the authority issued therefor have been paid, or such liabilities and bonds have otherwise been discharged, the authority shall transfer title to all the real and personal property of such project vested in the authority, to the participating hospital in connection with which such project is then being operated, or to which such project is then leased; provided, however, that if at any time prior thereto such participating hospital ceases to offer hospital or health services, then such title shall vest in the State of New Jersey.

Any lease of a project authorized by this section shall be a general obligation of the lessee and may contain provisions, which shall be a part of the contract with the holders of the bonds of the authority issued for such project, as to:

(i) pledging all or any part of the moneys, earnings, income and revenues derived by the lessee from such project or any part or parts thereof, or other personal property of the lessee, to secure payments required under the terms of such lease;

(ii) the rates, rentals, fees and other charges to be fixed and collected by the lessee, the amounts to be raised in each year thereby, and the use and disposition of such moneys, earning, income and revenues;

(iii) the setting aside of reserves and the creation of special funds and the regulation and disposition thereof;

(iv) the procedure, if any, by which the terms of such lease may be amended;

(v) vesting in a trustee or trustees such specified properties, rights, powers and duties as shall be deemed necessary or desirable for the security of the holders of the bonds of the authority issued for such projects;

(vi) the obligations of the lessee with respect to the replacement, reconstruction, maintenance, operation, repairs and insurance of such project;

(vii) defining the acts or omissions to act which shall constitute a default in the obligations and duties of the lessee, and providing for the rights and remedies of the authority and of its bondholders in the event of such default;

(viii) any other matters, of like or different character, which may be deemed necessary or desirable for the security or protection of the authority or the holders of its bonds.

C. 26:2I-29 Construction loans; terms.

29. Construction loans; terms. The authority also shall have power:

a. To make loans to any private hospital for the construction of projects in accordance with a loan agreement and plans and specifications approved by the authority. No such loan shall exceed the total cost of such project as determined and approved by the authority. Each such loan shall be promised upon an agreement between the authority and the private hospital as to payment, security, maturity, redemption, interest and other appropriate matters.

b. To make loans to any private hospital to refund existing bonds, mortgages or advances given or made by such private hospital for the construction of projects to the extent that this will enable such private hospital to offer greater security for loans for new project construction.

C. 26:2I-30 Power of private hospitals to mortgage.

30. Power of private hospitals to mortgage. For the purpose of obtaining and securing loans under section 29 every private hospital shall have power to mortgage and pledge any of its real or personal property, and to pledge any of its income from whatever source to repay the principal of and interest on any loan made to it by the authority or to pay the interest on and principal and redemption

premium, if any, of any bond or other evidence of indebtedness evidencing the debt created by any such loan; provided that the foregoing shall not be construed to authorize actions in conflict with specific legislation, trusts, endowment, or other agreements relating to specific properties or funds.

C. 26:2I-31 Moneys; separate account.

31. Moneys; separate account. Moneys of the authority received from any private hospital in payment of any sum due to the authority pursuant to the terms of any loan or other agreement or any bond, note or other evidence of indebtedness, shall be deposited in account in which only moneys received from private hospitals shall be deposited and shall be kept separate and apart from and not commingled with any other moneys of the authority. Moneys deposited in such account shall be paid out on checks signed by the chairman of the authority or by such other person or persons as the authority may authorize, and countersigned by one other member of the authority.

C. 26:2I-32 Authority; construction, operation and management.

32. Authority; construction, operation and management. a. Whenever the authority under section 28 undertakes to construct, acquire or otherwise provide and operate and manage a project, the authority shall be responsible for the direct operation and maintenance costs of such projects, but each private hospital in connection with which such a project is provided and operated and managed shall be responsible at its own expense for the overall supervision of each project, for the overhead and general administrative costs of the private hospital which are incurred because of such project and for the integration of each project operation into the institution's hospital program.

b. Whenever the authority under section 28 undertakes to construct, acquire or otherwise provide a project and to lease the same to a private hospital, the lessee shall be responsible for the direct operation and maintenance costs of such project and, in addition, shall be responsible for the overall supervision of each project, for the overhead and general administrative costs of the lessee which are incurred because of such project and for the integration of each project operation into the lessee's hospital program.

c. Whenever the authority under section 29 makes loans for the construction of a project, the private hospital at which such project is located shall be responsible for the direct operation and maintenance costs of such project and, in addition, shall be respon-

sible for the overall supervision of each project, for the overhead and general administrative costs of the private hospital which are incurred because of such project and for the integration of each project operation into the institution's hospital program.

C. 26:2I-33 Private hospitals; pledges.

33. Private hospitals; pledges. Any pledge of moneys, earnings, income or revenues authorized with respect to private hospitals, pursuant to the provisions of this act, shall be valid and binding from the time when the pledge is made. The moneys, earnings, income or revenues so pledged and thereafter received by the pledgor shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act. The lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the pledgor irrespective of whether such parties have notice thereof. No instrument by which such a pledge is created need be filed or recorded in any manner.

Article 9. Participation in Existing Projects

C. 26:2I-34 Participation in existing projects.

34. Participation in existing projects. Whenever any public or private hospital has constructed or acquired any work or improvement which would otherwise qualify as a project under the preceding portions of this act except for the fact that such construction or acquisition was undertaken and financed without assistance from the authority, the authority may purchase such work or improvement, and lease the same to such hospital, or may lend funds to such hospital for the purpose of enabling the latter to retire obligations incurred for such construction or acquisition, provided that the amount of any such purchase price or loan shall not exceed the project cost as herein defined, irrespective of such work or improvement. All powers, rights, obligations and duties granted to or imposed upon the authority, hospitals, State departments and agencies or others by this act in respect of projects shall apply to the same extent with respect to transactions authorized by this section, provided that any action otherwise required to be taken at a particular time in the progression of a project may, where the circumstances so required in connection with a transaction under this section be taken nunc pro tunc.

ARTICLE 10. CONSTRUCTION

C. 26:2I-35 Construction of act.

35. Construction of act. This act shall be liberally construed to effect the purpose thereof.

C. 26:2I-36 No liability or pledge of credit of State.

36. No liability or pledge of credit of State. Nothing contained in this act shall be deemed or construed to create or constitute a debt, liability, or a loan or pledge of the credit, of the State.

C. 26:2I-37 Powers supplemental and not derogatory.

37. Powers supplemental and not derogatory. The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby, and shall be regarded as supplemental and additional to powers conferred by other laws, and shall not be regarded as in derogation of any powers now existing; provided, however, that the issuance of bonds or refunding bonds under the provisions of this act need not comply with the requirements of any other law applicable to the issuance of bonds.

C. 26:2I-38 Inconsistent laws inapplicable.

38. Inconsistent laws inapplicable. All laws, or parts thereof, inconsistent with this act are hereby declared to be inapplicable to the provisions of this act, except as otherwise provided, and provided that no project shall be constructed pursuant to this act which does not comply with the Health Care Facilities Planning Act, P. L. 1971, c. 136 (C. 26:2H–1, et seq.).

C. 26:2I-39 Severability.

39. Severability. The provisions of this act shall be severable, and if any of the provisions hereof shall be held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of any of the remaining provisions of this act.

40. There is hereby appropriated to the authority from the General State Fund the sum of $100,000.00, or so much thereof as may be necessary, for the purposes of carrying out its function and duties pursuant to this act. Such appropriation shall be repaid to the General State Fund as soon as practicable out of the proceeds of the first bonds issued by the authority or other available funds.

41. This act shall take effect on the first day of the fourth month following enactment.

Approved May 25, 1972.

CHAPTER 30

AN ACT to amend the "Presidential Ballot Law (1964)," approved July 1, 1964 (P. L. 1964, c. 134).

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

1. Section 2 of P. L. 1964, c. 134 (C. 19:58–2) is amended to read as follows:

C. 19:58-2 Definitions.

2. As used in this act unless the context otherwise indicates the following terms shall have the following meaning:

"New resident" means a citizen of the United States, of the age of 18 years, who has or shall have become a resident of this State, and of the county in which he claims his vote, at least 30 days next before a Presidential Election and who by reason of the fact that he will not have been a resident of this State for 6 months at the time of said election will not be qualified to vote for the other candidates, and upon any public question, to be voted for, and upon, at said election and who is not eligible to vote in said election elsewhere.

A person who has registered less than 40 days but at least 30 days next before a Presidential Election shall be considered a new resident for purposes of this act.

"Removed resident" means a person, who was formerly a resident of one of the counties of this State but who has, or shall have, removed to another state or the District of Columbia, or to another county within this State or to a foreign country, which term for the purposes of this act includes the Canal Zone and a territory or possession of the United States, for a temporary period and who has no actual place of residence in this State who has registered as a voter in the county of his former residence in this State at the time of his removal therefrom, and who by reason of his residence in the foreign country or an insufficient period of residence in the state or the county, to which he has or shall have removed, will not be able to qualify to vote at a Presidential Election to be held in such state or county or elsewhere, except as he may be qualified to vote in this State, or in such other county of this State, for the election of electors for President and Vice-President of the United States, pursuant to this act.

"Presidential Election" means an election to be held for the election of electors for President and Vice-President of the United States.

"Presidential ballot" means a ballot to be cast at a Presidential Election pursuant to this act.

"Removed to a foreign country for a temporary period" means a removed resident presently residing in a foreign country who has no intention of establishing a domicile or permanent residence in such foreign country but who has no actual place of residence in this State.

2. Section 4 of P. L. 1964, c. 134 (C. 19:58–4) is amended to read as follows:

C. 19:58-4 Certificate regarding disqualification of removed resident.

4. Any certificate filed by an applicant for a Presidential ballot as to the disqualification of a removed resident, who does not reside in this State, to vote for electors for President and Vice-President of the United States in the election district or foreign country in which he resides shall be sufficient authority for said clerks and boards to make any determination in connection with the subject matter of such certificate.

3. Section 8 of P. L. 1964, c. 134 (C. 19:58–8) is amended to read as follows:

C. 19:58-8 Ballot application by removed resident.

8. An application for a Presidential ballot to be made by a removed resident shall be in substantially the following form:

APPLICATION FOR PRESIDENTIAL BALLOT—
REMOVED RESIDENT

I, the undersigned, do hereby apply for a Presidential ballot to be voted at the election to be held on ..... and
(date of election)
do hereby certify that:

1. I am a citizen of the United States;
2. I was born on .....;
(date of birth)
3. I reside at ..... in
(street and number or R. D. route)
..... in .....
(name of city or municipality) (name of county)

county in the State of ..... and I have
(name of state or District of Columbia)
resided at this address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election; or (if applicable)

I reside at ..... in
(street and number)
..... in the country of
(name of city or municipality)
..... and I have resided at this
(name of foreign country, territory, possession or Canal Zone)
address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election, but I do not intend to establish a domicile or permanent residence in said country, territory, possession or Canal Zone;

4. I formerly resided and was registered as a voter at ..... in .....
(street and number or R. D. route) (name of city or municipality)
in.....county in New Jersey and I
(name of county)
continued to reside there until my removal to my present address;

5. I am unable to vote in said election at any place other than that of my former residence in New Jersey, where I believe that I am eligible to vote for electors for President and Vice-President of the United States by a Presidential ballot.

..... Applicant
(signature)
..... Applicant
(print name here)

4. Section 9 of P. L. 1964, c. 134 (C. 19:58–9) is amended to read as follows:

C. 19:58-9 Regulations.

9. Applications for Presidential ballots shall be made, as prescribed by this act, to the clerk of the county, in which the ballot is to be voted, in person or by mail not later than 7 days preceding the date upon which the election, in which such ballots are to be voted, is to be held.

Each application for a Presidential ballot by a removed resident, who does not reside in this State, except for a removed resident

who resides in a foreign country, territory, possession or zone for a temporary period, shall be accompanied by a certificate of the commissioner of registration or other officer in charge of registration of voters in the election district in which the applicant resides, certifying that the applicant will not be entitled to vote for the electors for President and Vice-President of the United States in such election district, at the election at which such ballot is to be voted, by reason of an insufficient period of residence in the state to which he has so removed.

5. Section 14 of P. L. 1964, c. 134 (C. 19:58–14) is amended to read as follows:

C. 19:58-14 Filing of permanent registration forms.

14. The county clerk, upon receipt of an application for a Presidential ballot, based upon the applicant's removal from this State to another state or the District of Columbia, United States territory, possession or zone or to a foreign country for a temporary period or from one county of this State to another county of this State, shall notify the commissioner of registration thereof and the commissioner of registration shall thereupon transfer the applicant's permanent registration forms to a Presidential ballot file until after the election and then to the inactive file.

6. Section 19 of P. L. 1964, c. 134 (C. 19:58–19) is amended to read as follows:

C. 19:58-19 Printed certificate required on margin of envelope flap; removed residents.

19. Upon the said margin of said flap on the inner envelope to be sent to a removed resident there shall be printed a certificate in affidavit form substantially as follows:

State of .....

County of ....., or (if applicable)

Country of .....

I, the undersigned, do hereby certify that:

1. I am a citizen of the United States;

2. I was born on .....;
(date of birth)

3. I reside at ..... in
(street and number or R. D. route)

..... in .....
(name of city or municipality) (name of county)

county in the State of ..... and I have
(name of State or District of Columbia)
resided at this address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election; or (if applicable)

I reside at ..... in
(street and number)
....., in the country of
(name of city or municipality)
..... and I have resided at
(name of foreign country, territory, possession or Canal Zone)
this address since my removal from my former address in New Jersey and expect to continue to reside there until and on the date of said election, but I do not intend to establish a domicile or permanent residence in said country, territory, possession or Canal Zone;

4. I formerly resided at ..... in
(street and number or R. D. route)
..... in .....
(name of city or municipality) (name of county)
county in New Jersey and I was registered as a voter, and continued to reside at said address until my removal to my present address;

5. (Place a cross (×) in the box preceding the applicable category below):

(a) ☐ Because of the insufficient period of my residence at my present address, or

(b) ☐ Because of my residence in a foreign country, territory, possession or Canal Zone for a temporary period,

I am unable to vote at the election to be held on ..... but I believe that I am eligible to vote at
(date of election)
my former residence in the State of New Jersey for electors for President and Vice-President of the United States at such election.

..... Applicant
(signature)

..... Applicant
(print name here)

PENALTY FOR FRAUDULENT VOTING

Any person who, knowingly, violates any of the provisions of this act, or who, not being entitled to vote thereunder, fraudulently votes or attempts to vote thereunder or enables or attempts to enable another person, not entitled to vote thereunder, to vote fraudulently thereunder or who prevents or attempts to prevent by fraud the voting of any person legally entitled to vote under this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be subject, in addition to such other penalties as are authorized by law, to disenfranchisement unless and until pardoned or restored by law to the right of suffrage.

(P. L. 1953, c. 211, s. 37 (C. 19:57–37))
(P. L. 1964, c. 134, s. 33 (C. 19:58–33))

7. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 31

AN ACT to amend the "Absentee Voting Law (1953)," approved July 1, 1953 (P. L. 1953, c. 211).

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

1. Section 4 of P. L. 1953, c. 211 (C. 19:57–4) is amended to read as follows:

C. 19:57-4 Application for civilian absentee ballot or military service ballot.

4. At any time not less than 7 days prior to an election in which he desires to vote by mail, a civilian absentee voter may apply to the person designated in section 6 of this act, for a civilian absentee ballot. Such application or request shall be made in writing, shall be signed by the applicant and shall state his or her place of voting residence and the address to which said ballot shall be sent, and the reason for which the ballot is requested.

Any military service voter desiring to vote in any election or any relative or friend of a military service voter who believes that such voter will desire to vote in any election, may apply to the person designated in section 6 of this act for a military service ballot to be sent to such voter.

Any civilian absentee voter who fails to apply within the 7-day time prescribed above may apply in person to the county clerk for an absentee ballot on any day up to 3 p.m. of the day before the election.

In the event of sickness or confinement, the qualified voter may apply in writing for and obtain an absentee ballot by authorized messenger so designated over the signature of the voter. The county clerk is authorized to deliver to such authorized messenger a ballot to be delivered to the qualified voter.

2. Section 11 of P. L. 1953, c. 211 (C. 19:57–11) is amended to read as follows:

C. 19:57-11 Forwarding of ballots by mail or hand delivery to voters.

11. Each county clerk shall forward a military service ballot or a civilian absentee ballot, as the case may be, for use under this act by first-class mail or hand delivered to each military service voter who applies therefor or on whose behalf application is made therefor, and to each civilian absentee voter whose request therefor has been approved. Ballots that have not been hand delivered to the voter shall be addressed to the voter at the forwarding address given in the application. All ballots to be forwarded to persons at an address located within the limits of the states of Alaska and Hawaii or anywhere else without the limits of the other 48 states and the District of Columbia shall be forwarded by air mail.

Such ballots shall be so forwarded as soon as practicable after the twenty-fifth day preceding the day upon which any election is to be held.

3. Section 22 of P. L. 1953, c. 211 (C. 19:57–22) is amended to read as follows:

C. 19:57-22 Duties of commissioner of registration regarding absentee ballots.

22. The commissioner of registration upon receipt of such information from the county clerk shall, in the case of a military service voter, remove the permanent registration form of each such voter from the permanent registration binders, if it appears therein, and file such forms in a special file designated "Military File" and in the case of civilian absentee voters shall mark the applicant's duplicate voting record appearing on the signature copy registers as follows:

In the proper column provided for the recording of the number of the voter's ballot at the election in which the applicant wishes to vote, the commissioner of registration shall record therein in red

ink the initial "A," which shall mean that a civilian absentee ballot was delivered or mailed to the applicant by the county clerk.

Whenever the commissioner of registration receives from the county clerk notice that a civilian absentee ballot has been forwarded to a voter, during the time when the signature copy registers are in the custody of other election officials pursuant to this Title, or are in transit to or from such officials, the said commissioner shall, prior to the opening of the polls on election day, forward to each district board of elections a list of all civilian absentee voters to whom ballots have been sent but whose duplicate voting record has not been marked in the manner herein prescribed. Such lists may be prepared in the same manner as a challenge sheet and may be included therein together with other causes for challenge. No district board of elections shall permit any person to vote whose registration record shall be marked with the initial A in red ink or whose name shall appear on any list or notice furnished by the commissioner of registration to the effect that such voter has received an absentee ballot.

Whenever a civilian absentee ballot has been delivered to a voter less than 7 days prior to an election and up to 3 p.m. of the day before the election, and the signature copy registers are in the custody of other election officials, or in transit to or from such officials, the county clerk shall prepare a master list of all such ballots, which list shall be transmitted to the commissioner of registration in sufficient time to permit such commissioner to notify the appropriate municipal clerk. The municipal clerk shall notify the judge of the district election board to mark the voter's record accordingly.

4. Section 23 of P. L. 1953, c. 211 (C. 19:57–23) is amended to read as follows:

C. 19:57-23 Marking and handling of absentee ballots by voters.

23. Any absentee voter shall be entitled to mark any absentee ballot, so forwarded to him, for voting at any election by indicating his choice of candidates for the offices named, and as to public questions, if any, stated, thereon in accordance with the election laws of this State, except that in such ballots to be voted in any primary election for the general election his choice shall be limited to the candidates of his political party or to any person or persons whose names are written thereon by him. When so marked, such ballot shall be placed in said inner envelope, which shall then be

sealed, and the voter shall then fill in the form of certificate attached to said inner envelope, at the end of which he shall sign and print his name in his own handwriting. The inner envelope with the certificate shall then be placed in said outer envelope, which shall then be sealed.

A blind absentee voter shall be entitled to assistance in the marking of his ballot and in completing and signing of the certificate. In such case the person providing such assistance shall add on the face of the certificate "Voter Assisted by ....." signing and printing his name thereto.

Said sealed outer envelope with the inner envelope and the ballot enclosed therein shall then either be mailed with sufficient postage to the county board of elections to which it is addressed or delivered to such board. Such ballot must be received by such board before 8 p.m. on the day of election.

5. Section 24 of P. L. 1953, c. 211 (C. 19:57–24) is amended to read as follows:

C. 19:57-24 Duties of county board of elections after receiving absentee ballots.

24. The county board of elections shall, promptly after receiving each civilian absentee ballot, remove the inner envelope, containing the ballot, from the outer envelope and shall compare the signature and the information contained on the flap of the inner envelope with the signature and information contained in the respective requests for civilian absentee ballots. In addition, as to civilian absentee ballots issued less than 7 days prior to an election, the county board of elections shall also check to establish that the absentee voter did not vote in person. The county board shall reject any such ballot unless the board is satisfied as a result of such comparison or by reference to the permanent registration books that the voter is legally entitled to vote and that the ballot conforms with the requirements of this act.

The county board of elections shall, promptly after receiving each military service ballot, remove the inner envelope, containing the ballot, from the outer envelope and ascertain through the commissioner of registration whether or not the name of the person, whose name appears following the certificate on the flap of said inner envelope, has been certified by the county clerk to the commissioner of registration of the county as a person to whom a military service ballot, to be voted at the election at which it is intended to be voted, has been forwarded pursuant to this act.

The county board shall investigate the qualifications of a military service voter under this act by comparison of the contents of said certificate with the information appearing upon the application for said military service ballot, including the signatures thereon when the military service voter's signature appears upon said application, and by comparison with the military records of the State when deemed desirable.

In the case of a military service or civilian absentee ballot to be voted at a primary election for the general election, whether or not the military service or civilian absentee voter has indicated in said certificate his intention to vote it in the primary election of any political party in which he is not entitled to vote it according to the registration records of the county, and if it shall appear from said record that he is not entitled to vote said ballot in the primary election of the political party which has been so indicated, such ballot shall be rejected.

Disputes as to the qualifications of military service or civilian absentee voters to vote or as to whether or not or how any such military or civilian absentee ballot shall be counted in such election shall be referred to the County Court of the county for determination.

After such investigation the county board of elections shall detach or separate the certificate from the inner envelope containing the military service or civilian absentee ballot, unless it has been rejected by it or by the County Court, marking the envelope so as to identify the election district in which the ballot contained therein is to be voted as indicated by the absentee voter's home address appearing on the certificate attached to or accompanying said inner envelope and, in the case of ballots to be voted at a primary election for a general election, so as to identify the political party in the primary election of which it is to be voted.

6. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 32

AN ACT concerning elections and amending R. S. 19:32–2.

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

1. R. S. 19:32–2 is amended to read as follows:

Deputy; clerk; secretary and other assistants; civil service; salaries; expenses; limitation.

19:32–2. Each superintendent may appoint a chief deputy, a chief clerk, a secretary, such personnel as is authorized under section 19:48–6 of this Title, and any other assistants he considers necessary to carry out the provisions of this Title, and, except as hereinafter provided, may remove the same whenever he deems it necessary and all persons so appointed, by superintendents of elections 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 in accordance with and shall be subject to the provisions of Title 11, Civil Service, but all other persons so appointed shall not be subject to any of the provisions of Title 11, Civil Service, but shall be in the unclassified service. Each superintendent shall fix the salaries of the persons so appointed and such salaries certified to and approved under his hand shall be paid semi-monthly by the county treasurer of the county in which such persons are so engaged. All other necessary expenses incurred in carrying out the provisions of this Title when certified to and approved by the superintendent shall be paid by the county treasurer of the county in which the superintendent shall maintain his office provided, however, that all necessary expenses incurred by the commissioner of registration, the superintendent of elections, and the custodian of voting machines in the counties of the first class for the proper performance of all of his duties of all his offices as set forth in Title 19, shall not exceed, in the aggregate, the sum of $800,000.00 per annum.

2. This act shall take effect immediately.

Approved May 25, 1972.

New Jersey State Library

CHAPTER 33

AN ACT to amend "An act concerning county prosecutors and assistant county prosecutors of certain counties and supplementing chapter 158 of Title 2A of the New Jersey Statutes," approved February 9, 1970 (P. L. 1970, c. 6).

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

1. Section 1 of P. L. 1970, c. 6 (C. 2A:158–1.1) is amended to read as follows:

C. 2A:158-1.1 County prosecutors in certain counties; full-time duties.

1. Any person appointed on or after January 20, 1970 to the office of county prosecutor of any of the following counties shall devote his entire time to the duties of his office and shall not engage in the practice of law or other gainful employment:

a. Counties of the first class;

b. Counties of the second class;

c. Counties of the third class having a population in excess of 175,000 under the 1970 Federal census; and

d. Counties of the fifth class having a population in excess of 150,000 under the 1960 Federal census.

Any county prosecutor of any of the aforementioned counties in office on the effective date of this amendatory act who shall elect to devote his entire time to the duties of such office for the remainder of his term may elect so to do by filing a written election with the Governor, the Attorney General, the Secretary of State and the clerk of the board of chosen freeholders.

2. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 34

AN ACT concerning County Courts and amending N. J. S. 2A:3–13.

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

1. N. J. S. 2A:3–13 is amended to read as follows:

Additional judges in certain counties.

2A:3–13. There shall be a judge of each County Court; and in addition, the Governor may, whenever in his judgment the public interest requires, appoint additional judges as follows:

a. In counties now or hereafter having 900,000 or more inhabitants, 11 additional judges, making 12 in all in each of such counties.

b. In counties now or hereafter having not less than 700,000 nor more than 900,000 inhabitants, nine additional judges, making 10 in all in each of such counties.

c. In counties now or hereafter having not less than 400,000 nor more than 700,000 inhabitants, five additional judges, making six in all in each of such counties.

d. In counties now or hereafter having 150,000 or more and less than 400,000 inhabitants, three additional judges, making four in all in each of such counties.

e. In counties bordering on the Atlantic ocean and now or hereafter having not less than 50,000 nor more than 100,000 inhabitants, an additional judge, making two in all in each of such counties.

f. In counties of the fifth class having, according to the 1960 Federal census not more than 150,000 inhabitants, five additional judges, making six in all in each of such counties and in all other counties of the fifth class, three additional judges, making four in all.

2. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 35

AN ACT to amend the title of "An act authorizing municipalities to establish conservation commissions and supplementing Title 40 of the Revised Statutes," approved August 6, 1968 (P. L. 1968, c. 245), so that the same shall read "An act authorizing municipalities to establish environmental commissions and supplementing Title 40 of the Revised Statutes," and to amend and supplement 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 P. L. 1968, c. 245 is amended to read as follows: An act authorizing municipalities to establish environmental commissions and supplementing Title 40 of the Revised Statutes.

2. Section 1 of P. L. 1968, c. 245 (C. 40:56A–1) is amended to read as follows:

C. 40:56A-1 Commission; appointment; terms; vacancies.

1. Commission; appointment; terms; vacancies. The governing body of any municipality may by ordinance establish an environmental commission for the protection, development or use of natural resources, including water resources, located within its territorial limits. The commission shall consist of not less than five nor more than seven members, appointed by the mayor or other chief executive officer of the municipality, one of whom shall also be a member of the municipal planning board and all of whom shall be residents of the municipality; the members shall serve without compensation except as hereinafter provided. The mayor or other chief executive officer of the municipality shall designate one of the members to serve as chairman and presiding officer of the commission. The terms of office of the first commissioners shall be for 1, 2 or 3 years, to be designated by the mayor in making his appointments so that the terms of approximately ⅓ of the members will expire each year, and their successors shall be appointed for terms of 3 years and until the appointment and qualification of their successors. The mayor or governing body of the municipality may remove any member of the commission for cause, on written charges served upon the member and after a hear-

ing thereon at which the member shall be entitled to be heard in person or by counsel. A vacancy on the commission occurring otherwise than by expiration of a term shall be filled for the unexpired term in the same manner as an original appointment.

3. Section 2 of P. L. 1968, c. 245 (C. 40:56A–2) is amended to read as follows:

C. 40:56A-2 Powers of commission.

2. Powers of commission. An environmental commission organized under this act shall have power to conduct research into the use and possible use of the open land areas of the municipality and may coordinate the activities of unofficial bodies organized for similar purposes, and may advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which in its judgment it deems necessary for its purposes. It shall keep an index of all open areas, publicly or privately owned, including open marshlands, swamps and other wetlands, in order to obtain information on the proper use of such areas, and may from time to time recommend to the planning board or, if none, to the mayor and governing body of the municipality plans and programs for inclusion in a municipal master plan and the development and use of such areas.

4. Section 3 of P. L. 1968, c. 245 (C. 40:56A–3) is amended to read as follows:

C. 40:56A-3 Acquisitions by commission.

3. Acquisitions by commission. An environmental commission may, subject to the approval of the governing body, acquire property, both real and personal, in the name of the municipality by gift, purchase, grant, bequest, devise or lease for any of its purposes and shall administer the same for such purposes subject to the terms of the conveyance or gift. Such an acquisition may be to acquire the fee or any lesser interest, development right, easement (including conservation easement), covenant or other contractual right (including a conveyance on conditions or with limitations or reversions), as may be necessary to acquire, maintain, improve, protect, limit the future use of, or otherwise conserve and properly utilize open spaces and other land and water areas in the municipality.

5. Section 4 of P. L. 1968, c. 245 (C. 40:56A–4) is amended to read as follows:

C. 40:56A-4 Records and annual report.

4. Records and annual report. An environmental commission shall keep records of its meetings and activities and shall make an annual report to the governing body of the municipality.

6. Section 5 of P. L. 1968, c. 245 (C. 40:56A–5) is amended to read as follows:

C. 40:56A-5 Appropriation.

5. Appropriation. The governing body of a municipality may appropriate funds for the expenses incurred by the environmental commission. The commission may appoint such clerks and other employees as it may from time to time require and as shall be within the limits of funds appropriated to it.

C. 40:56A-6 Powers of commission.

7. An environmental commission shall have power to study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, soil and landscape protection, environmental appearance, marine resources and protection of flora and fauna.

C. 40:56A-7 Designation of commission.

8. Any conservation commission established pursuant to this act shall be an environmental commission.

9. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 36

AN ACT to amend "An act providing for assessments against public utilities for certain purposes and supplementing Title 48 of the Revised Statutes," approved July 16, 1968 (P. L. 1968, c. 173).

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

1. Section 1 of P. L. 1968, c. 173 (C. 48:2–59) is amended to read as follows:

C. 48:2-59 Annual assessment authorized.

1. To enable the Board of Public Utility Commissioners in the Department of Public Utilities to better perform its lawful duties

relating to service, classifications to be used, rates and charges to be made and collected, rules and regulations to be prescribed, and supervision over all public utilities and public movers under its jurisdiction, the Board of Public Utility Commissioners shall annually make an assessment against each public utility and public mover.

2. Section 2 of P. L. 1968, c. 173 (C. 48:2–60) is amended to read as follows:

C. 48:2-60 Amount of assessment; limitation.

2. The assessment shall be equal to a percentage of the gross operating revenue of the public utilities and public movers under the jurisdiction of the board derived from intrastate operations during the preceding calendar year at a rate to be determined annually by the board on or before June 30 in the following manner:

The total amount appropriated to the Department of Public Utilities by law for its general purposes for its next fiscal year shall be divided by the total amount of the gross operating revenues of all public utilities and public movers under the jurisdiction of the board derived from intrastate operations during the preceding calendar year. The quotient resulting shall constitute the percentage rate of the assessment for the calendar year in which such computation is made. The total amount so assessed to any particular public utility or public mover shall not exceed ⅛ of 1% of the gross operating revenue subject to assessment hereunder of that utility or public mover derived from its intrastate operation during the preceding calendar year, except that the minimum assessment for any public utility or public mover shall be $50.00.

3. Section 4 of P. L. 1968, c. 173 (C. 48:2–62) is amended to read as follows:

C. 48:2-62 Time limits for levying and paying assessment and filing revenue statement.

4. The assessment prescribed by sections 1 and 2 shall be levied by the Board of Public Utility Commissioners not later than July 1, and shall be paid within 30 days after mailing by first class mail to any public utility or public mover notice thereof and a statement of the amount.

Each public utility and public mover shall on or before June 1, file with the Board of Public Utility Commissioners, under oath, a statement showing its gross operating revenues derived from intrastate operations during the preceding calendar year.

4. Section 5 of P. L. 1968, c. 173 (C. 48:2-63) is amended to read as follows:

C. 48:2-63 Time limits for filing objections and holding hearing.

5. Within 15 days after the date of mailing a statement as provided in this act, the public utility or public mover against which the statement is rendered may file with the board its objections thereto. Not less than 30 nor more than 60 days after giving notice thereof to the objector, the board shall hold a hearing on the objections.

5. Section 6 of P. L. 1968, c. 173 (C. 48:2–64) is amended to read as follows:

C. 48:2-64 Disposition of findings of hearing.

6. If after the hearing the board finds any part of the charge against the objecting public utility or public mover excessive, erroneous, unlawful or invalid, it shall record its findings upon its minutes and transmit to the objector, by registered mail, an amended statement in accordance with the findings, which shall have the same force and effect as an original statement. If the board finds the entire statement unlawful or invalid, it shall notify the objector, by registered mail, of such determination, and the original statement shall be null and void. If the board finds that the statement as rendered is neither excessive, erroneous, unlawful nor invalid, in whole or in part, it shall record its findings upon its minutes and transmit notice thereof to the objector by registered mail.

6. Section 9 of P. L. 1968, c. 173 (C. 48:2–67) is amended to read as follows:

C. 48:2-67 Restraint or delay of payment prohibited; recovery of payment.

9. No action or proceeding shall be maintained in any court for the purpose of restraining or delaying the collection or payment of a statement rendered in accordance with the provisions of this act. A public utility or public mover against which a statement is rendered shall pay the amount thereof, and after the payment may in the manner provided by this act at any time within 2 years from the date of the payment, bring against the State an action at law to recover the amount paid, with legal interest thereon from the date of payment, upon the ground that the assessment was excessive, erroneous, unlawful or invalid in whole or in part.

7. Section 11 of P. L. 1968, c. 173 (C. 48:2–69) is amended to read as follows:

C. 48:2-69 Failure or refusal to act.

11. If any public utility or public mover to which a statement for the amount assessed against it as provided in this act has been rendered fails or refuses to pay the amount within 15 days, or fails to file with the board objections to the statement as provided herein, the board shall transmit to the State Treasurer a certified copy of the statement of the assessment together with notice of the neglect or refusal of the public utility or public mover to pay the amount thereof, and at the same time shall mail to the public utility or public mover a copy of the notice transmitted to the State Treasurer.

8. Section 12 of P. L. 1968, c. 173 (C. 48:2–70) is amended to read as follows:

C. 48:2-70 State Treasurer's action after receipt of notice.

12. Within 10 days after receipt of the notice and certified copy of the statement, the State Treasurer shall proceed to collect the amount stated to be due, with legal interest, by seizure and sale of any goods or chattels, including stocks, securities, bank accounts, evidences of debt and accounts receivable belonging to the public utility or public mover anywhere within the State.

9. Section 14 of P. L. 1968, c. 173 (C. 48:2–72) is amended to read as follows:

C. 48:2-72 Certain provisions inapplicable.

14. The provisions of sections 1 of P. L. 1959, c. 43 (C. 48:2–56) and 11 of P. L. 1968, c. 375 (C. 48:22–11) relating to the collections of fees and charges by the Board of Public Utility Commissioners, shall be inapplicable to public utility companies and public movers subject to assessment pursuant to this act.

10. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 37

AN ACT to amend the "New Jersey Antitrust Act," approved May 21, 1970 (P. L. 1970, c. 73).

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

1. Section 13 of P. L. 1970, c. 73 (C. 56:9–13) is amended to read as follows:

C. 56:9-13 Prima facie evidence.

13. A final judgment heretofore or hereafter rendered in any civil or criminal proceeding brought by the State for violation of this act to the effect that a defendant has violated said act shall be prima facie evidence against such defendant in any proceeding brought by any other party against such defendant pursuant to section 12 of this act, as to all matters with respect to which said judgment or decree would be an estoppel as between the parties thereto; provided, that this section shall not apply to consent judgments or decrees entered before any testimony has been taken, or to judgments or decrees entered in actions brought under section 12 of this act.

2. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 38

AN ACT concerning Division of Motor Vehicles Driver Improvement Schools and supplementing P. L. 1969, c. 261.

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

C. 39:5-30.4 Driver Improvement School fee.

1. Persons attending a Division of Motor Vehicles Driver Improvement School shall pay such fee therefor not to exceed $25.00, as prescribed in regulations promulgated by the director. The driver's license of any person failing to pay the prescribed fee shall be subject to suspension or revocation.

2. This act shall take effect immediately.

Approved May 25, 1972.

CHAPTER 39

AN ACT concerning the storage, marketing, processing, labeling and transportation of eggs and amending and supplementing P. L. 1965, c. 94.

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

1. Section 13, of P. L. 1965, c. 94 (C. 4:3–11.22) is amended to read as follows:

C. 4:3-11.22 Rules and regulations.

13. The State board in accordance with the "Administrative Procedure Act" (P. L. 1968, c. 410, C. 52:14B–1 et seq.) may adopt and promulgate, from time to time, such rules and regulations as may be necessary to administer and implement this act. Said rules and regulations shall have the force and effect of law.

2. Section 14 of P. L. 1965, c. 94 (C. 4:3–11.23) is amended to read as follows:

C. 4:3-11.23 Penalties.

14. Any person who violates any provision of this act, or the rules and regulations issued pursuant thereto, shall be liable to a penalty of not less than $50.00 nor more than $100.00 for the first offense and a penalty of not less than $100.00 nor more than $200.00 for a second offense occurring within 1 year at the same location. Persistent violators who commit a third or subsequent offense at any individual location within 1 year shall be liable to a penalty of not less than $300.00 nor more than $500.00 for each such offense. Every day upon which a violation occurs at the same individual location shall be considered a separate violation. Penalties set forth in this act shall be sued for by and in the name of the secretary and shall be recoverable with costs. Every county district and every municipal court shall have jurisdiction to enforce the provisions of this act. Any proceedings for a violation of this act may be brought in the county or municipality where the violator resides, has a place of business or principal office or where the act or omission or part thereof complained of occurred. The proceedings shall be summary in nature and in accordance with the Penalty Enforcement Law (N. J. S. 2A:58–1 et seq.).

C. 4:3-11.23a Receipt of information of violation.

3. Upon receiving any information of a violation of any provision of P. L. 1965, c. 94 (C. 4:3–11.10 et seq.) or of this act or of any

rule or regulation adopted thereunder, the secretary or any agent designated by him for such purpose, is empowered to hold hearings upon said violation and, upon finding the violation to have been committed, to assess a penalty against the violator in such amount, not to exceed the maximum limit set forth in section 14 (C. 4:3–11.23), as the secretary deems proper under the circumstances. If the violator pays such penalty as settlement, no further prosecution shall be had upon that violation. Payment of such a penalty shall be deemed equivalent to a conviction for violation of this act.

C. 4:3-11.27 Entry into agreements with governmental agencies and private associations.

4. The secretary may cooperate with and enter into agreements with agencies of this and other states, the Federal Government and private associations in order to carry out the purposes of this act and the act of which this act is amendatory and supplementary.

C. 4:3-11.28 Severability.

5. The provisions of this act are severable, if any provision, or application of any provision, of this act or the act of which this act is amendatory and supplementary is held invalid by any court, the holding or judgment shall not affect the remaining provisions or applications of the provisions thereof.

6. This act shall take effect 30 days after enactment.

Approved May 25, 1972.

CHAPTER 40

AN ACT to transfer the administration of the "Outdoor Advertising Act," P. L. 1959, c. 191 (C. 54:40–50, et seq.), from the Division of Taxation, Department of Treasury, to the Department of Transportation.

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

C. 27:1A-52 Certain functions, powers and duties transferred to Department of Transportation.

1. All the functions, powers and duties of the Division of Taxation in the Department of the Treasury with respect to the administration of the "Outdoor Advertising Act," P. L. 1959, c. 191

(C. 54:40–50, et seq.), are transferred to and shall be exercised and performed by the Department of Transportation through an appropriate organizational unit to be established by the Commissioner of Transportation.

C. 27:1A-53 Appropriations and moneys transferred.

2. All appropriations, grants and other moneys available and to become available to the Division of Taxation with respect to the administration of the "Outdoor Advertising Act," the functions, powers and duties of which have been herein transferred to the Department of Transportation are hereby transferred to the Department of Transportation and shall be available for the objects and purposes for which appropriated, subject to any terms, restrictions, limitations or other requirements imposed by law.

C. 27:1A-54 Employees transferred.

3. Such employees of the Division of Taxation assigned to the administration of the "Outdoor Advertising Act" prior to the reorganization of the division, the functions, powers and duties of which have been transferred to the Department of Transportation are hereby transferred to the Department of Transportation subject to the approval of the Director, Division of Taxation and the Commissioner of Transportation.

C. 27:1A-55 Tenure, pension and retirement rights.

4. Nothing in this act shall be construed to deprive any person of any tenure rights or of any rights or protection provided him by Title 11 of the Revised Statutes, Civil Service, or under any pension law or retirement system.

C. 27:1A-56 Files, records and equipment transferred.

5. All files, books, papers, records, equipment and other property of the Division of Taxation pertaining to the administration of the "Outdoor Advertising Act" the functions, powers, and duties of which have been herein transferred to the Department of Transportation shall upon the effective date of this act be transferred to the Department of Transportation.

C. 27:1A-57 Orders, rules and regulations continued.

6. This act shall not affect the orders, rules and regulations heretofore made or promulgated by the Division of Taxation, the functions, powers and duties of which have been herein transferred to the Department of Transportation; but such orders, rules and regulations shall continue with full force and effect until amended or repealed pursuant to law.

C. 27:1A-58 Actions or proceedings continued.

7. This act shall not affect actions or proceedings, civil or criminal, brought by or against the Division of Taxation, or the director thereof, the functions, powers and duties of which have been herein transferred to the Department of Transportation, but such actions and proceedings may be prosecuted or defended in the same manner and to the same effect by the Department of Transportation, as if the foregoing provisions had not taken effect; nor shall any of the foregoing provisions affect any order or recommendation made by, or other matters or proceedings before, the Division of Taxation, the functions, powers and duties of which have been herein transferred to the Department of Transportation, and all such matters or proceedings pending before the Division of Taxation on the effective date of this act shall be continued by the Department of Transportation as if the foregoing provisions had not taken effect.

C. 27:1A-59 Filing of reports, certifications and applications.

8. Unless specifically otherwise provided in this act or by any operative law, whenever, pursuant to existing law, reports, certifications, applications or requests are required or permitted to be made to the Division of Taxation whose powers and duties respecting the administration of the "Outdoor Advertising Act" are herein transferred, such reports and certifications shall hereafter be required to be filed with, and such applications or requests shall hereafter be made to, the Department of Transportation.

C. 27:1A-60 Meaning of certain references.

9. With respect to the functions, powers and duties pertaining to the administration of the "Outdoor Advertising Act" hereby transferred to the Department of Transportation, whenever in any law, rule, regulation, contract, document, judicial or administrative proceeding or otherwise, reference is made to the Division of Taxation or the director thereof or the Outdoor Advertising Tax Bureau, the same shall mean and refer to the Department of Transportation and the commissioner thereof.

C. 27:1A-61 Inconsistent acts superseded.

10. All acts and parts of acts inconsistent with any of the provisions of this act are, to the extent of such inconsistencies, superseded and shall be deemed inoperative.

11. This act shall take effect July 1, 1972.

Approved May 25, 1972.

CHAPTER 41

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, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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 State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified:

GENERAL STATE OPERATIONS

320-100. *Department of Banking*

Receipts of the Cemetery Review Board are hereby appropriated to said Board for administrative expenses; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in C. 52:27B–28 and C. 52:11–41.

540. DEPARTMENT OF HIGHER EDUCATION

39000. *Department Management and General Support*

The unexpended balance as of June 30, 1971 in the account Edwin Aldrin Scholarship Fund is hereby appropriated.

573-100. *College of Medicine and Dentistry of New Jersey*

All general services income or hospital services income in excess of the amounts anticipated shall be credited to the General Treasury and there is hereby appropriated therefrom for service improvements in Martland Hospital and the College of Medicine and Dentistry, upon request of the Board of Trustees of the College of Medicine and Dentistry, so much of such excess income as the

Chancellor of Higher Education and the Director of the Division of Budget and Accounting shall determine; provided, however, that from any excess income arising from participation under the State Medical Assistance Program and Title XIX of the Federal Social Security Act, so much of such sum that represents the State share of medical assistance is hereby appropriated to the Division of Medical Assistance and Health Services in the Department of Institutions and Agencies for the purpose of making further payments pursuant to C. 30:4D–1 et seq.

DEPARTMENT OF HIGHER EDUCATION

Of the amount appropriated to the Department of Higher Education during fiscal year 1970-71, the sum of $5 million is charged to the State Lottery Fund.

Of the amount appropriated to the Department of Higher Education during fiscal year 1971-72, the sum of $35 million is charged to the State Lottery Fund.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

760. *Division of Mental Retardation*

25100. *Residential Functional Services (Purchased)*

Extraordinary—	
Supplemental requirement for purchase of residential care for fiscal year 1971-72	$459,000
Total Appropriation, Department of Institutions and Agencies	$459,000

DEPARTMENT OF INSTITUTIONS AND AGENCIES

So much of the sums received by the various State institutions from payments made pursuant to C. 30:4D–1 et seq. that represents the State share of medical assistance, not otherwise anticipated, is

hereby appropriated to the Division of Medical Assistance and Health Services for the purpose of making further payments for the State share of medical assistance pursuant to C. 30:4D–1 et seq., as the Director of the Division of Budget and Accounting shall determine.

Total Appropriation, General State Operations $459,000

STATE AID

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Division of Medical Assistance and Health Services

714-150. *Medical Assistance—State Aid*

Supplemental requirement for fiscal year 1971-72 .. $6,000,000

Division of Public Welfare

715-151. *General Assistance—State Aid*

Supplemental requirement for fiscal year 1971-72 .. $3,959,500

715-153. *Dependent Children Assistance—State Aid*

Supplemental requirement for fiscal year 1971-72 .. $3,407,596

Division of Mental Health and Hospitals

770-150. *County Mental Hospitals—State Aid*

Supplemental requirement for fiscal year 1971-72 .. $2,000,000

Total Appropriation, Department of Institutions and Agencies $15,367,096

Total Appropriation, State Aid $15,367,096

CAPITAL CONSTRUCTION

DEPARTMENT OF THE TREASURY

230-170. *Division of Purchase and Property*

Capital Construction—	
For repayment to the Public Employees Retirement System of the sum advanced, together with interest, for engineering studies for a proposed legislative building pursuant to P. L. 1968, c. 468	$328,920
Total Appropriation, Department of the Treasury	$328,920

DEPARTMENT OF DEFENSE

340-170. *National Guard*

Capital Construction—	
For restoration of the parapet at the Paterson Armory	$47,050
Total Appropriation, Department of Defense	$47,050
Total Appropriation, Capital Construction	$375,970

CLAIMS

DEPARTMENT OF LAW AND PUBLIC SAFETY

105-100. *Division of Criminal Justice*

Roman Konrad, c/o Elias G. Willman, Esquire, 11 Commerce Street, Newark, New Jersey 07102, for damages in connection with wrongful incarceration	$25,000

120-100. *Division of State Police*

Gloria Wood, c/o George H. Harbaugh, Esquire, 42 Court Street, Morristown, New Jersey 07960, for personal injuries received from the accidental discharge of a trooper's gun	$25,000

DEPARTMENT OF THE TREASURY

Division of Taxation

240-116. *Collection and Enforcement Activity*

Township of Montgomery, c/o Miss Beatrice S. Skillman, Township Administrator, Municipal Building, Route 206, R.F.D. #2, Post Office Box 1, Belle Mead, New Jersey 08502, for refund of State gasoline taxes paid by claimant, pursuant to section 2 of P. L. 1971, c. 240, payable from funds appropriated to the Department, $368.00.

Taylor Oil Company, Inc., c/o George F. Taylor, 20 Franklin Street, Somerville, New Jersey 08876, for refund of diesel fuel taxes paid by claimant, pursuant to P. L. 1971, c. 240, s. 2, payable from funds appropriated to the Department, $5,269.00.

DEPARTMENT OF LABOR AND INDUSTRY

395-901. *Division of Employment Security—Administration Fund*

Paul Shalita, individually and as agent for Harvey L. Stern, 445 West State Street, Trenton, New Jersey, for rent of premises in Camden and services rendered in connection therewith, payable from Federal funds received for the operation of the Division of Employment Security, $14,250.00*

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Fish, Game and Shell Fisheries

451-400. *Public Shooting and Fishing Grounds Fund*

Township of Sandyston, Sussex County, New Jersey, c/o Hixon Spangenburg, Esquire, Township Clerk, Layton, New Jersey, for payment in lieu of taxes for certain fish and game properties that lie within the Township, payable from funds appropriated for Public Shooting and Fishing Grounds, $3,000.00.

Division of Parks and Forestry

490-102. *Bureau of Parks*

Janet E. Flynn, c/o Frans M. De Nie, Esquire, 428 Market Street, Camden, New Jersey, for injuries received while visiting Batsto Historical Site, payable from funds appropriated to the Department, $224.00.

Bernita Scalzo (for Chester Scalzo, age seven years), $125.00, and Carolyn Sharp (for Toni Sharp, age five and one-half years), $125.00, c/o James F. Norton, Esquire, Norton and Kalac, Post Office Box 145, State Highway 35 (170), Middletown, New Jersey 07748, for injuries received while picnicking at Prospertown Recreational Center, payable from funds appropriated to the Department, $250.00.

Linda Stone, c/o Richard R. Schwartz, Esquire, 105 Leonardville Road, Middletown, New Jersey 07748, for injuries received while visiting Allaire State Park, payable from funds appropriated to the Department, $168.00.

DEPARTMENT OF HIGHER EDUCATION

552-100 *Newark State College*

Aileen Carrington, c/o Joseph Marcus, Esquire, 101 Parker Avenue, Maplewood, New Jersey 07040, for injuries received on campus while a student, payable from funds appropriated to the Department, $1,000.00.

554-100. *Montclair State College*

Elizabeth Tabron, c/o Malcolm H. Greenberg, Esquire, 301 Main Street, Orange, New Jersey 07050, for personal injuries received on campus payable from funds appropriated to the Department, $2,600.00.

Edwin R. Dobson, Jr., 426 King George's Road, Fords, New Jersey 08863, for additional costs for excavation due to unchartered obstructions during construction of steam lines $5,970

DEPARTMENT OF TRANSPORTATION

61100. *State and Local Highway Systems—State Highway Construction*

Brookfield Construction Company, 521 Fifth Avenue, New York, New York, c/o Herman V. Traub, Esquire, 295 Madison Avenue, New York, New York 10017, for losses incurred in the construction of Route 80, Section 5-S, to be paid from funds appropriated for the Construction of State Highway System, $226,966.00.*

63100. *State and Local Highway Systems*

Frelinghuysen Township, Board of Education, c/o Morris, Downing and Sherred, Esquires, One Main Street, Newton, New Jersey 07860, for damages caused by salt contaminating water and plumbing systems $25,000

Philip Magistro, 9 Carolyn Way, Netcong, New Jersey 08757, for costs relating to the removal of dirt and debris resulting from slope erosion, payable from funds appropriated to the Department, $475.00.

Raymond H. Owens, 668 Cedarbrook Road, Somerville, New Jersey, for property damage resulting from inadequate surface water drainage and flooding $8,050

Michael Mindzak, c/o George J. Benson, Esquire, 205 Route 46, Box 131, Bud Lake, New Jersey 07828, for property damage resulting from flooding caused by improper installation of drainage facilities, payable from funds appropriated to the Department, $850.00.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

717-100. *Bureau of Children's Services*

Mrs. Martin Pobutkiewicz, 1367 Liberty Street, Trenton, New Jersey 08629, for damages to personal property resulting from actions of a State

ward, payable from funds appropriated to the Department, $246.00.

731-100. *State Prison, Trenton*

Anthony T. Campanile, c/o State Prison, Trenton, New Jersey, for injuries received during a fight in dining area, payable after release from the institution, from funds appropriated to the Department, $1,365.00.*

Daniel Cohen, c/o Rudolph Markowitz, Esquire, Spingarin Arcade Building, 591 Summit Avenue, Jersey City, New Jersey 07306, for injuries caused by another inmate, payable after release from the institution, from funds appropriated to the Department, $7,500.00.

George T. Parker, c/o State Prison, Trenton, New Jersey, for injuries received from stepping on a defective kitchen drain cap, payable after release from the institution, from funds appropriated to the Department, $500.00.

Marvin Wigfall, c/o State Prison, Trenton, New New Jersey, for injuries received while operating equipment, payable after release from the institution, from funds appropriated to the Department, $1,100.00.

Arthur George Swayze, 22 Matawan Road, Old Bridge, New Jersey, for injuries received while working as an inmate assigned to State Prison carpentry shop, payable forthwith, from funds appropriated to the Department, $800.00.

Gerald Tucker, c/o State Prison, Trenton, New Jersey, for injuries received while on work assignment in the Regional Laundry, payable after release from the institution, from funds appropriated to the Department, $300.00.

Robert Lee Reynolds, c/o State Prison, Trenton, New Jersey, for injuries received while operating equipment in the kitchen, payable after release from the institution, from funds appropriated to the Department, $300.00.

Joseph A. Coppola, c/o Mrs. Geraldine Coppola, 2 Belleville Avenue, Belleville, New Jersey, for injuries received while on assignment to the Marlboro Camp, payable after release from the institution, from funds appropriated to the Department, $1,800.00.

Ronald D. Devine, 25 South Jackson Avenue, Washington, New Jersey, for injuries received while working on farm equipment, as an inmate assigned to Jones Farm, payable forthwith, from funds appropriated to the Department, $300.00.

732-100. *State Prison, Rahway*

Willie Selph, c/o State Prison, Rahway, New Jersey, for injuries received while on work assignment in Regional Laundry, payable after release from the institution, from funds appropriated to the Department, $700.00.

Patrick J. Saarloos, c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $325.00.*

Herbert F. Smith, Jr., c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $400.00.*

John B. Williams, c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $100.00.*

777-100. *Greystone Park Psychiatric Hospital*

Walter August Vofrei, child, and parents, Walter John Vofrei and Nancy Vofrei, c/o Richard H. Wildstein, Esquire, Gelman and Gelman Esquires, 45 Church Street, Paterson, New Jersey, for medical expenses resulting from an accident while the child was a patient, $1,500.00; and for damages based upon the child's personal injury, $3,500.00 . $5,000.00

MISCELLANEOUS EXECUTIVE COMMISSIONS

911-100. *Palisades Interstate Park Commission*

For loss of tax revenues for local purposes from land owned by Palisades Interstate Park Commission:		
Borough of Alpine	$16,300.00	
Borough of Englewood Cliffs	25,200.00	
Borough of Fort Lee	19,500.00	
		$61,000.00
Total Claims		$155,020.00
Total Supplemental Appropriation		$16,357,086.00

The appropriations hereinabove made for claims shall fully settle and extinguish all claims, demands and liens of every character. 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 except as to items set forth in the statement appended hereto dated May 30, 1972.

---

*STATEMENT ON SENATE BILL NO. 901

Pursuant to Article V, Section I, Paragraph 15 of the Constitution, I am appending to Senate Bill No. 901 at the time of signing it, this statement of the items, or parts thereof, to which I object so that each item, or part thereof, so objected to shall not take effect. On Page 5:

"395-901. *Division of Employment Security-Administration Fund*

Paul Shalita, individually and as agent for Harvey L. Stern, 445 West State Street, Trenton, New Jersey, for rent of premises in Camden and services rendered in connection therewith, pay-

able from Federal funds received for the operation of the Division of Employment Security, $14,250.00.''

This item is reduced to $10,343.00.

On Page 6:

''61100. *State and Local Highway Systems—State Highway Construction*

Brookfield Construction Company, 521 Fifth Avenue, New York, New York, c/o Herman V. Traub, Esquire, 295 Madison Avenue, New York, New York 10017, for losses incurred in the construction of Route 80, Section 5-S, to be paid from funds appropriated for the Construction of State Highway System, $226,966.00.''

This item is deleted in its entirety.

On Page 7:

''731-100. *State Prison, Trenton*

Anthony T. Campanile, c/o State Prison, Trenton, New Jersey, for injuries received during a fight in dining area, payable after release from the institution, from funds appropriated to the Department, $1,365.00.''

This item is deleted in its entirety.

On Page 8:

''732-100. *State Prison, Rahway*

Patrick J. Saarloos, c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $325.00.''

This item is deleted in its entirety.

''Herbert F. Smith, Jr., c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $400.00.''

This item is deleted in its entirety.

''John B. Williams, c/o State Prison, Rahway, New Jersey, for loss of personal property, payable forthwith, from funds appropriated to the Department, $100.00.''

This item is deleted in its entirety.

Senate Bill No. 901 is a supplemental appropriations bill for the fiscal year ending June 30, 1972. Authorizations for the payment of

certain claims filed against the State of New Jersey are included in the bill.

Among these claims is Account No. 395-901, Paul Shalita, which I believe has been approved in an excessive amount. Computation of the legislative award was apparently based on an inflated figure for the rental of the premises involved, computed on the basis of square footage. I have reduced this item to $10,343.00, based on a computation of $3.00 per square foot which more closely approximates the rental which the State was paying under the lease of approximately $2.87 per square foot based upon 13,490 square feet, less the May rental payment of $3,147.

The claim of Brookfield Construction Company has been consistently contested by the Department of Transportation and has, in the past, been disapproved twice by former Governor Hughes and twice by me. For the reasons stated below, I am deleting entirely this claim from Senate Bill No. 901, which I have signed today. The Brookfield Construction Company claim was resubmitted to the Legislative Claims Committee without the introduction of new evidence. The claimant relied upon the record of past hearings before the Claims Committee and was again opposed by the Department of Transportation. I do not believe that the conditions set forth in my disapprovals of this claim on June 29, 1970 and June 24, 1971, have been met. I note that on June 29, 1970 I stated the following:

> "The situation with respect to these claims is no different than that presented to the former Governor. These claims were not heard *de novo* by the sub-committee after their disapproval in June, 1969. Essentially, the sub-committee relied on the records that had been made before the prior sub-committee, which records are subject to the infirmities enumerated by the former Governor. Thus, I am in no different or better position to conclude that these claims should be approved. This action is taken by me without prejudice to the claimants since it is not based on an evaluation of the merits of the claims. Indeed, such an evaluation is not possible on the records presented to me."

The Legislature has adopted Senate Bill No. 969, which I am presently considering, and I expect to act on it shortly. Enactment of Senate Bill No. 969 will allow the presentation of this claim in court, the proper forum for resolving the complex factual and legal differences in this claim, unless the case is settled by agreement of the parties prior to a court determination.

The claim of Anthony E. Campanile is not approved because there is no indication of any negligence on the part of the Department of Institutions and Agencies. It is significant to note that another inmate who was injured in exactly the same incident had his claim rejected by the Legislative subcommittee on claims. The Department of Institutions and Agencies has consistently disapproved the payment of compensation to inmates injured by other inmates where there has been no negligence on the part of the Department.

The claims of Patrick J. Saarloos, Herbert F. Smith, Jr. and John B. Williams have been deleted because they would establish an undesirable precedent in compensating prisoners for loss of personal property caused by other prisoners during disturbances at the prison.

Respectfully,

[SEAL] WILLIAM T. CAHILL,

Attest: *Governor.*

JEAN E. MULFORD,

Acting Secretary to the Governor.

CHAPTER 42

AN ACT empowering the State Department of Environmental Protection to establish pretreatment standards for sewage that may be discharged into public sewage treatment plants in this State, providing for the enforcement thereof and for exceptions thereto in certain cases, supplementing Title 58 of the Revised Statutes.

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

C. 58:11-49 Legislature's findings.

1. The Legislature finds, determines and declares that sewage treatment plants are unable to adequately treat certain sewage discharged into the systems because of the characteristics and composition of the waste, that certain potent discharges have interfered with and damaged the sewage treatment plant processes, and that these occurrences should be prevented by the adoption and enforcement of rules and regulations requiring the treatment of certain wastes prior to their discharge into sewerage systems.

C. 58:11-50 Definitions.

2. As used in this act, unless otherwise clearly indicated or required by the context:

a. "Department" means the State Department of Environmental Protection.

b. "Commissioner" means the State Commissioner of Environmental Protection.

c. "Public sewage treatment plant" means any structure or structures by means of which domestic or industrial wastes are subjected to any artificial process in order to remove or so alter constituents as to render the wastes less offensive or dangerous to the public health, comfort or property of any of the inhabitants of this State before the discharge of the plant effluent into any of the waters of this State.

d. "Sewage" means any domestic or industrial waste which is or is intended, required or proposed to be subjected to treatment in a public sewage treatment plant. It shall include but not be limited to substances which are (a) nondegradable (b) highly toxic and (c) radioactive.

e. "Pretreatment standards" means those standards as to physical, chemical or biological characteristics to which sewage must conform before it may lawfully be discharged into a public sewage treatment plant under the provisions of this act.

f. "Person" means and shall include corporations, companies, associations, societies, firms, partnerships, and joint stock companies as well as individuals, and shall also include all political subdivisions of this State or any agencies or instrumentalities thereof.

C. 58:11-51 Rules and regulations.

3. The commissioner shall have the power to establish and from time to time alter or abolish rules and regulations establishing pretreatment standards to which sewage must conform before it may lawfully be discharged into the collection system of a public sewage treatment plant in this State. In establishing, altering or abolishing such rules and regulations, the commissioner shall give due consideration to: (1) the treatment capabilities and operating efficiency of the plant or plants to which they apply and (2) the standards required of the effluent of such plant or plants in conformity with established policy of the State and existing rules of the department concerning the prevention and abatement of water pollution.

C. 58:11-52 Effective date of pretreatment standards.

4. After the effective date of any pretreatment standards established as provided in this act, no person, firm or corporation, public or private, or any public agency or instrumentality shall discharge into the collection system of a public sewage treatment plant under the operation or control of any county or municipality, or of any public agency or instrumentality established by or pursuant to any law of this State and having as its purpose or one of its purposes the operation of a public sewage treatment plant, or permit to be discharged into the collection system of any such treatment plant under its operation or control, any sewage which does not comply with the aforesaid pretreatment standards. In setting a date for the conformance to pretreatment standards by public sewage treatment plants and their users the commissioner shall provide a reasonable amount of time to remedy the existing situation and to comply with the pretreatment standards.

C. 58:11-53 Duties and responsibilities of public agencies owning or operating sewage treatment plants.

5. For the purpose of enforcing the provisions of this act and the rules and regulations adopted pursuant thereto, the municipalities, authorities, commissions, or any public bodies or agencies, owning, operating or controlling, separately or jointly, any public sewage treatment plant shall:

a. Require that any person, corporation, or municipality desiring to make any sewage connection or discharge or continue to discharge sewage which includes or consists of industrial wastes into such public sewage treatment plant make application therefor in writing on forms provided by said municipality, authority, commission, or other public body or agency;

b. Adopt rules and regulations setting forth the information required to be stated in the application aforesaid, in order to provide full information as to the quantity, character and composition of any sewage which may be discharged into the public sewage treatment plant, and establishing requirements and procedures for prompt amendment of said application in the event of significant changes in the quantity, character or composition of such sewage.

c. Make or cause to be made inspection of the discharging facilities of any person, corporation, or municipality who may be discharging sewage or permitting sewage to be discharged into sewerage systems under its jurisdiction, in order to determine compliance with the pretreatment standards set by the department.

C. 58:11-54 Injunctive relief.

6. If any person, corporation or municipality violates any of the provisions of this act or rules and regulations promulgated thereunder, the department or any county, municipality, authority, commission, or any other public body or agency owning, operating or controlling, separately or jointly, the sewage treatment works wherein the said violation occurs may institute a civil action in the Superior Court for injunctive relief to prohibit and prevent such violation and the said court may proceed in the action in a summary manner.

C. 58:11-55 Penalty.

7. Any person, corporation, or municipality who shall violate any of the provisions of this act or any rules or regulations promulgated thereunder shall be liable to a penalty of not more than $5,000.00 to be collected in a civil action by a summary proceeding under the penalty enforcement law (N. J. S. 2A:58–1 et seq.) or in any case before a court of competent jurisdiction wherein injunctive relief has been requested. The Superior Court, County Court and county district court shall have jurisdiction to enforce said Penalty Enforcement Law. If the violation is of a continuing nature each day during which it continues shall constitute an additional separate and distinct violation.

C. 58:11-56 Authority to seal or close off sewerage connections.

8. If any county, municipality, authority, commission, or other public body or agency owning, operating or controlling, separately or jointly, a public sewage treatment plant or the department finds that any person, corporation or municipality is discharging sewage into a public sewage treatment plant in violation of the provisions of this act or regulations promulgated thereunder, the said county, municipality, authority, commission, or other public body or agency, and the department, may in addition to any remedies provided under sections 6 and 7 of this act, take such steps as may be necessary to seal or close off such sewerage connections from the public sewage treatment plant until it is satisfied that adequate measures have been taken to prevent the recurrence of such violation.

C. 58:11-57 Agency not required to grant connection or permit discharge into facilities.

9. Nothing in this act shall be construed as requiring any public sewage treatment plant to grant a connection or permit the discharge into its treatment facilities of any sewage which, in the judgment of the official body responsible for the management

and control of said plant, exceeds the capabilities of the plant to treat adequately. Such official body may, in addition to any pretreatment standards imposed under this act, require of any user or prospective user of its facilities such other pretreatment of industrial wastes as it deems necessary to make possible the adequate treatment of such wastes.

C. 58:11-58 Severability of act.

10. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

11. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 43

AN ACT concerning traffic control devices, supplementing Title 39 of the Revised Statutes, and repealing parts of the statutory law.

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

C. 39:4-183.27 Location and maintenance of highway and traffic signs and markings.

1. The Commissioner of Transportation shall, from time to time, promulgate rules and regulations concerning the placing, specifications, location and maintenance of highway and traffic signs and markings. In promulgating such rules and regulations, the commissioner shall be guided by the Manual on Uniform Traffic Control Devices for streets and highways which has been adopted by the Federal Highway Administrator as a national standard for application on all classes of highways.

C. 39:4-183.23 Repealer.

2. Sections 8, 14 and 15 of P. L. 1941, c. 345 (C. 39:4–183.7, 39:4–183.13 and 39:4–183.14), sections 17 to 20 of P. L. 1941, c. 345 (C. 39:4–183.16 to 39:4–183.19), sections 22 to 24 of P. L. 1941, c. 345 (C. 39:4–183.21 to 39:4–183.23), section 99 of P. L. 1951, c. 23 (C. 39:4–183.26) and sections 102 to 104 of P. L. 1951, c. 23 (C. 39:4–191.3 to 39:4–191.5) are repealed.

C. 39:4-183.29 Orders, rules and regulations continued.

3. This act shall not affect the orders, rules and regulations heretofore made or promulgated by the Department of Transportation relating to the placing, specifications, location and maintenance of highway and traffic signs and markings, but such orders, rules and regulations shall continue with full force and effect until amended or repealed pursuant to law.

C. 39:4-183.30 Prosecutions and actions to be commenced or continued.

4. No offense committed, and no liability, penalty, or forfeiture, either civil or criminal, incurred, prior to the repeal or revision of any act or any part thereof by the enactment of this act, shall be discharged, released or affected by the repeal or revision of the act or part thereof under which such offense, liability, penalty or forfeiture was incurred, and prosecutions and actions for such offenses, liabilities, penalties or forfeitures committed or incurred prior to the effective date of this act shall be commenced or continued and be proceeded with in all respects as if the act or part thereof had not been repealed or revised.

5. This act shall take effect 60 days following the enactment thereof.

Approved June 1, 1972.

CHAPTER 44

AN ACT to authorize administrative hearings for water pollution control abatement orders and amending R. S. 58:12–2.

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

1. R. S. 58:12–2 is amended to read as follows:

Powers and duties of Department of Environmental Protection relative to sewage disposal and pollution of waters; orders for improvements; hearing.

58:12–2. The State Department of Environmental Protection, hereinafter in this chapter designated as the "department," shall investigate the various methods of sewage disposal in order that it may be able to make proper recommendations in regard thereto, shall require alterations, additions or improvements to sewage treatment works, shall investigate all complaints of pollu-

tion of the waters of this State which shall be brought to its notice, and may inspect any of the waters of this State.

If the department finds that any of said waters are being polluted in such manner as to cause or threaten injury to any of the inhabitants of this State, either in their health, comfort or property, or that any sewage treatment works are inadequate in capacity or unit design to properly care for, treat and dispose of sewage before an effluent from such works is discharged into any of said waters, it shall order such pollution to cease and notify in writing any person, corporation or municipality found to be polluting said waters or owning, operating or controlling, separately or jointly, any such inadequate sewage treatment works, that prior to a time to be fixed by the department, which time shall not be later than 5 years from the date of the order, the person, corporation or municipality polluting said waters must cease such polluting and make such disposition of its sewage and other polluting matter as shall be approved by the department. Such person, corporation or municipality owning, operating or controlling inadequate sewage treatment works as aforesaid must alter, add to or improve such works in order that the sewage being received therein shall be cared for, treated and disposed of, and the effluent discharged into said waters in a manner approved by the department.

Any person, corporation or municipality aggrieved by the order of the department may, upon application made within 15 days after notice thereof, be entitled to a hearing conducted in accordance with the provisions of the "Administrative Procedure Act" (P. L. 1968, c. 410, C. 52:14B–1 et seq.), before the department which shall within 30 days thereafter hold a hearing of which at least 15 days written notice shall be given to such persons. Within 30 days after such hearing the department shall issue an appropriate order modifying, approving or disapproving its order. A copy of such order shall be served upon all interested parties. Pending the determination by the department and upon application therefor the department may stay the operation of such order upon such terms and conditions as it may deem proper.

2. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 45

AN ACT concerning claims against the State and other public entities relating to tort and contract, making appropriations therefor and establishing a new Title to be known as Title 59 of the New Jersey Statutes, Claims Against Public Entities.

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

SUBTITLE 1. NEW JERSEY TORT CLAIMS ACT

CHAPTER 1. GENERAL

Short title.

59:1–1. Short title. This subtitle shall be known and may be cited as the "New Jersey Tort Claims Act."

Legislative declaration.

59:1–2. Legislative declaration. The Legislature recognizes the inherently unfair and inequitable results which occur in the strict application of the traditional doctrine of sovereign immunity. On the other hand the Legislature recognizes that while a private entrepreneur may readily be held liable for negligence within the chosen ambit of his activity, the area within which government has the power to act for the public good is almost without limit and therefore government should not have the duty to do everything that might be done. Consequently, it is hereby declared to be the public policy of this State that public entities shall only be liable for their negligence within the limitations of this act and in accordance with the fair and uniform principles established herein. All of the provisions of this act should be construed with a view to carrying out the above legislative declaration.

Definitions.

59:1–3. Definitions. As used in this subtitle:

"Employee" includes an officer, employee, or servant, whether or not compensated or part-time, who is authorized to perform any act or service; provided, however, that the term does not include an independent contractor.

"Employment" includes office, position or employment.

"Enactment" includes a constitutional provision, statute, executive order, ordinance, resolution or regulation.

"Injury" means death, injury to a person, damage to or loss of property or any other injury that a person may suffer that would be actionable if inflicted by a private person.

"Law" includes enactments and also the decisional law applicable within this State as determined and declared from time to time by the courts of this State and of the United States.

"Public employee" means an employee of a public entity.

"Public entity" includes the State, and any county, municipality, district, public authority, public agency, and any other political subdivision or public body in the State.

"State" shall mean the State and any office, department, division, bureau, board, commission or agency of the State, but shall not include any such entity which is statutorily authorized to sue and be sued.

"Statute" means an act adopted by the Legislature of this State or by the Congress of the United States.

Effect upon liability based on contract or right to relief other than damages.

59:1–4. Effect upon liability based on contract or right to relief other than damages. Nothing in this act shall affect liability based on contract or the right to obtain relief other than damages against the public entity or one of its employees.

Workmen's compensation laws not repealed.

59:1–5. Workmen's compensation laws not repealed. Nothing in this act shall be construed to affect, alter or repeal any provision of the workmen's compensation laws of this State.

Military and veterans laws not repealed.

59:1–6. Military and veterans laws not repealed. Nothing in this act shall be construed to affect, alter or repeal any provision of the military and veterans law of this State, except as specifically provided in repealer section 59:12–2 of this subtitle.

Effect of assumption of liability by United States.

59:1–7. Effect of assumption of liability by United States. Any waiver of immunity and assumption of liability contained in this act shall not apply in circumstances where liability has been or is hereafter assumed by the United States, to the extent of such assumption of liability.

Chapter 2. Immunity and Liability of Public Entity

Immunity of public entity generally.

59:2–1. Immunity of public entity generally. a. Except as otherwise provided by this act, a public entity is not liable for an injury,

whether such injury arises out of an act or omission of the public entity or a public employee or any other person.

b. Any liability of a public entity established by this act is subject to any immunity of the public entity and is subject to any defenses that would be available to the public entity if it were a private person.

Liability of public entity.

59:2–2. Liability of public entity. a. A public entity is liable for injury proximately caused by an act or omission of a public employee within the scope of his employment in the same manner and to the same extent as a private individual under like circumstances.

b. A public entity is not liable for an injury resulting from an act or omission of a public employee where the public employee is not liable.

Discretionary activities.

59:2–3. Discretionary activities. a. A public entity is not liable for an injury resulting from the exercise of judgment or discretion vested in the entity;

b. A public entity is not liable for legislative or judicial action or inaction, or administrative action or inaction of a legislative or judicial nature;

c. A public entity is not liable for the exercise of discretion in determining whether to seek or whether to provide the resources necessary for the purchase of equipment, the construction or maintenance of facilities, the hiring of personnel and, in general, the provision of adequate governmental services;

d. A public entity is not liable for the exercise of discretion when, in the face of competing demands, it determines whether and how to utilize or apply existing resources, including those allocated for equipment, facilities and personnel unless a court concludes that the determination of the public entity was palpably unreasonable. Nothing in this section shall exonerate a public entity for negligence arising out of acts or omissions of its employees in carrying out their ministerial functions.

Adoption or failure to adopt or enforce a law.

59:2–4. Adoption or failure to adopt or enforce a law. A public entity is not liable for an injury caused by adopting or failing to adopt a law or by failing to enforce any law.

Issuance, denial, suspension, or revocation of permit, license, etc.

59:2–5. Issuance, denial, suspension or revocation of permit, license, etc. A public entity is not liable for an injury caused by the issuance, denial, suspension or revocation of, or by the failure or refusal to issue, deny, suspend or revoke, any permit, license, certificate, approval, order, or similar authorization where the public entity or public employee is authorized by law to determine whether or not such authorization should be issued, denied, suspended or revoked.

Failure to inspect, or negligent inspection of, property.

59:2–6. Failure to inspect, or negligent inspection of, property. A public entity is not liable for injury caused by its failure to make an inspection, or by reason of making an inadequate or negligent inspection of any property; provided, however, that nothing in this section shall exonerate a public entity from liability for negligence during the course of, but outside the scope of, any inspection conducted by it, nor shall this section exonerate a public entity from liability for failure to protect against a dangerous condition as provided in chapter 4.

Recreational facilities.

59:2–7. Recreational facilities. A public entity is not liable for failure to provide supervision of public recreational facilities; provided, however, that nothing in this section shall exonerate a public entity from liability for failure to protect against a dangerous condition as provided in chapter 4.

Public assistance programs — termination of benefits.

59:2–8. Public assistance programs—termination of benefits. A public entity is not liable for injuries caused by the termination or reduction of benefits under a public assistance program.

Slander of title.

59:2–9. Slander of title. A public entity is not liable for its acts or omissions resulting in a slander on the title of any property.

Public employee conduct — limitation on entity liability.

59:2–10. Public employee conduct—limitation on entity liability. A public entity is not liable for the acts or omissions of a public employee constituting a crime, actual fraud, actual malice, or willful misconduct.

CHAPTER 3. LIABILITY AND IMMUNITY OF PUBLIC EMPLOYEE

Liability generally.

59:3–1. Generally. a. Except as otherwise provided by this act, a public employee is liable for injury caused by his act or omission to the same extent as a private person.

b. The liability of a public employee established by this act is subject to any immunity of a public employee provided by law and is subject to any defenses that would be available to the public employee if he were a private person.

Discretionary activities.

59:3–2. Discretionary activities. a. A public employee is not liable for an injury resulting from the exercise of judgment or discretion vested in him;

b. A public employee is not liable for legislative or judicial action or inaction, or administrative action or inaction of a legislative or judicial nature;

c. A public employee is not liable for the exercise of discretion in determining whether to seek or whether to provide the resources necessary for the purchase of equipment, the construction or maintenance of facilities, the hiring of personnel and, in general, the provision of adequate governmental services;

d. A public employee is not liable for the exercise of discretion when, in the face of competing demands, he determines whether and how to utilize or apply existing resources, including those allocated for equipment, facilities and personnel unless a court concludes that the determination of the public employee was palpably unreasonable.

Nothing in this section shall exonerate a public employee for negligence arising out of his acts or omissions in carrying out his ministerial functions.

Execution or enforcement of laws.

59:3–3. Execution or enforcement of laws. A public employee is not liable if he acts in good faith in the execution or enforcement of any law. Nothing in this section exonerates a public employee from liability for false arrest or false imprisonment.

Acting under unconstitutional, invalid or inapplicable laws.

59:3–4. Acting under unconstitutional, invalid or inapplicable laws. If a public employee acts under the apparent authority of a law that is unconstitutional, invalid or inapplicable, he is not liable for an injury caused thereby except to the extent that he

would have been liable had the law been constitutional, valid and applicable.

Adoption or failure to adopt or enforce any law.

59:3–5. Adoption or failure to adopt or enforce any law. A public employee is not liable for an injury caused by his adoption of or failure to adopt any law or by his failure to enforce any law.

Issuance, denial, suspension or revocation of permit, license, etc.

59:3–6. Issuance, denial, suspension or revocation of permit, license, etc. A public employee is not liable for an injury caused by his issuance, denial, suspension or revocation of, or by his failure or refusal to issue, deny, suspend or revoke, any permit, license, certificate, approval, order, or similar authorization where he is authorized by law to determine whether or not such authorization should be issued, denied, suspended or revoked.

Failure to inspect, or negligent inspection of, property.

59:3–7. Failure to inspect, or negligent inspection of, property. A public employee is not liable for injury caused by his failure to make an inspection, or by reason of making an inadequate or negligent inspection of any property; provided, however, that nothing in this section shall exonerate a public employee from liability for negligence during the course of, but outside the scope of, any inspection conducted by him, nor shall this section exonerate a public employee from liability for failure to protect against a dangerous condition as provided in chapter 4.

Institution or prosecution of judicial or administrative proceeding.

59:3–8. Institution or prosecution of judicial or administrative proceeding. A public employee is not liable for injury caused by his instituting or prosecuting any judicial or administrative proceeding within the scope of his employment.

Entry upon property.

59:3–9. Entry upon property. A public employee is not liable for his entry upon any property where such entry is expressly or impliedly authorized by law. Nothing in this section exonerates a public employee from liability for an injury proximately caused subsequent to such entry by his own negligent or wrongful act or omission.

Misrepresentation.

59:3–10. Misrepresentation. A public employee acting in the scope of his employment is not liable for an injury caused by his misrepresentation.

Recreational facilities.

59:3–11. Recreational facilities. A public employee is not liable for the failure to provide supervision of public recreational facilities. Nothing in this section exonerates a public employee for negligence in the supervision of a public recreational facility.

Public assistance programs — termination of benefits.

59:3–12. Public assistance programs—termination of benefits. A public employee is not liable for damages resulting from the termination or reduction of benefits under a public assistance program.

Slander of title.

59:3–13. Slander of title. A public employee is not liable for his acts or omissions resulting in a slander on the title of any property.

Public employee immunity — exception.

59:3–14. Public employee immunity—exception. a. Nothing in this act shall exonerate a public employee from liability if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct.

b. Nothing in this act shall exonerate a public employee from the full measure of recovery applicable to a person in the private sector if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct.

Chapter 4. Conditions of Public Property Liability of the Public Entity

Definitions.

59:4–1. Definitions. As used in this chapter:

a. "Dangerous condition" means a condition of property that creates a substantial risk of injury when such property is used with due care in a manner in which it is reasonably foreseeable that it will be used.

b. "Protect against" includes repairing, remedying or correcting a dangerous condition, providing safeguards against a dangerous condition, or warning of a dangerous condition.

c. "Public property" means real or personal property owned or controlled by the public entity, but does not include easements, encroachments and other property that are located on the property of the public entity but are not owned or controlled by the public entity.

Liability generally.

59:4–2. Liability generally. A public entity is liable for injury caused by a condition of its property if the plaintiff establishes that the property was in dangerous condition at the time of the injury, that the injury was proximately caused by the dangerous condition, that the dangerous condition created a reasonably foreseeable risk of the kind of injury which was incurred, and that either:

a. a negligent or wrongful act or omission of an employee of the public entity within the scope of his employment created the dangerous condition; or

b. a public entity had actual or constructive notice of the dangerous condition under section 59:4–3 a sufficient time prior to the injury to have taken measures to protect against the dangerous condition.

Nothing in this section shall be construed to impose liability upon a public entity for a dangerous condition of its public property if the action the entity took to protect against the condition or the failure to take such action was not palpably unreasonable.

Actual notice; constructive notice.

59:4–3. Actual notice; constructive notice. a. A public entity shall be deemed to have actual notice of a dangerous condition within the meaning of subsection b. of section 59:4–2 if it had actual knowledge of the existence of the condition and knew or should have known of its dangerous character.

b. A public entity shall be deemed to have constructive notice of a dangerous condition within the meaning of subsection b. of section 59:4–2 only if the plaintiff establishes that the condition had existed for such a period of time and was of such an obvious nature that the public entity, in the exercise of due care, should have discovered the condition and its dangerous character.

Failure to provide emergency warning signals.

59:4–4. Failure to provide emergency warning signals. Subject to section 59:4–2 of this act, a public entity shall be liable for injury proximately caused by its failure to provide emergency signals, signs, markings or other devices if such devices were necessary to warn of a dangerous condition which endangered the safe movement of traffic and which would not be reasonably apparent to, and would not have been anticipated by, a person exercising due care.

Failure to provide ordinary traffic signals — immunity.

59:4–5. Failure to provide ordinary traffic signals—immunity. Neither a public entity nor a public employee is liable under this

chapter for an injury caused by the failure to provide ordinary traffic signals, signs, markings or other similar devices.

Plan or design immunity.

59:4–6. Plan or design immunity. a. Neither the public entity nor a public employee is liable under this chapter for an injury caused by the plan or design of public property, either in its original construction or any improvement thereto, where such plan or design has been approved in advance of the construction or improvement by the Legislature or the governing body of a public entity or some other body or a public employee exercising discretionary authority to give such approval or where such plan or design is prepared in conformity with standards previously so approved.

Weather conditions; effect on use of streets and highways — immunity.

59:4–7. Weather conditions; effect on use of streets and highways—immunity. Neither a public entity nor a public employee is liable for an injury caused solely by the effect on the use of streets and highways of weather conditions.

Condition of unimproved public property — immunity.

59:4–8. Condition of unimproved public property—immunity. Neither a public entity nor a public employee is liable for an injury caused by a condition of any unimproved public property, including but not limited to any natural condition of any lake, stream, bay, river or beach.

Unimproved and unoccupied portions of certain lands — immunity.

59:4–9. Unimproved and unoccupied portions of certain lands—immunity. Neither a public entity nor a public employee is liable for any injury caused by a condition of the unimproved and unoccupied portions of the tidelands and submerged lands, and the beds of navigable rivers, streams, lakes, bays, estuaries, inlets and straits owned by the State.

Chapter 5. Correction and Police Activities

Failure to provide prison, jail or correctional facilities.

59:5–1. Failure to provide prison, jail or correctional facilities. Neither a public entity nor a public employee is liable for failure to provide a prison, jail or penal or correctional facility, or if such facility is provided, for failure to provide sufficient equipment, personnel or facilities in a prison or other correction facility.

Parole or escape of prisoner; injuries between prisoners.

59:5–2. Parole or escape of prisoner; injuries between prisoners. Neither a public entity nor a public employee is liable for:

a. an injury resulting from the parole or release of a prisoner or from the terms and conditions of his parole or release or from the revocation of his parole or release.

b. any injury caused by:

(1) an escaping or escaped prisoner;
(2) an escaping or escaped person; or
(3) a person resisting arrest; or
(4) a prisoner to any other prisoner.

Suits by prisoners.

59:5–3. Suits by prisoners. No action shall be commenced by or on behalf of a prisoner against a public entity or public employee until such prisoner shall be released from institutional confinement. For the purposes of the claims notification requirements and the statute of limitations contained in chapter 8 of this act, a prisoner's claim shall accrue upon his release from institutional confinement; provided however that a prisoner may file a notice of claim in accordance with the procedures set forth in chapter 8 at any time after an injury and nothing in this act shall bar administrative review and settlement of that claim prior to his release from institutional confinement.

Failure to provide police protection.

59:5–4. Failure to provide police protection. Neither a public entity nor a public employee is liable for failure to provide police protection service or, if police protection service is provided, for failure to provide sufficient police protection service.

Failure to make arrest or retain person arrested in custody.

59:5–5. Failure to make arrest or retain person arrested in custody. Neither a public entity nor a public employee is liable for injury caused by the failure to make an arrest or by the failure to retain an arrested person in custody.

Chapter 6. Medical, Hospital and Public Health Activities

Definitions.

59:6–1. Definitions. As used in this chapter:

"Medical facility" means a hospital, infirmary, clinic, dispensary, mental institution, or similar facility.

"Mental institution" means any facility for the care or treatment of persons committed for mental illness.

"Mental illness" means mental illness, mental disorder bordering on mental illness, mental deficiency, epilepsy, dipsomania or inebriety, sexual psychopathy, or such mental abnormality as to evidence utter lack of power to control sexual impulses.

"Drug dependent persons" means a person who is using a controlled dangerous substance and who is in a state of psychic or physical dependence, or both, arising from the use of that controlled dangerous substance on a continuous basis. Drug dependence is characterized by behavior or other responses, including but not limited to, a strong compulsion to take the substance on a recurring basis in order to experience its psychic effects or to avoid the discomfort of its absence.

Failure to provide medical facilities or mental institutions.

59:6–2. Failure to provide medical facilities or mental institutions. Neither a public entity nor a public employee is liable for failure to provide a medical facility or mental institution, or if such facility or institution is provided, for the failure to provide sufficient equipment, personnel or facilities in a mental institution or medical facility.

Prevention of disease or controlling communication of disease.

59:6–3. Prevention of disease or controlling communication of disease. Neither a public entity nor a public employee is liable for an injury resulting from the decision to perform or not to perform any act to promote the public health of the community by preventing disease or controlling the communication of disease within the community.

Failure to make physical or mental examination or to make adequate physical or mental examination.

59:6–4. Failure to make physical or mental examination or to make adequate physical or mental examination. Except for an examination or diagnosis for the purpose of treatment, neither a public entity nor a public employee is liable for injury caused by the failure to make a physical or mental examination, or to make an adequate physical or mental examination, of any person for the purpose of determining whether such person has a disease or physical or mental condition that would constitute a hazard to the health or safety of himself or others.

Diagnosing or failing to diagnose mental illness or drug dependence.

59:6–5. Diagnosing or failing to diagnose mental illness or drug dependence. a. Neither a public entity nor a public employee is liable for injury resulting from diagnosing or failing to diagnose

that a person is afflicted with mental illness or is a drug dependent person or from failing to prescribe for mental illness or drug dependence; provided, however, that nothing in this subsection exonerates a public entity or a public employee who has undertaken to prescribe for mental illness or drug dependence from liability for injury proximately caused by his negligence or by his wrongful act in so prescribing.

b. Nothing in subsection a. exonerates a public entity or a public employee from liability for injury proximately caused by a negligent or wrongful act or omission in administering any treatment prescribed for mental illness or drug dependence.

Determinations in accordance with applicable enactments.

59:6–6. Determinations in accordance with applicable enactments. a. Neither a public entity nor a public employee is liable for any injury resulting from determining in accordance with any applicable enactment:

(1) whether to confine a person for mental illness or drug dependence;

(2) the terms and conditions of confinement for mental illness or drug dependence;

(3) whether to parole, grant a leave of absence to, or release a person from confinement for mental illness or drug dependence.

Escape of person confined; injuries between inmates.

59:6–7. Escape of person confined; injuries between inmates. Neither a public entity nor a public employee is liable for:

a. an injury caused by an escaping or escaped person who has been confined for mental illness or drug dependence;

b. an injury caused by any person who has been confined for mental illness or drug dependence upon any other person so confined.

Chapter 7. Administration of Tax Laws

"Tax" defined.

59:7–1. "Tax" defined. As used in this chapter, "tax" includes a tax, assessment, fee or charge.

Liability of a public entity or public employee generally.

59:7–2. Liability of a public entity or public employee generally. Neither a public entity nor a public employee is liable for an injury caused by:

a. Instituting any judicial or administrative proceeding or action for or incidental to the assessment or collection of a tax.

b. An act or ommission in the interpretation or application of any law relating to a tax.

Applicability of chapter.

59:7–3. Applicability of chapter. Nothing in this chapter affects any law relating to refund, rebate, exemption, cancellation, amendment or adjustment of taxes.

Chapter 8. Claims Against Public Entities

Date of accrual of course of action.

59:8–1. Date of accrual of cause of action. Accrual shall mean the date on which the claim accrued and shall not be affected by the notice provisions contained herein.

Local public entity defined.

59:8–2. Local public entity defined. For purposes of this chapter "local public entity" means a public entity other than the State.

Claims for damages against public entities.

59:8–3. Claims for damages against public entities. No action shall be brought against a public entity under this act unless the claim upon which it is based shall have been presented in accordance with the procedure set forth in this chapter.

Contents of claim.

59:8–4. Contents of claim. A claim shall be presented by the claimant or by a person acting on his behalf and shall include:

a. The name and post-office address of the claimant;

b. The post-office address to which the person presenting the claim desires notices to be sent;

c. The date, place and other circumstances of the occurrence or transaction which gave rise to the claim asserted;

d. A general description of the injury, damage or loss incurred so far as it may be known at the time of presentation of the claim;

e. The name or names of the public entity, employee or employees causing the injury, damage or loss, if known; and

f. The amount claimed as of the date of presentation of the claim, including the estimated amount of any prospective injury, damage, or loss, insofar as it may be known at the time of the presentation of the claim, together with the basis of computation of the amount claimed.

Signature.

59:8–5. Signature. The claim shall be signed by the claimant or by some person on his behalf.

Claim forms; additional evidence and information; examinations.

59:8–6. Claim forms; additional evidence and information; examinations. A public entity may by rule or regulation adopt forms specifying information to be contained in claims filed against it under this act. Such forms shall include the requirements of 59:8–4 of this act and may include such additional information or evidence as (1) written reports of a claimant's attending physicians or dentists setting forth the nature and extent of injury and treatment, any degree of temporary or permanent disability, the prognosis, period of hospitalization, and any diminished earning capacity; (2) a list of claimant's expert witnesses and any of their reports or statements relating to the claim; (3) itemized bills for medical, dental, and hospital expenses incurred, or itemized receipts of payment for such expenses; (4) documentary evidence showing amounts of income lost; (5) if future treatment is necessary, a statement of anticipated expenses for such treatment.

In addition, the claimant may be required to submit to a physical or mental examination by a physician employed by the public entity and a claimant may be required to permit a public entity to inspect all appropriate records relating to his claim for liability and damages including, but not limited to, income tax returns, hospital records, medical records and employment records.

The Attorney General is hereby authorized to issue rules and regulations on behalf of the State for the purpose of eliciting the types of information referred to in this section and for specifying any additional information which may be reasonably necessary for the administrative disposition of claims under this act.

Place for presentation of claim.

59:8–7. Place for presentation of claim. A claim for damage or injury arising under this act against the State shall be filed either with (1) the Attorney General or (2) the department or agency involved in the alleged wrongful act or omission. A claim for injury or damages arising under this act against a local public entity shall be filed with that entity.

Time for presentation of claims.

59:8–8. Time for presentation of claims. A claim relating to a cause of action for death or for injury to person or to property shall be presented as provided in this chapter not later than the ninetieth day after accrual of the cause of action. After the expiration of 6 months from the date notice of claim is received, the claimant may file suit in an appropriate court of law. The claim-

ant shall be forever barred from recovering against a public entity if:

a. He failed to file his claim with the public entity within 90 days of accrual of his claim except as otherwise provided in section 59:8–9; or

b. Two years have elapsed since the accrual of the claim; or

c. The claimant or his authorized representative entered into a settlement agreement with respect to the claim.

Nothing in this section shall prohibit an infant or incompetent person from commencing an action under this act within the time limitations contained herein, after his coming to or being of full age or sane mind.

Notice of late claim.

59:8–9. Notice of late claim. A claimant who fails to file notice of his claim within 90 days as provided in section 59:8–8 of this act, may, in the discretion of a judge of the superior court, be permitted to file such notice at any time within 1 year after the accrual of his claim provided that the public entity has not been substantially prejudiced thereby. Application to the court for permission to file a late notice of claim shall be made upon motion based upon affidavits showing sufficient reasons for his failure to file notice of claim within the period of time prescribed by section 59:8–8 of this act; provided that in no event may any suit against a public entity arising under this act be filed later than 2 years from the time of the accrual of the claim.

Presentation of claim.

59:8–10. Presentation of claim. a. A claim shall be presented to the public entity by delivering it to or mailing it certified mail to the office of the Attorney General or the office of the State agency allegedly involved in the action. A claim may be presented to a local public entity by delivering it or mailing it certified mail to the entity.

b. A claim or application shall be deemed to have been presented in compliance with this section even though it is not delivered or mailed as provided in this section if it is actually received at an office of the State or local public entity within the time prescribed for presentation thereof.

Time of presentation and receipt; proof of mailing.

59:8–11. Time of presentation and receipt; proof of mailing. The claim shall be deemed to have been presented and received at the time of the deposit. Proof of mailing may be made in the manner prescribed by the Rules of Court.

CHAPTER 9. CONDITIONS OF SUIT AND JUDGMENT

Manner of trial.

59:9–1. Manner of trial. Tort claims against a public entity or public employee acting within the scope of his employment shall be heard by a judge sitting without a jury in accordance with the rules governing the courts of the State of New Jersey.

Interest and limitations on judgments.

59:9–2. Interest and limitations on judgments. a. No interest shall accrue prior to the entry of judgment against a public entity or public employee.

b. No judgment shall be granted against a public entity or public employee on the basis of strict liability, implied warranty or products liability.

c. No punitive or exemplary damages shall be awarded against a public entity.

d. No damages shall be awarded against a public entity or public employee for pain and suffering resulting from any injury; provided, however, that this limitation on the recovery of damages for pain and suffering shall not apply in cases of permanent loss of a bodily function, permanent disfigurement or dismemberment where the medical treatment expenses are in excess of $1,000.00. For purposes of this section medical treatment expenses are defined as the reasonable value of services rendered for necessary surgical, medical and dental treatment of the claimant for such injury, sickness or disease, including prosthetic devices and ambulance, hospital or professional nursing service.

e. If a claimant receives or is entitled to receive benefits for the injuries allegedly incurred from a policy or policies of insurance or any other source other than a joint tortfeasor, such benefits shall be disclosed to the court and the amount thereof which duplicates any benefit contained in the award shall be deducted from any award against a public entity or public employee recovered by such claimant; provided, however, that nothing in this provision shall be construed to limit the rights of a beneficiary under a life insurance policy. No insurer or other person shall be entitled to bring an action under a subrogation provision in an insurance contract against a public entity or public employee.

Contribution by a public entity or public employee with a joint tortfeasor.

59:9–3. Contribution by a public entity or public employee with a joint tortfeasor. Notwithstanding any other law, in any case

where a public entity or public employee acting within the scope of his employment is determined to be a joint tortfeasor:

a. The public entity or public employee shall be required to contribute to a joint tortfeasor only to the extent of the recovery provided for under this act;

b. Any payment received by the injured party on account of a settlement or a judgment paid by an alleged tortfeasor shall be reduced pro tanto from the injured party's judgment against any other tortfeasor.

Comparative negligence.

59:9–4. Comparative negligence. a. In all actions brought against a public entity or public employee under this act the fact that the person injured may have been guilty of contributory negligence shall not bar a recovery, but the damages, to the extent permitted under this act, shall be diminished in proportion to the amount of negligence attributable to the person injured.

b. In any action to which paragraph a. applies, the court shall make findings of fact or the jury shall return a special verdict which shall state:

(1) The amount of the damages incurred by each party irrespective of his negligence; and

(2) The percentage of negligence attributable to each of the parties.

The court shall calculate the monetary damages in accordance with the percentage of negligence attributable to each of the parties and shall enter an appropriate judgment.

Discretion to award attorney's fees; limitation.

59:9–5. Discretion to award attorney's fees; limitation. In any action brought against a public entity or a public employee under this act, the court may, in its discretion, award a successful claimant (a) costs ordinarily allowable in the private sector (b) expert witness fees not exceeding a total of $100.00 and (c) reasonable attorney's fees; provided however that there shall be no such recovery in any case where damages are awarded for pain and suffering.

Suits against public employees — judgment or settlement as bar.

59:9–6. Suits against public employees—judgment or settlement as bar. a. Where a claimant has pursued his remedy against a public entity for a claim arising out of the act or omission of a public employee of a public entity, a judgment or settlement shall

be a complete bar to suit against the employee in a claim arising from the same subject matter.

b. Where a claimant has pursued his remedy against a public employee for a claim arising out of the act or omission of a public employee of a public entity, a judgment or settlement shall be a complete bar to suit against the entity in a claim arising from the same subject matter.

Chapter 10. Indemnification

Indemnification.

59:10–1. Indemnification. If pursuant to the provisions of P. L. 1972 c. 48 Senate Bill No. 993 now pending before the Legislature the Attorney General provides for the defense of an employee or former employee, the State shall provide indemnification for the State employee.

Nothing in this section authorizes the State to pay for punitive or exemplary damages or damages resulting from the commission of a crime.

Refusal to defend — indemnification.

59:10–2. Refusal to defend—indemnification. If the Attorney General refuses to provide for the defense of a State employee as required by the provisions of P. L. 1972 c. 48 Senate Bill No. 993 now pending before the Legislature, the employee or former employee of the State shall be entitled to indemnification from the State if he establishes that the act or omission upon which the claim or judgment was based occurred within the scope of his employment as an employee of the State and the State fails to establish that he acted or failed to act because of actual fraud, actual malice or willful misconduct.

If the State employee establishes that he was entitled to a defense under the provisions of this chapter, the State shall pay or reimburse him for any bona fide settlement agreements entered into by the employee, and shall pay or reimburse him for any judgments entered against the employee, and shall pay or reimburse him for all costs of defending the action, including reasonable counsel fees and expenses, together with costs of appeal, if any.

Nothing in this section authorizes the State to pay for punitive or exemplary damages or damages resulting from the commission of a crime.

Public employee's duty to notify and cooperate with Attorney General.

59:10–3. Public employee's duty to notify and cooperate with Attorney General. A State employee shall not be entitled to

indemnification under this act unless within 10 calendar days of the time he is served with any summons, complaint, process, notice, demand or pleading, he delivers the original or a copy thereof to the Attorney General or his designee. Upon such delivery the Attorney General may, pursuant to the provisions of P. L. 1972 c. 48 Senate Bill No. 993 now pending before the Legislature, assume exclusive control of the employee's representation and such employee shall cooperate fully with the Attorney General's defense.

Local public entities — authority to indemnify.

59:10–4. Local public entities—authority to indemnify. Local public entities are hereby empowered to indemnify local public employees consistent with the provisions of this act.

Chapter 11. Settlement of Claims

Authority to settle claims.

59:11–1. Authority to settle claims. a. The State Treasurer shall pay any tort claim or claim for indemnification against the State under this act not exceeding $7,500.00 which is recommended for payment by the Attorney General or his designee. The State Treasurer shall pay any such claim exceeding $7,500.00 upon the recommendation of the Attorney General or his designee and the approval of the Director of the Division of Budget and Accounting.

b. The State Treasurer shall pay all contract claims against the State upon the recommendation of the Attorney General or his designee with the approval of the appropriate Department or agency head and the Director of the Division of Budget and Accounting. All such claims shall be paid in accordance with the provisions of the New Jersey Contractual Liability Act.

Chapter 12. Establishment of Fund, Prospective Applicability, Repealers

Fund established.

59:12–1. Fund established. There is hereby established in the custody of the State Treasurer a fund to be used for the payment of claims against the State arising out of tort. No money shall be withdrawn from such fund unless the claim has been settled according to law or reduced to final judgment in a court of competent jurisdiction. Whenever any tort claim or claim for indemnification shall have been settled according to law or reduced to final judgment in a court of competent jurisdiction, the same shall be certified by the Attorney General or his designee, to the State Treasurer who

shall pay the claim upon the warrant of the Director of the Division of Budget and Accounting out of moneys contained in the fund. Whenever the State Treasurer shall determine that funds are unavailable to pay any such claim, he shall certify the amount of such deficiency and the amount so certified shall be appropriated and paid to the claimant in the manner aforesaid.

Repealers.

59:12–2. Repealers. All acts and parts of acts inconsistent with this act are, to the extent of such inconsistency, repealed, including without limitation:

P. L. 1971, c. 199, s. 26 (C. 40A:12–26);
N. J. S. 18A:20–35;
N. J. S. 38A:4–9;
N. J. S. 38A:4–10;
R. S. 53:1–22.

Prospective application of act.

59:12–3. Prospective application of act. This act applies only to claims that accrue on or after its effective date. Claims that accrued prior to the effective date of this act are not affected by this act but shall continue to be governed by the law applicable thereto prior to the effective date of this act; provided however that this act shall apply to the suit presently pending between Willis and Department of Conservation and Economic Development, Superior Court, Docket No. L-9817-66.

Subtitle 2. New Jersey Contractual Liability Act

Chapter 13. General Provisions

Short title.

59:13–1. Short title. This subtitle shall be known as the "New Jersey Contractual Liability Act."

Definitions.

59:13–2. Definitions. As used in this chapter: "State" shall mean the State and any office, department, division, bureau, board, commission or agency of the State, but shall not include any such entity which is statutorily authorized to sue and be sued.

"Contracting agency" shall mean the appropriate agency of the State which is charged by law with the responsibility of awarding contracts.

"Accrual of claim" shall mean the date on which the claim arose and shall not be affected by the notice provisions contained herein.

Waiver of immunity from liability in contract.

59:13–3. Waiver of immunity from liability in contract. The State of New Jersey hereby waives its sovereign immunity from liability arising out of an express contract or a contract implied in fact and consents to have the same determined in accordance with the rules of law applicable to individuals and corporations; provided, however, that there shall be no recovery against the State for punitive or consequential damages arising out of contract nor shall there be any recovery against the State for claims based upon implied warranties or upon contracts implied in law.

Jurisdiction in the New Jersey courts.

59:13–4. Jurisdiction in the New Jersey courts. The courts of competent jurisdiction of the State of New Jersey shall have jurisdiction over all claims against the State for breach of a contract, either express or implied in fact. Contract claims against the State shall be heard by a judge sitting without a jury. Except as otherwise expressly provided herein, all suits filed against the State under this chapter shall be in accordance with the rules governing the courts of the State of New Jersey.

Presentation and consideration of claims.

59:13–5. Presentation and consideration of claims. It shall be the responsibility of parties contracting with the State to promptly notify the State in writing of any situation or occurrence which may potentially result in the submission of a claim against the State. Except as otherwise provided in section 6, no notice of claim for breach of contract either express or implied in fact, shall be filed with the contracting agency later than 90 days after the accrual of such claim. A notice of claim shall include the following information: the name of the claimant, the nature of the claim, specific reasons for making the claim, and the total dollar amount of the claim if known. After the expiration of 90 days from the date the notice of claim is received by the contracting agency, the claimant may file suit in a court of competent jurisdiction of the State of New Jersey.

In all contract claims against the State, the claimant shall be forever barred from recovering against the State if:

a. he fails to notify the appropriate contracting agency within 90 days of accrual of his claim except as otherwise provided in section 6 hereof; or

b. he fails to file suit within 2 years of accrual of his claims or within 1 year after completion of the contract giving rise to paid claim, whichever may be later; or

c. the claimant accepts personally or through his agent or legal representative any award, compromise or settlement made by the State of New Jersey.

Notice of late claim.

59:13–6. Notice of late claim. A claimant who fails to file notice of his claim within 90 days as provided in section 6 of this chapter, may, in the discretion of a judge of the Superior Court of the State of New Jersey, be permitted to file such notice at any time within 1 year after the accrual of his claim provided that the State has not been substantially prejudiced thereby. Application to a judge of the superior court for permission to file a late notice of claim shall be made upon motion based upon affidavits setting forth sufficient reason for the failure to file his notice of claim within the period of time prescribed by section 6 of this chapter.

Arbitration statute unaffected.

59:13–7. Arbitration statute unaffected. Nothing in this chapter shall be construed to prohibit the parties from agreeing to settle contract disputes by arbitration in accordance with the provisions of N. J. S. 2A:24–1 et seq.

Interest on judgments.

59:13–8. Interest on judgments. No interest shall accrue prior to the entry of judgment in a court of competent jurisdiction.

Payment of claims.

59:13–9. Payment of claims. Whenever any such claim shall have been settled according to law or reduced to final judgment in a court of competent jurisdiction, the same shall be certified by the Attorney General or his designee, to the State Treasurer who shall pay the claim upon the warrant of the Director of the Division of Budget and Accounting out of any funds available to the department or other agency against which the claim was made. Whenever the State Treasurer shall determine that funds are unavailable to pay any such claim, he shall certify the amount of such deficiency and the amount so certified shall be appropriated and paid to the claimant in the manner aforesaid.

Claims affected by this chapter.

59:13–10. Claims affected by this chapter. The time limitations contained in section 5 of this chapter shall not apply to those claims accruing prior to the effective date of this chapter; provided, however, that any law suits on such claims must be filed in a court of competent jurisdiction within 6 months of the effective date of this chapter or they shall be forever barred.

Subtitle 3. Reports, Severability, Appropriations, Effective Date

Chapter 14.

Annual reports; report to the Legislature.

59:14–1. Annual reports; report to the Legislature. The Chief Justice of the Supreme Court and the Attorney General shall each compile annual reports on the operation and effectiveness of this act. At the expiration of 3 years from the date hereof and every 5 years thereafter the Chief Justice and the Attorney General shall jointly report to the Governor and the Legislature on the operation of this act and such report shall include any recommendations for changes necessary to improving the administrative or judicial implementation of the act.

Severability.

59:14–2. Severability. If any clause, sentence, subdivision, paragraph, section or part of this act be adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, subdivision, paragraph, section or part thereof directly involved in the case in which said judgment shall have been rendered.

Appropriation.

59:14–3. Appropriation. a. There is hereby appropriated to the fund established pursuant to section 59:12–1 of this act, the sum of $750,000.00 for use during the fiscal year ending June 30, 1973.

b. There is hereby appropriated to the Division of Law in the Department of Law and Public Safety the sum of $300,000.00 for use during the fiscal year ending June 30, 1973.

Effective date provision.

59:14–4. Effective date provision. a. Subtitle 1 of this act takes effect on July 1, 1972; provided however the Attorney General is authorized to take such anticipatory action prior to the said effective date as he deems appropriate.

b. Subtitle 2 and all other parts of this act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 46

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 $650,000,000.00 for the purpose of improving the public transportation system of the State, including the improvement of State highways and the improvement of mass transportation facilities; providing the ways and means to pay and discharge the principal thereof and interest thereon; and providing for the submission of this act to the people at a general election.

WHEREAS, The State of New Jersey has recognized the interrelationship between the various modes of transportation by the creation of a Department of Transportation responsible for the development of a comprehensive balanced and coordinated transportation program; and

WHEREAS, The Department of Transportation has prepared a master plan for transportation which has delineated the interdependence in New Jersey of highways and mass transportation, including commuter rail facilities; and

WHEREAS, The department's master plan and report indicates that the proper functioning of highway and road systems in many parts of New Jersey is dependent upon the existence of a viable mass transportation system; and

WHEREAS, The department's master plan establishes that there are State highway requirements calling for expenditures in excess of $3.2 billion (excluding the costs of completing the Interstate Highway System) and there are immediate State highway needs in excess of $410 million (excluding Interstate) which cannot be financed within a reasonable period of time from regular State appropriation or anticipated Federal sources; and

WHEREAS, The immediate mass transportation requirements calling for expenditures in excess of $720,000,000.00, of which amount at least $240 million is beyond projected Federal funds and regular State appropriations; and

WHEREAS, The proper operation of a public transportation network in and for New Jersey and its people requires a simul-

taneous approach to the solutions of State highways and mass transportation in order to achieve a balanced and coordinated public transportation system; and

WHEREAS, The said master plan for transportation delineates many of the needs in these critical transportation areas and specified areas where funds will be required during the next two decades; and

WHEREAS, It is necessary to commence immediately with implementation of the first part of New Jersey's master plan for its public transportation system by the adoption of a financing program which will permit improvement of the State's transportation system; now, therefore

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 Transportation Bond Act of 1972."

2. The Legislature hereby finds and determines that New Jersey is a highly urbanized corridor State with annual traffic volumes on its highways and roads which are far in excess of the national average and which will continue to increase rapidly in future years. During the next two decades New Jersey's population is expected to increase by ⅓; its motor vehicle registry by ⅔; and its highway traffic is expected to more than double. In the most congested traffic regions of the State, the existing commuter rail network provides an essential measure of relief to overtaxed highway capacity by removing from the State's highways, during the most heavily traveled periods of the day, more than 70,000 daily commuters.

The Department of Transportation's master plan, which is based on a careful study of needs, demonstrates that New Jersey must complete its intrastate freeway network and carry out a program of upgrading and improving the existing highway system if New Jersey is to have facilities that are adequate to cope with the pressures of growth in the State. As the department's report further indicates, New Jersey must also maintain an adequate commuter rail network and must develop improved methods of mass transportation to insure the effective functioning of the State's highway system with the lowest possible investment in expanded highway facilities. Improvements in these areas of transportation must be carried out on a near simultaneous basis.

It is in the public interest that these essential transportation facilities and equipment be provided in the shortest possible time, thereby saving on the anticipated increased construction cost as well as providing a safer, more adequate transportation system. New Jersey's requirements in the area of transportation greatly exceed the funds that can be provided from regular State appropriation and from the Federal Government. This essential program of transportation, therefore, can only be accomplished through the authorization of the bond issue provided for herein.

3. Bonds of the State of New Jersey in the sum of $650,000,000.00 are hereby authorized for the purpose of capital expenditure for the cost of providing an improved public transportation system for the State. Of such total, the proceeds from the sale of not more than $240,000,000.00 of bonds shall be reserved for the improvement of mass transportation facilities, including the elimination of railroad crossings of roads, but no more than $10,000,000.00 of said $240,000,000.00 shall be used for general aviation airports and the proceeds from the sale of the bonds not reserved or so required shall be reserved for the improvement of State highways.

4. Said bonds shall be serial bonds and known as "State Transportation Bonds" and, as to each series, the last annual installment thereof (subject to redemption prior to maturity) shall mature and be paid not later than 35 years from the date of its issuance but may be issued in whole or in part for a shorter term.

Said bonds shall be issued from time to time as the issuing officials herein named shall determine.

5. The Governor, State Treasurer and Comptroller of the Treasury or any two 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.

6. 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.

7. 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.

8. a. Such bonds shall recite that they are issued for the purpose set forth in the first sentence of 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, 1972 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.

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.

9. 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, not exceeding 6% per annum, 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 shorter, in order that intervening semiannual payments may be at convenient dates.

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 once in at least three 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 5 days prior to the day of bidding. The said notice of sale may contain a provision to the effect that any or all bids 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 at such price not less than the par value thereof and accrued interest thereon and under such terms and conditions as the issuing officials may prescribe. 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.

11. 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.

12. The proceeds from the sale of 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 Transportation Fund of 1972."

13. The moneys in the said State Transportation Fund of 1972 are hereby specifically dedicated and shall be applied to the cost of the transportation purpose set forth in section 3 of this act and all of such moneys are hereby appropriated to the Department of Transportation for such purpose, and no such moneys shall be expended for such purpose (except as otherwise hereinbelow authorized) without the specific appropriation thereof by the Legislature, but bonds may be issued as herein provided notwithstanding that the Legislature shall not have then adopted an act making specific appropriation of any of said moneys.

No moneys in the said State Transportation Fund may be appropriated or expended for the purpose of providing the non-Federal share of any Federal program which finances the construction or reconstruction of State highways provided, however, that the Legislature by specific appropriation may authorize the temporary use of moneys in said fund to complete State highway projects financed in part with Federal funds in advance of the receipt of such Federal funds upon the condition that such Federal funds

when received shall be deposited in said fund in reimbursement thereof.

Pending their application to the purpose provided in this act, moneys in the State Transportation Fund may be invested and reinvested as other trust funds in the custody of the State Treasurer in the manner provided by law. Net earnings received from the investment or deposit of such fund shall be paid into the general treasury and become a part of the General State Fund.

14. In case any coupon bonds or 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, proof of ownership and such security and indemnity and reimbursement for expenses as the issuing officials may require.

15. 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 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.

16. Bonds of each series issued hereunder shall mature in annual installments commencing not later than the tenth 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, and 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.

17. 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, provided 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 which 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.

18. 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. Revenues derived from the tax collected upon the sale of motor fuels under and by virtue of the Motor Fuel Tax Act (Title 54, chapter 39 of the Revised Statutes as amended and supplemented), or so much thereof as may be required; and

b. Revenue derived from the tax collected under and by virtue of the Emergency Transportation Tax Act (P. L. 1961, c. 32 as amended and supplemented), or so much thereof as may be required; and

c. Revenue derived from the tax collected under and by virtue of the Transportation Benefits Tax Act (P. L. 1971, c. 222 as amended and supplemented), or so much thereof as may be required; and

d. If in any year or at any time funds, as herein above 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 receipts for said year from the taxes specified in subsections a., b., and c. of this section shall thereupon be considered and treated as part of the General State Fund, available for general purposes.

19. 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.

20. Except as the context may otherwise require:

a. "Public transportation system" shall mean and include State highways, mass transportation facilities, general aviation airports

and other methods of ground or surface transportation for the movement of people and goods on rights-of-way available to the public.

b. "State highways" shall mean and include any public highway, road, street, expressway, freeway, parkway or motorway constructed or maintained by the State.

c. "Improvmeent of State highways" shall mean but shall not be limited to the construction, reconstruction, improvement or rebuilding of State highways, including all necessary bridges, tunnels, overpasses, underpasses, interchanges, express bus roadways, traffic circles, grade separations, traffic control devices and the elimination of railroad crossings of State highways at road grade, or the improvement of any such existing grade crossing elimination, and shall include the acquisition of all property, rights-of-way, easements and interests therein as shall be necessary to the construction and improvement of State highways and the maintenance thereof. This should include improvement of any highway or road system providing immediate access to or from mass transportation facilities whether or not that system is a State highway or road.

d. "Mass transportation facilities" shall mean all facilities and equipment necessary for the mass transportation of persons by public means, whether by rail, air, motor bus, high speed ground or surface transportation systems, or portions thereof, including, but not limited to, passenger stations, terminals and appurtenances, general aviation airports, automobile parking facilities, track connections and interfaces between transportation modes, signal systems, power systems, roadbeds and other rights-of-way; all necessary equipment, including, but not limited to, railroad and subway passenger cars, locomotives, air cushion vehicles and motor buses; the buildings and facilities necessary for storing, maintaining, servicing, developing or testing of passenger equipment and supporting system facilities.

e. "Improvement of mass transportation facilities" shall mean but shall not be limited to the development, acquisition by purchase, lease or otherwise, the construction, reconstruction, improvement, rebuilding, relocation, renewal, establishment or rehabilitation of mass transportation facilities and shall include also the elimination of railroad crossings of roads other than State highways at road

grade, or the improvement of any such existing grade crossing elimination, and shall include the acquisition of all property rights-of-way, easements and interests therein as shall be necessary for the improvement of mass transportation facilities.

f. "General aviation airports" are those airports utilized in the operation of that portion of civil aviation which is engaged in recreational, commercial and business flying other than certified air carriers.

g. "Cost" shall mean but shall not be limited to costs and expenses in the acquisition of facilities and equipment and all other property, real and personal, tangible and intangible; costs and expenses incurred in the study, planning, research and development of methods, facilities or equipment for improving the State's public transportation system; costs and expenses incurred in the preparation of plans, the design, the construction or improvement of State highways and mass transportation facilities.

h. "Department of Transportation" shall mean the Department of Transportation established by the Transportation Act of 1966 or any agency or department successor to its powers.

i. "State Transportation Fund of 1972" or "fund" shall mean the fund established in section 12 of this act.

21. 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, 1972, 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, in accordance with the instructions of the Secretary of State, shall cause to be printed on each of the said ballots, the following:

If you approve the act entitled below, make a cross (×), plus (+), or check (√) mark in the square opposite the word "Yes."

If you disapprove the act entitled below, make a cross (×), plus (+), or check (√) 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.	NEW JERSEY TRANSPORTATION BOND ISSUE 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 $650,000,000.00 for the purpose of improving the public transportation system of the State, including the improvement of State highways and the improvement of mass transportation facilities; providing the ways and means to pay and discharge the principal thereof and interest thereon; 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 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 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 namner 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 not made effective theretofore shall take effect forthwith.

22. This section and section 21 of this act shall take effect immediately and the remainder of this act shall take effect as and when provided in the preceding section.

Approved June 1, 1972.

CHAPTER 47

AN ACT providing for relocation assistance to persons displaced by certain activities of the Department of Transportation or other taking agencies under programs administered by the Department of Transportation and repealing certain sections of P. L. 1968, c. 393 (C. 27:7–58 et seq.).

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

C. 27:7-72 Short title.

1. This act shall be known and may be cited as the Uniform Transportation Replacement Housing and Relocation Act.

C. 27:7-73 Declaration of policy.

2. Declaration of policy. The purpose of this act is to establish a uniform program for the fair and equitable treatment of persons displaced by the acquisition of real property by the Department of Transportation and by local governmental units utilizing funds of the Department of Transportation, State of New Jersey. This program shall comply with the rules and regulations of the Federal Highway Administration relating to relocation assistance so as to fully qualify the Department of Transportation for Federal Aid Reimbursement under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970. This program shall be uniform as to (a) relocation payments, (b) advisory assistance, (c) assurance of availability of standard housing and (d) State reimbursement for local relocation payments under State assisted and local programs.

C. 27:7-74 Definitions.

3. Definitions. As used in this act:

a. "Taking agency" means the entity public or private, including the State of New Jersey, Department of Transportation or local governmental units utilizing State funds under an aid program administered by the State of New Jersey, Department of Transportation, which is condemning private property for a public purpose under the power of eminent domain.

b. "Person" means any individual, partnership, corporation, or association.

c. "Displaced person" means any person who on or after the effective date of this act, moves from real property or moves his

personal property from real property as a result of the acquisition of such real property, in whole or in part, or as the result of the written order of the taking agency to vacate real property, for a program or project undertaken by a taking agency; and solely for the purposes of sections 4 a. and 7 of this act, as a result of the written order of the taking agency to vacate other real property on which such person conducts a business or farm operation, for such program or project.

d. "Business" means any lawful activity, excepting a farm operation, conducted primarily:

(1) For the purchase, sale, lease, and rental of personal and real property and for the manufacture, processing, or marketing of products, commodities, or any other personal property;

(2) For the sale of services to the public;

(3) By a nonprofit organization;

(4) For the purposes of section 4 a. of this act for assisting in the purchase, sale, resale, manufacturing, processing or marketing of products, commodities, personal property or services by the erection and maintenance of an outdoor advertising display or displays, whether or not such display or displays are located on the premises on which any of the above activities are conducted.

e. "Farm operation" means any activity conducted solely or primarily for the production of one or more agricultural products or commodities, including timber, for sale or home use, and customarily producing such products or commodities in sufficient quantity to be capable of contributing materially to the operator's support.

f. "Mortgage" means such classes of liens as are commonly given to secure advances on, or the unpaid purchase price of real property under the laws of the State in which the real property is located, together with credit instruments, if any, secured thereby.

g. "Commissioner" shall mean the Commissioner of Transportation.

C. 27:7-75 Moving and related expenses.

4. Moving and related expenses. a. If a taking agency acquires real property for public use, it shall make fair and reasonable relocation payments to the displaced persons and businesses as required by this act for:

(1) Actual reasonable expenses in moving himself, his family, business, farm operation, or other personal property;

(2) Actual direct losses of tangible personal property as a result of moving or discontinuing a business or farm operation, but not

to exceed an amount equal to the reasonable expenses that would have been required to relocate such property, as determined by the taking agency; and

(3) Actual reasonable expenses in searching for a replacement business or farm.

b. Any displaced person eligible for payments under subsection a. of this section who is displaced from a dwelling and who elects to accept the payments authorized by this subsection in lieu of payments authorized by subsection a. of this section may receive a moving expense allowance, determined according to a schedule established by the Department of Transportation, not to exceed $300.00 and a dislocation allowance of $200.00.

c. Any displaced person eligible for payments under subsection a. of this section who is displaced from his business or from his farm operation and who elects to accept the payment authorized by subsection a. of this section, may receive a fixed payment in an amount equal to the average annual net earnings of the business or farm operation, except that such payment shall not be less than $2,500.00 nor more than $10,000.00. In the case of a business no payment shall be made under this subsection unless the taking agency is satisfied that the business

(1) Cannot be relocated without a substantial loss of its existing patronage; and

(2) Is not a part of a commercial enterprise having at least one other establishment not being acquired by the taking agency which is engaged in the same or similar business. For purposes of this subsection, the term "average annual net earnings" mean ½ of any net earnings of the business or farm operation, before Federal, State and local income taxes, during the 2 taxable years immediately preceding the taxable year in which such business or farm operation moves from the real property acquired for such project, or during such other period as such agency determines to be more equitable for establishing such earnings, and includes any compensation paid by the business or farm operation to the owner, his spouse or his dependent during such period.

C. 27:7-76 Replacement housing for homeowners.

5. Replacement housing for homeowners. a. In addition to payments otherwise authorized by this act, the taking agency shall make an additional payment not in excess of $15,000.00 to any displaced person who is displaced from a dwelling actually owned and occupied by such displaced person for not less than 180 days prior to the initiation of negotiations of the acquisition of the

property. Such additional payment shall include the following elements:

(1) The amount, if any, which when added to the acquisition cost of the dwelling acquired, equals the reasonable cost of a comparable replacement dwelling which is a decent, safe, and sanitary dwelling adequate to accommodate such displaced person, reasonably accessible to public services and places of employment and available on the private market. All determinations required to carry out this subparagraph shall be determined by regulations issued pursuant to this act.

(2) The amount, if any, which will compensate such displaced person for any increased interest costs which such person is required to pay for financing the acquisition of any such comparable replacement dwelling. Such amount shall be paid only if the dwelling acquired was encumbered by a bona fide mortgage which was a valid lien on such dwelling for not less than 180 days prior to the initiation of negotiations for the acquisition of such dwelling. Such amount shall be equal to the excess in the aggregate interest and other debt service costs of that amount of the principal of the mortgage on the replacement dwelling which is equal to the unpaid balance of the mortgage on the acquired dwelling, over the remainder term of the mortgage on the acquired dwelling, reduced to discounted present value. The discount rate shall be the prevailing rate of interest paid on passbook savings account deposits by commercial banks in the general area in which the replacement dwelling is located.

(3) Reasonable expenses incurred by such displaced person for evidence of title, recording fees, and other closing costs incident to the purchase of the replacement dwelling, but not including prepaid expenses.

(4) Penalty costs for prepayment of any mortgage entered into in good faith encumbering such real property if such mortgage is on record or has been filed for record as provided by law on the date of approval by the taking agency of the location of the project.

(5) The pro rata portion of real property taxes payable during the calendar year in which the property was acquired which are allocable to the period of the year subsequent to date of vesting of title in the taking agency or the effective date of the possession of such real property by the taking agency, whichever is earlier to the extent that the displaced person has either paid the said taxes or is legally responsible therefor.

b. The additional payment authorized by this section shall be made only to such a displaced person who purchases and occupies a replacement dwelling which is decent, safe, and sanitary, not later than the end of the 1-year period beginning on the date on which he receives final payment of all costs of the acquired dwelling, or on the date on which he moves from the acquired dwelling, whichever is the later date.

C. 27:7-77 Replacement housing for tenants and certain others.

6. Replacement housing for tenants and certain others. In addition to amounts otherwise authorized by this act, a taking agency shall make a payment to or for any person displaced from any dwelling not eligible to receive a payment under section 5 which dwelling was actually lawfully occupied by such displaced person for not less than 90 days prior to the initiation of negotiations for acquisition of such dwelling. Such payment shall be either:

a. The amount necessary to enable such displaced person to lease or rent for a period not to exceed 4 years, a decent, safe and sanitary dwelling of standards adequate to accommodate such person in areas not generally less desirable in regard to public utilities and public and commercial facilities, and reasonably accessible to his place of employment, but not to exceed $4,000.00; or

b. The amount necessary to enable such person to make a down payment, including incidental expenses described in section 5 a. (3) on the purchase of a decent, safe, and sanitary dwelling of standards adequate to accommodate such person in areas not generally less desirable in regard to public utilities and public and commercial facilities, but not to exceed $4,000.00, except that if such amount exceeds $2,000.00 such person must equally match any such amount in excess of $2,000.00 in making the down payment.

C. 27:7-78 Relocation assistance advisory service.

7. Relocation assistance advisory service. a. Whenever the acquisition of real property for a program or project undertaken by the taking agency will result in displacement on or after the effective date of this section, such agency shall provide a relocation assistance advisory program for displaced persons which shall offer the services prescribed herein. If the taking agency determines that any person occupying property immediately adjacent to the real property acquired is caused substantial economic injury because of the acquisition, it may offer such person relocation advisory services under such program.

b. Each relocation assistance program required by subsection a. shall include such measures, facilities, or services as may be necessary or appropriate in order (1) to determine the needs of displaced persons, business concerns, and nonprofit organizations for relocation assistance; (2) to assist owners of displaced business and farm operations in obtaining and becoming established in suitable business locations or replacement farms; (3) to supply information concerning programs of the Federal, State and local governments offering assistance to displaced persons and business concerns; (4) to assist in minimizing hardships to displaced persons in adjusting to relocation; and (5) to secure, to the greatest extent practicable, the coordination of relocation activities with other project activities and other planned or proposed governmental actions in the community or nearby areas which may affect the carrying out of the relocation program.

C. 27:7-79 Assurances of availability of dwellings.

8. Whenever the acquisition of real property for a program or project undertaken by a taking agency will result in the displacement of any person on or after the effective date of this section, the taking agency shall assure that, within a reasonable amount of time, prior to displacement there will be available in areas not generally less desirable in regard to public utilities and public and commercial facilities, and at rents or prices within the financial means of the families and individuals displaced, decent, safe and sanitary dwellings, as defined by the commissioner equal in number to the number of and available to such displaced persons who require such dwellings and reasonably accessible to their places of employment except that the commissioner may prescribe by regulation, situations where such assurances may be waived.

C. 27:7-80 Replacement by a taking agency as a last resort.

9. Replacement by a taking agency as a last resort. a. If a project cannot proceed to actual construction because comparable replacement sale or rental housing is not available, and the commissioner determines that such housing cannot otherwise be made available he may take such action as is necessary or appropriate to provide such housing by use of funds authorized for such project.

b. No person shall be required to move from his dwelling on or after the effective date of this act on account of any project undertaken by any taking agency, unless the commissioner is satisfied that the replacement housing, in accordance with section 8, is available to such person.

C. 27:7-81 Payment not to be considered as income or resources.

10. Payment not to be considered as income or resources. No payment received by a displaced person under this act shall be considered as income or resources for the purpose of determining the eligibility or extent of eligibility of any person for assistance under any State law or for the purposes of the State's corporation tax law or other tax laws. Such payment shall not be considered as income or resources of any recipient of public assistance and such payment shall not be deducted from the amount of aid to which the recipient would otherwise be entitled.

C. 27:7-82 Payments not to be construed as creating element of damages.

11. The payments authorized in this act shall not be construed as creating in any condemnation proceeding brought under the power of eminent domain any element of damages not in existence on the effective date of this act and such payments are to be in addition to the just compensation established in the condemnation proceedings but only to the extent that they are not otherwise included within the condemnation award.

C. 27:7-83 Appeal procedure.

12. Appeal procedure. Any person or business concern aggrieved by any relocation procedure or determination concerning eligibility for relocation payments authorized by this act may appeal such determination to the commissioner or his designated appointee but any such appeal must be filed within 1 year after the date of actual relocation.

C. 27:7-84 Rules and regulations.

13. Rules and regulations. a. To carry into effect the provisions of this act and to fully qualify the Department of Transportation for Federal aid reimbursement under the Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970, the commissioner is authorized to make such rules and regulations as he may determine to be necessary to assure (1) that the payments and assistance authorized by this act shall be fair and reasonable and as uniform as practicable; (2) a displaced person who makes proper application for a payment authorized for such person by this act shall be paid promptly after a move or in hardship cases, be paid in advance; and (3) that any person aggrieved by a determination as to eligibility for a payment authorized by this act, or the amount of the payment, may have his application reviewed by the commissioner or his designated appointee.

b. The commissioner may make such other rules and regulations consistent with the provisions of this act as he deems necessary or appropriate to carry out this act.

c. The commissioner to achieve a uniform administration of related Federal and State laws, may adopt all or any part of applicable Federal rules and regulations.

d. In so far as is consistent with other provisions of this act, the commissioner shall adopt the same standards, rules and regulations with regard to relocation assistance and relocation payments for all transportation projects whether or not such transportation projects are subject to standards, rules and regulations of relocation assistance and relocation payments required by the Federal Highway Administration as a condition of receiving Federal aid funds.

C. 27:7-85 Federal aid assistance, additional action to qualify department.

14. Federal aid assistance, additional action to qualify department. The commissioner is further authorized within the limits of funds and appropriations to take such additional action as may be required to fully qualify the department for any financial Federal aid assistance available for carrying out the purposes of this act.

C. 27:7-86 Funds to implement act.

15. There shall be made available from the funds appropriated to the Department of Transportation the sum of $100,000.00 for purposes of enabling the Right-of-Way Division to implement the provisions of this act.

C. 27:7-87 Partial invalidity.

16. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of the act in the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby.

C. 27:7-88 Inconsistent acts repealed.

17. Sections 1, 2, 3, 4, 5, 6, 7, 8, 12, 13, 14 and 16 of P. L. 1968, c. 393 are repealed, and all acts and parts of acts inconsistent with any of the provisions of this act are, to the extent of such inconsistency, hereby repealed.

18. This act shall take effect on July 1, 1972.

Approved June 1, 1972.

CHAPTER 48

AN ACT concerning the defense of State employees and former employees in relation to claims arising out of or in connection with their employment by the State.

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

C. 59:10A-1 Attorney General's duty to defend State employees.

1. Attorney General's duty to defend State employees.

Except as provided in section 2 hereof, the Attorney General shall, upon a request of an employee or former employee of the State, provide for the defense of any action brought against such State employee or former State employee on account of an act or omission in the scope of his employment.

For the purposes of this section, the Attorney General's duty to defend shall extend to a cross-action, counterclaim or cross-complaint against an employee or former employee.

C. 59:10A-2 Grounds for refusal to provide defense.

2. Grounds for refusal to provide defense.

The Attorney General may refuse to provide for the defense of an action referred to in section 1 if he determines that:

a. the act or omission was not within the scope of employment; or

b. the act or the failure to act was because of actual fraud, willful misconduct or acutal malice; or

c. the defense of the action or proceeding by the Attorney General would create a conflict of interest between the State and the employee or former employee.

C. 59:10A-3 Attorney General's authority to represent.

3. The Attorney General's authority to represent.

In any other action or proceeding, including criminal proceedings, the Attorney General may provide for the defense of a State employee or former State employee, if he concludes that such representation is in the best interest of the State.

C. 59:10A-4 Attorney General's exclusive control over litigation.

4. Attorney General's exclusive control over litigation.

Whenever the Attorney General provides for the defense of a State employee or former State employee pursuant to this act, the Attorney General may assume exclusive control over the representation of such employee or former State employee and such

employee or former State employee shall cooperate fully with the Attorney General's defense.

C. 59:10A-5 Methods of providing defense.

5. Methods of providing defense.

The Attorney General may provide for a defense pursuant to this act by an attorney from his own staff or by employing other counsel for this purpose or by asserting the State's right under any appropriate insurance policy which requires the insurer to provide the defense.

C. 59:10A-6 Powers not in derogation of existing authority.

6. Powers not in derogation of existing authority.

The authority granted to the Attorney General by this act shall be in addition to and not in derogation of his existing authority to represent and defend State employees and former State employees.

7. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 49

AN ACT providing a program of State aid to local environmental agencies.

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

C. 13:1H-1 Short title.

1. This act shall be known and may be cited as the "Environmental Aid Act."

C. 13:1H-2 Definitions.

2. The following words shall have the following meanings:

a. "Department" means the Department of Environmental Protection.

b. "Local Environmental Agency" means (1) a municipal Conservation Commission, (2) a county environmental commission and (3) a soil conservation district.

C. 13:1H-3 State aid.

3. State aid may be granted by the department to a local environmental agency for any purpose that the agency is authorized to perform by law and for the preparation of an environmental index.

C. 13:1H-4 Environmental index.

4. An environmental index shall be a report on environmental conditions within the locality and community objectives concerning open areas, parks, water supply, solid waste, wildlife protection, soil resources, air pollution, water pollution and others.

C. 13:1H-5 Applications for aid.

5. Local environmental agencies shall submit applications for environmental aid to the department. The application shall include such information as the department may require.

C. 13:1H-6 Technical assistance.

6. The department may provide technical assistance in addition to or in lieu of State aid to any local environmental agency for the purpose indicated in this act.

C. 13:1H-7 Amount of aid; limitation.

7. The department may grant up to $2,500.00 in State aid per year to any local environmental agency. The contribution by the department shall not exceed 50% of the cost of the project which qualifies for assistance under this act.

8. There is hereby appropriated $100,000.00 to the Department of Environmental Protection to effectuate the purposes of this act for the remainder of this fiscal year. $75,000.00 of the money shall be used as State aid to local environmental agencies and $25,000.00 of the money shall be used for administrative costs including salaries for personnel to provide technical assistance to local environmental agencies.

9. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 50

AN ACT to amend the "New Jersey Boat Act of 1962," approved June 11, 1962 (P. L. 1962, c. 73) as said short title was amended by P. L. 1965, c. 206.

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

1. Section 12 of P. L. 1962, c. 73 (C. 12:7–34.47) is amended to read as follows:

C. 12:7-34.47 Fees.

12. The fees for the initial numbering of all power vessels and for each renewal of the certificate of number issued thereto, unless otherwise provided by law, shall be:

(a) For all vessels used solely for the pleasure and recreation of the owner, 16 feet or less $4.00 per year; more than 16 feet and less than 26 feet, $10.00 per year; 26 feet or more and less than 40 feet, $20.00 per year; 40 feet or more and less than 65 feet, $30.00 per year; 65 feet or more $100.00 per year;

(b) For all vessels for which a tax exemption certificate is issued, $5.00 per year;

(c) Special numbers including up to three duplicates thereof and up to four sets of temporary numbers bearing a number corresponding to the special number, shall be assigned to boat dealers and manufacturers, as provided for under rules and regulations to be promulgated by the department, and such numbers shall be displayed temporarily upon boats being tested, demonstrated, photographed or transported, said display to be as prescribed in the rules and regulations aforementioned.

For each such special number so assigned the fee shall be $75.00 for 1 year.

2. Section 9 of P. L. 1965, c. 206 (C. 12:7–34.47d) is amended to read as follows:

C. 12:7-34.47d Fees for issuance and renewal of tax exemption certificate.

9. The following fees shall be charged and collected for the issuance of a tax exemption certificate for each power vessel and for the annual renewal of said certificate:

Length	Fee
16 feet or less	$8.00 per year
more than 16 feet but less than 26 feet	$50.00 per year
26 feet or more but less than 40 feet	$150.00 per year
40 feet or more but less than 65 feet	$225.00 per year
65 feet and over	$300.00 per year

3. Section 20 of P. L. 1962, c. 73 (C. 12:7–34.55) is amended to read as follows:

C. 12:7-34.55 Nontidal waters; continuation of operator's fee and registration of power vessels.

20. The fee of $3.00 now payable for an operator's license on nontidal waters shall be continued and the registration of any power vessel or motor operated on nontidal waters as required by

section 4 of P. L. 1954, c. 236 (C. 12:7–344), shall be continued as heretofore.

4. This act shall take effect on the first day of the month next following enactment.

Approved June 1, 1972.

CHAPTER 51

AN ACT to amend "An act concerning the deposit of public moneys by the State Treasurer in certain cases and publication of notice thereof, supplementing chapter 18 of Title 52 of the Revised Statutes, repealing sections 52:18–17 and 52:18–18 of the Revised Statutes, and amending section 52:18–21 of the Revised Statutes," approved December 20, 1956 (P. L. 1956, c. 174).

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

1. Section 1 of P. L. 1956, c. 174 (C. 52:18–16.1) is amended to read as follows:

C. 52:18-16.1 Deposit of public moneys; interest.

1. The State Treasurer shall, except as otherwise provided, deposit to his credit as treasurer all public moneys coming into his hands, within 3 days after receiving the same, in such of the national banks located in this State, and institutions authorized by this State to carry on a banking business, as he may select, that will allow interest on all balances. All interest so earned shall be credited to the State. When in the judgment of the State Treasurer it is not compatible with the working capital requirements of the State or with public safety to deposit public moneys or portion thereof, upon interest bearing terms, as heretofore provided in this section, the State Treasurer may deposit the same without interest or open time accounts with interest subject to withdrawal upon notice, conforming with Federal laws and regulations governing the same, in such of the national banks located in this State and institutions authorized by this State to carry on a banking business as he may select, until such a condition has, in his judgment, ceased to exist.

In all cases where a deposit is made, pursuant to this section, the State Treasurer shall require from any such institution a deposit

of bonds, notes, certificates of indebtedness or bills or other obligations of or guaranteed by the United States; or bonds or other obligations of or guaranteed by the State of New Jersey; or any other obligations now or hereafter authorized by law as security for public deposits; designed to secure any deposit made pursuant to this section; provided, that such requirement shall be deemed to be met if the Federal Reserve Bank of New York or the Federal Reserve Bank of Philadelphia or any other banking institution with total assets in excess of $300,000,000.00 located within the Second or Third Federal Reserve Districts and approved for such purpose by the State Treasurer certifies to the State Treasurer that, pursuant to authority given by the depository, it holds obligations, owned by the depository, of the kind and in the amount required by the State Treasurer to secure any such deposit. No bank shall be permitted to hold securities, of the kind hereinbefore described, as security for public moneys on deposit in the same bank.

2. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 52

AN ACT to amend and supplement "An act concerning the production, handling and distribution of milk, cream and milk products, supplementing Title 24 of the Revised Statutes and repealing sections 24:10–1 to 24:10–57 inclusive and 24:10–89 to 24:10–103 inclusive of the Revised Statutes and chapter 195 of the laws of 1938," approved May 18, 1964 (P. L. 1964, c. 62) and repealing section 25 of that act.

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

1. Section 1 of P. L. 1964, c. 62 (C. 24:10–57.1) is amended to read as follows:

C. 24:10-57.1 Definitions.

1. The following words as used in this act and in rules, regulations, definitions, standards of identity or labeling requirements promulgated thereunder shall have the following meanings:

a. "Fluid milk products" means:

(1) Milk, cream, certified milk, skim milk, skimmed milk, nonfat milk, nonfat fortified milk, fortified skim milk, fortified skimmed milk, flavored milk, dairy drink, buttermilk, cultured buttermilk, cultured skim milk, cultured milk, cultured sour cream, cultured salad cream, yogurt, cultured half-and-half, Vitamin D milk, Vitamin D fluid milk products, homogenized milk, modified milk, ice cream mix, ice milk mix and half-and-half.

(2) Condensed, evaporated and concentrated milk and fluid milk products intended for further processing, unless sterilized and packaged in hermetically sealed containers; and

(3) Any other product made by the addition of any substance to milk, or to any of these fluid milk products, and used for similar purposes, and designated as a fluid milk product by the department.

b. "Milk products" means butter, butter oil, the various types of cheeses, dried milk, dried skim milk, and any other food for human consumption made from milk or its component parts and designated as a milk product by the department.

c. "Pasteurization" means the process of heating and holding every particle of milk or fluid milk products in properly operated equipment acceptable to the department at a temperature and for such time as is specified by the department.

d. "Dairy farm" means any place or premises where one or more dairy animals are kept, a part or all of the milk from which is sold, offered for sale or delivered to any person.

e. "Producer or milk producer" means any person who owns or controls one or more dairy animals, a part or all of the milk from which is sold, offered for sale or delivered to any person.

f. "Distributor or milk distributor" means any person who sells, offers for sale, or distributes any milk or fluid milk products for human consumption as such.

g. "Milk plant" means any place, premises, or establishment, other than a frozen dessert plant, where milk or fluid milk products are collected, handled, processed, manufactured, stored, pasteurized, bottled, or prepared for distribution, sale or resale. This definition shall not include stores or milk depots handling retail containers of milk or fluid milk products in original unopened containers, nor to those establishments dispensing milk or fluid milk products for consumption on the premises or that portion of any establishment operated as a dairy farm.

h. "Milk depot" means any place or premises, other than a milk plant, where milk and fluid milk products packaged in final containers are stored prior to distribution.

i. "Bulk milk hauler" means any person, other than a person holding a milk plant permit from the department, who purchases or collects milk in a tank truck from dairy farms for the purpose of distribution or sale to a milk plant or milk plants other than that or those for which he holds a permit.

j. "Department" means the State Department of Health.

k. "Local board" or "local board of health" means the board of health of any municipality or the boards, bodies or officers in such municipality lawfully exercising any of the powers of a board of health under the laws governing such municipality, and includes any consolidated board of health or county board of health created and established pursuant to law.

2. Section 13 of P. L. 1964, c. 62 (C. 24:10–57.13) is amended to read as follows:

C. 24:10-57.13 Agencies authorized to make inspections.

13. The inspections provided for in this act may be made by the department or by any local board of health or any agency which the department certifies as qualified to conduct such inspections.

3. Section 23 of P. L. 1964, c. 62 (C. 24:10–57.23) is amended to read as follows:

C. 24:10-57.23 Marking of milk containers.

23. Containers of milk, certified milk, Vitamin D milk and homogenized milk shall be marked with the pasteurizing plant number as assigned by the department or the state of origin and the name and address of the distributor. The containers shall be marked with the legend "NOT TO BE SOLD AFTER (insert in a clear and legible manner the first three letters of the month where possible, but in no instance less than two letters approved by the department to designate the month and the date of the month which shall be no later than 5 days following the date of pasteurization. The date of pasteurization shall be that of 6 a.m. at the end of the 24-hour period during which pasteurization took place. If two letters are used the letters MR shall mean MARCH and MY shall mean MAY; JN shall mean JUNE and JL shall mean JULY.)." No fluid milk product listed in this section shall be sold or offered for sale after 11:59 p.m. of the date appearing on the containers so marked.

C. 24:10-57.24a Use of certain words or references.

4. Use of, or reference to the words "milk" or any fluid milk product or use of any statement, design, symbol, picture, device

or combination thereof which relates to any fluid milk product, milk product or dairy farm, is prohibited for any product which is an imitation of any fluid milk product or milk product.

C. 24:10-57.24b Rules and regulations.

5. The State Department of Health in addition to its other regulatory powers shall promulgate such rules and regulations governing the production, handling, processing, distribution and sale of milk products and fluid milk products and their imitations, as may be necessary to preserve and promote public health. These regulations shall include the following subjects:

a. Definitions and standards of quality;

b. Sanitation;

c. Dating and labeling, except for that as prescribed by P. L. 1964, c. 62, s. 23 (C. 24:10–57.23);

d. Holding temperatures for storage, distribution facilities and retail establishments.

In promulgating regulations under authority of this section, the department shall give consideration to applicable regulations or recommendations as may be made by Federal or national agencies.

C. 24:10-57.25 Repealed.

6. Section 25 of P. L. 1964, c. 62 (C. 24:10–57.25) is repealed.

7. This act shall take effect immediately, but shall remain inoperative for 6 months thereafter. Action to effectuate the provisions of this act may be taken any time prior thereto.

Approved June 1, 1972.

CHAPTER 53

AN ACT relating to the taxation of alcoholic beverages, and amending R. S. 54:43–1.

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

1. R. S. 54:43–1 is amended to read as follows:

Tax rates.

54:43–1. Tax rates. There are hereby levied and imposed upon any sale of alcoholic beverages made within this State or upon any

delivery of alcoholic beverages made within or into this State the following excise taxes:

a. Beer—$0.03⅓ a gallon or fraction thereof.

b. Liquors—at the rate of $2.80 a gallon.

c. (Deleted by amendment.)

d. (Deleted by amendment.)

e. Wines, vermouth and sparkling wines—at the rate of $0.30 a gallon.

2. This act shall take effect on the first day of the next month after approval thereof.

Approved June 1, 1972.

CHAPTER 54

AN ACT appropriating certain funds from the State Recreation and Conservation Land Acquisition Fund for the acquisition of lands for recreation and conservation purposes.

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

1. There is hereby appropriated to the State Department of Environmental Protection from the State Recreation and Conservation Land Acquisition Fund created pursuant to the "New Jersey Green Acres Bond Act of 1971," (P. L. 1971, c. 165), the sum of $10,000,000.00 for the purpose of acquisition of lands by the State for recreation and conservation purposes.

2. This act shall take effect immediately.

Approved June 1, 1972.

CHAPTER 55

AN ACT concerning motor vehicles and amending R. S. 39:3–20.

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

1. R. S. 39:3–20 is amended to read as follows:

Trucks, road tractors and truck tractors; fees; "constructor" registration plates; sections 39:3-84 and 39:4-75 not repealed.

39:3–20. An applicant for registration for trucks, road tractors and truck tractors shall pay to the director a fee based on the gross weight of the vehicle and load including the gross weight of all vehicles and load of any combination of vehicles of which the truck, road tractor or truck tractor is the drawing vehicle in such combination of vehicles. 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 for trucks, road tractors and truck tractors shall be paid in accordance with the following:

When the gross weight of vehicle and load, including the gross weight of all vehicles and load of any combination of vehicles of which the truck, road tractor or truck tractor is the drawing vehicle in such combination of vehicles, is 5,000 pounds or less, the minimum registration fee shall be $40.00 and where greater than 5,000 pounds, the registration fee shall be $40.00 for the first 5,000 pounds and $7.30 for each additional 1,000 pounds or portion thereof up to a maximum of 72,000 pounds.

An applicant for registration for trailers and semitrailers shall pay to the director a fee of $15.00 for each such vehicle.

In addition to the registrations authorized to be issued pursuant to the aforesaid 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 $16.00 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 vehicle 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 including the gross weight of all vehicles and load in any combination of vehicles in excess of the gross weight provided on the registration certificate to be operated on the highways of this State.

In the event that a truck, road tractor or truck tractor registered under this act is found on a highway in combination with a trailer or semitrailer duly registered in any other State or Federal district which imposes registration weight fees on such trailers or semitrailers, the drawing vehicle of the combination registered under this act shall have a gross weight registration equal to at least ½ of the combined gross weight of all the vehicles and load in the combination of vehicles. If it does not, the operation of said combination of vehicles on the highways of this State shall be unlawful.

The 5% allowance provided by section 5 of P. L. 1950, chapter 142 shall be applicable as heretofore to all registered weight limitations provided in this section, except that in no event shall the gross weight of any vehicle or combination of vehicles, including load, exceed the Federal maximum of 73,280 pounds or as such may be amended from time to time. In the case of a truck, road tractor or truck tractor registered under this act in combination with a trailer or semitrailer duly registered in any other State or Federal district which imposes registration weight fees on such trailers or semitrailers, known as a mixed combination, the 5% allowance shall be applied by adding to the registered weight of the drawing vehicle registered under this act 5% of said registered weight. If the resulting sum is equal at least to ½ of the combined gross weight of the mixed combination, then the mixed combination shall be in compliance with the registration requirements of this section.

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. This act shall take effect on the first day of the month following enactment.

Approved June 1, 1972.

CHAPTER 56

AN ACT concerning cooperative agreements with State departments, agencies and authorities and county and municipal governments relating to State- and Federally-financed transportation programs and amending R. S. 27:7–21.

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

1. R. S. 27:7–21 is amended to read as follows:

Additional powers of commissioner.

27:7–21. In addition to, and not in limitation of, his general powers, the commissioner may:

a. Determine and adopt rules, regulations and specifications and enter into contracts covering all matters and things incident to the acquisition, improvement, betterment, construction, reconstruction, maintenance and repair of State highways;

b. Execute and perform as an independent contractor or through contracts made in the name of the State, all work incident to the maintenance and repair of State highways;

c. Establish and maintain as an independent contractor or employer a patrol repair system for the proper and efficient maintenance and repair of State highways;

d. Employ and discharge, subject to the provisions of the Civil Service law, all foremen and laborers, prescribe their qualifications and furnish all equipment, tools and material necessary for such patrol repair system;

e. Widen, straighten and regrade State highways;

f. Vacate any State highway or part thereof;

g. The commissioner and his authorized agents and employees may enter upon any lands, waters and premises in the State, after giving written notice to the recorded owner at least 3 days prior thereto, for the purpose of making surveys, soundings, drillings, borings and examinations as he may deem necessary or convenient for the purposes of this Title, and such entry shall not be deemed a trespass; nor shall such entry be deemed an entry under any condemnation proceedings which may be then pending. The commissioner shall make reimbursement for any actual damages resulting to such lands, waters and premises as a result of such activities; and

h. Enter into cooperative agreements with any State department, agency or authority or any county or municipality enabling the State to negotiate for and condemn lands and also provide relocation services and payments deemed necessary for the effectuation of State or Federally financed State Aid Transportation and related Programs.

i. Do whatever may be necessary or desirable to effectuate the purposes of this Title.

2. This act shall take effect immediately.

Approved June 6, 1972.

CHAPTER 57

AN ACT to validate certain proceedings at meetings or elections of school districts, and any 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:*

Validating act.

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 or other obligations 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 (1) the notice to persons in military service or patients in veteran's hospitals and to their relatives and friends required to be published by section 3 of P. L. 1953, c. 211 (C. 19:57–3) was not published or that (2) the published notice to persons desiring absentee ballots required to be published by section 3 of P. L. 1953, c. 211 (C. 19:57–3) did not contain reference as to the availability of such ballots because of the nature and hours of their employment as required by said section 3 or that (3) the published notice to persons desiring absentee ballots required to be published by section 7 of P. L. 1953, c. 211 (C. 19:57–7), was published for a period of less than 40 days prior to the date on which the meeting or election for the authorization of bonds of the school district was held or that (4) the supplemental debt statements or school debt statements required by N. J. S. 18A:24–16 were not prepared and filed as required by N. J. S. 18A:24–17 or that (5) a notice of special school district meeting or election was not published or posted in accordance with N. J. S. 18A:14–19, provided, however, that supplemental debt statements and school debt statements prepared as of a date on or prior to the date of such election shall have been made, sworn to and filed in the places required by law prior to the issuance of such bonds; and provided further, 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 election were forwarded to the clerk of the county in which such school district is located; and provided further, that notices of such election were posted prior to the election; and provided further, that no action, suit or other proceedings of any nature to contest the validity of such proceedings 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 heretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved June 6, 1972.

CHAPTER 58

AN ACT to amend "An act relating to the organization and reorganization of the Department of Institutions and Agencies, creating the State Board of Institutional Trustees, and revising and repealing parts of the statutory law," approved January 5, 1972 (P. L. 1971, c. 384), and to amend R. S. 30:4–1.

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

1. R. S. 30:4–1 is amended to read as follows:

Boards of trustees; appointment, terms, vacancies, removal, compensation, organization.

30:4–1. The State board, with the approval of the Governor, shall appoint a board of trustees for each institution or agency within the department or for each group or class thereof as it may determine.

Whenever the establishment or assumption of jurisdiction over an additional institution, or the acquisition of a site therefor, is authorized by the Legislature the State board, with the approval of the Governor, may appoint a board of trustees therefor or may authorize or designate any existing board of trustees to assume jurisdiction thereof. Each board of trustees of an institution shall be known as "the board of trustees" naming the institution or group or class for which the board is appointed. The State board, with the approval of the Governor, shall determine the names of the boards of noninstitutional agencies.

Except as otherwise specifically provided by statute, the boards of trustees shall consist of not less than five nor more than seven members appointed with the approval of the Governor from residents of the State at large without respect to political affiliation or belief. At least two women shall be members of each board in charge of the Training School for Boys, Jamesburg, the Home for Disabled Soldiers, Sailors, Marines and their Wives and Widows, and the institutions or agencies for the blind, feebleminded, the tubercular, the epileptic and the insane and at least two members of the Commission for the Blind and Visually Impaired shall themselves be legally blind but they shall not be employees, or related by blood, marriage or adoption to any employee, of said commission. At least a majority of the members of each board in charge of the

Training School for Girls, Trenton, and the women's reformatory shall be women.

The term of each board member shall be 3 years commencing on July 1 and ending on June 30, of the third year thereafter. A vacancy shall be filled by the State board, with the approval of the Governor, for the unexpired term only.

The members of new or additional boards of trustees shall at the time of their appointment be divided into groups so that the terms of two members shall expire on June 30 of the year next succeeding appointment; the terms of two others on June 30 of the second year succeeding appointment; the term of the fifth member and in case of larger boards the term of the sixth member, on June 30 of the third year succeeding appointment; the term of the seventh member of a board having seven members, on June 30 of the fourth year succeeding appointment. Their successors shall be appointed for 3-year terms.

The members of such boards shall receive no compensation for services but shall be reimbursed for actual expenditures incurred in the performance of duty. They shall be subject to removal by the State board, with the approval of the Governor, at any time for good and sufficient cause.

On or before July 1 of each year each such board shall reorganize by the election from among its members of a chairman and vice chairman and shall appoint a secretary, with the approval of the chief executive officer of the institution, who shall be an employee of the department and shall serve at the pleasure of the board without additional compensation. The term of office of the chairman and vice chairman shall be until June 30 of the following year or until their successors are elected and qualified.

2. Section 18 of P. L. 1971, c. 384 (C. 30:4–1.1) is amended to read as follows:

C. 30:4-1.1 Boards of trustees; powers and duties.

18. It shall be the duty of the local boards of trustees to advance long-range planning for the medical care, correctional and training programs at their respective institutions; and maintain general oversight of the institution. The board shall not administer the individual institutions.

The board of trustees shall have power to:

a. Review institutional needs;

b. Exercise visitorial supervision over the institution under the supervision or control of the department. Its visitorial general

powers of supervision are hereby defined as visiting such institution to examine into its manner of conducting its affairs and to advise the commissioner on the observance and enforcement of the laws of the State;

c. Develop with the commissioner and his staff and jointly promulgate and maintain a comprehensive master plan which shall be long-range in nature and be regularly revised and updated, including priorities for the construction of new institutions and the development of new programs;

d. Recommend and advise the commissioner on building programs of the institution as required by the master plan, provided that provision is made therefor in the annual or a supplemental or special appropriation act of the Legislature or otherwise;

e. Review and comment upon budget requests from the institution;

f. Encourage harmonious and cooperative relationship with other similar institutions in the area, public and private;

g. Review periodically existing programs of care, training, rehabilitation, research and public service in the institution, and in similar institutions of other states, and advise the State board and the commissioner as to any desirable change;

h. Make to the commissioner such recommendations as it deems necessary with regard to services, lands, buildings, and equipment to be furnished by the institution;

i. Authorize such studies and require such reports from the chief executive officer of the institution as it may deem necessary from time to time;

j. Advise the institutional head;

k. Control and determine the use of patient or inmate welfare funds within the general regulation of the State board;

l. Interpret the mandate and work of the institution to the public;

m. Carry out such other duties as the commissioner or the State board may assign to the board or to its individual members; and

n. Release upon parole, such inmates of their respective institutions heretofore or hereafter committed as they may determine to be eligible therefor. Whenever, in their judgment, a paroled individual has violated the terms, conditions and limitations of his parole and is unfit to be further at liberty, or if such paroled individual shall be convicted of a crime in any court of this State or of any other state, or of the United States, committed after the issue of his parole, the board of trustees shall have power to revoke such parole by an order in writing, signed by the chairman and attested

by the secretary. These powers shall not apply to the trustees of the State Prison.

3. Section 25 of P. L. 1971, c. 384 (C. 30:4–4a) is amended to read read as follows:

C. 30:4-4a Meaning of certain references.

25. Whenever in any law, rule, regulation, contract, document, judicial or administrative proceeding or otherwise, reference is made to the board of managers of any institution, the same shall mean and refer to the chief executive officer of the institution, except with respect to parole matters as prescribed in article 8 of chapter 4 of Title 30 of the Revised Statutes, such reference shall mean and refer to the respective boards of trustees.

4. This act shall take effect immediately.

Approved June 6, 1972.

CHAPTER 59

AN ACT concerning the civil service status of certain employees of the Department of Institutions and Agencies.

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

1. Persons employed as correction officers in the Department of Institutions and Agencies, disqualified by age from taking the civil service examinations for such positions and who were continuously so employed prior to July 1, 1968, on a temporary basis shall, upon the passage of this act, be placed in the classified service of the civil service; provided, however, that such persons shall be required to take the written and oral examinations and a physical examination compatible with age, to be conducted by the Civil Service Commission within 30 days of the effective date of this act. Upon passing said examinations such correction officers, so employed on a temporary basis prior to July 1, 1968, and who were so employed on January 1, 1972, shall be placed in the classified service of the civil service of this State, with permanent status effective as of January 1, 1972.

2. This act shall take effect immediately.

Approved June 9, 1972.

CHAPTER 60

AN ACT concerning joint flood control commissions, amending P. L. 1971, c. 316, approved September 14, 1971 and repealing P. L. 1948, c. 239.

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

1. Section 5 of P. L. 1971, c. 316 (C. 40:14–20) is amended to read as follows:

C. 40:14-20 Advisory members.

5. A commission may invite, as advisory members, representatives of the Department of Environmental Protection, representatives of any county park commission of any participating county, such other persons as the commission may desire to invite. Such advisory members shall have the right to participate in all discussions but shall have no vote.

2. Section 7 of P. L. 1971, c. 316 (C. 40:14–22) is amended to read as follows:

C. 40:14-22 Commission's powers.

7. a. Within the limits of the funds available to it, the commission shall have the power to employ the services of such agents, employees, workmen and servants as it may deem necessary or proper, including legal and engineering services; to fix and determine the duties and compensation of persons employed by it; to obtain such insurance and surety bonds on its members and personnel as it may deem advisable; and, except as may be specifically prohibited in this act, to do all other acts and things as may, in the judgment of the commission, be necessary or proper to alleviate flood conditions and to prevent floods in member municipalities and counties, and provided that such work is done in a comprehensive manner and where flood control work is undertaken that it shall be done in accordance with applicable law and in a manner approved by the State Department of Environmental Protection.

b. The commission may expend funds appropriated to it by member municipalities and counties, and by the State, or received by it as provided in this act, for the carrying out of the purposes of this act.

c. Without in any way limiting the powers otherwise set forth in this act, the commission, in pursuance of its purposes set forth in section 1 of this act, shall have the power to:

(1) collect, study and analyze data on flooding, past floods and the causes of floods in the area;

(2) make such data and studies available to the participating members, to the Department of Environmental Protection, and the Division of Water Resources therein, the Army Corps of Engineers, local and county planning boards and officials concerned with subdivisions and development of properties within the floodway and drainage areas;

(3) keep itself informed as to the availability of State and Federal funds and grants, and the procedures for applying therefor, and shall make such information available to participating members;

(4) coordinate the activities of the participating members relating to flooding, flood prevention, brook cleaning and the like, with neighboring municipalities and counties and the appropriate State departments and agencies;

(5) encourage the acquisition of lands within the floodway and low-lying areas, by appropriate county park commissions, counties or participating municipalities;

(6) publicize methods of flood control and flood prevention;

(7) encourage its participating members, and others, to adopt appropriate ordinances and regulations relating to flood control;

(8) encourage its participating members to support other programs designed or intended to alleviate flooding.

C. 40:69-5 to C. 40:69-10 Repealed.

3. P. L. 1948, c. 239 (C. 40:69–5 to 40:69–10), is hereby repealed, provided however that any joint municipal commission established thereunder shall continue under the provisions of this act and the act hereby amended until terminated by the participating municipalities.

4. This act shall take effect immediately.

Approved June 9, 1972.

CHAPTER 61

AN ACT concerning the requirements for renewal certificates of registration of pharmacists and supplementing chapter 14 of Title 45 of the Revised Statutes.

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

C. 45:14-11.2 Continuing education required for license renewal.

1. No renewal certificate of registration shall be issued by the Board of Pharmacy for the year following the year during which this act is approved or any following year until the applicant submits satisfactory proof to the board that during the calendar year preceding his application for renewal he has participated in courses of continuing professional pharmaceutical education of the types and number of credits hereinafter specified. Such continuing education is hereby declared to be a mandatory requirement for license renewal, except that pharmacists applying for the first annual renewal of their certificate of registration shall be exempt from the provisions of this act.

C. 45:14-11.3 New Jersey Council on Continuing Pharmaceutical Education; creation, composition.

2. There is hereby created the New Jersey Council on Continuing Pharmaceutical Education, hereinafter referred to as the "council." The council shall be composed of:

a. the President of the Board of Pharmacy, or his designee, who shall be a member of the Board of Pharmacy and who shall serve as chairman of the council;

b. the Dean of the College of Pharmacy of Rutgers, The State University, or his designee, who shall be a professor of the College of Pharmacy;

c. the President of the New Jersey Pharmaceutical Association;

d. the Chairman of the Pharmaceutical Education and Standards Committee of the New Jersey Pharmaceutical Association; and

e. the Chancellor of Higher Education, or his designee, who shall be a holder of a designated office or position in the Department of Higher Education.

The Secretary of the New Jersey Pharmaceutical Association shall serve as Secretary of the Council.

C. 45:14-11.4 Council's powers and duties.

3. The council shall have the following powers and duties:

a. to adopt, and from time to time amend and repeal suitable bylaws and regulations for the management of its affairs;

b. to maintain an office at such place or places within the State as it may designate;

c. to establish standards for continuing pharmaceutical education as a precondition to the relicensure of pharmacists by the Board of Pharmacy, including the specific subject matter and contents of courses of study and the selection of instructors;

d. to enter into agreements or contracts, execute instruments, and do and perform any and all acts or things necessary, convenient, or desirable for the purposes of the council or to carry out any power expressly granted in this act;

e. to accredit to the Board of Pharmacy educational programs for the purpose of establishing credits toward the mandatory continuing education requirement for renewal of licensure;

f. to accredit courses with nonhourly attendance, including home study courses, with appropriate procedures for the issuance of credit upon assurance by the applicant of his completion of such courses; and

g. to certify to the Board of Pharmacy the completion by registered pharmacists of the continuing pharmaceutical education requirements specified herein.

C. 45:14-11.5 Subject matter of courses.

4. The continuing professional pharmaceutical education courses may consist of post-graduate studies, institutes, seminars, lectures, conferences, workshops, extension studies, correspondence courses or such other forms of continuing professional pharmaceutical education as may be approved by the council. Such courses shall consist of subject matter pertinent to the following general areas of professional pharmaceutical education:

a. socio-economic and legal aspects of health care;

b. the properties and actions of drugs and dosage forms;

c. the etiology, characteristics, and therapeutics of the disease state. The specific subject matter of such courses may include, but shall not be limited to, the following: pharmacology, bio-chemistry, physiology, pharmaceutical chemistry, pharmacy administration, pharmacy jurisprudence, public health and communicable disease, pharmaceutical marketing, professional practice management, anatomy, histology, and such other subject matter as may from time

to time be represented in a curriculum of an accredited college of pharmacy or as may otherwise be selected by the council; and

d. such other areas of professional pharmaceutical education as shall be designated by the council.

C. 45:14-11.6 Credit hour requirements.

5. Ten credits of continuing professional pharmaceutical education with each credit representing or being equivalent to one hour of course attendance, shall be required annually of each applicant for renewal of licensure for the first 3 years after passage of this act. Fifteen of such credits per year shall be required for renewal of licensure thereafter.

C. 45:14-11.7 Certification of completion of requirements.

6. Upon the completion by each registered pharmacist of the continuing pharmaceutical education requirements specified by this act, the council shall so certify to the Board of Pharmacy and such certificate by the council must be on file with the board prior to its issuance of any renewal certificate.

C. 45:14-11.8 Excess credit hours.

7. In the event any candidate for renewal of licensure shall complete in 1 year a number of credit hours in excess of the number required pursuant to section 5 of this act, the excess credit hours may, at the discretion of the Board of Pharmacy, be applicable to the following year's professional pharmaceutical education requirements for renewal of licensure but shall not be applicable thereafter.

C. 45:14-11.9 Authority to waive requirements.

8. The Board of Pharmacy may at its discretion waive the requirements of this act for due cause.

C. 45:14-11.10 Short title.

9. This act shall be known as the "Continuing Pharmaceutical Education Act."

10. This act shall take effect immediately.

Approved June 9, 1972.

CHAPTER 62

AN ACT to amend "An act authorizing the appointment of a second magistrate of the municipal court of certain municipalities and supplementing chapter 8 of Title 2A of the New Jersey Statutes," approved September 9, 1968 (P. L. 1968, c. 293).

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

1. Section 1 of P. L. 1968, c. 293 (C. 2A:8–6.1) is amended to read as follows:

C. 2A:8-6.1 Additional magistrates in municipalities having 90,000 to 200,000 population.

1. In every municipality having a population of not less than 90,000 nor more than 200,000, the governing body of such municipality may provide for the appointment as the need may appear, of an additional magistrate of the municipal court of such municipality.

2. This act shall take effect immediately.

Approved June 9, 1972.

CHAPTER 63

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, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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 State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and for the several purposes herein specified:

CLAIMS

DEPARTMENT OF TRANSPORTATION

63100. STATE AND LOCAL HIGHWAY SYSTEM

Peter Celentana, $671.00; Stephen Valko, $690.00; Gary Conserva, $340.00; and James Cerchio, $595.00 c/o New Jersey Department of Transportation, Lodi Garage, Lodi, New Jersey, for reimbursement for losses incurred when their tools, used daily in the

performance of their duties, were stolen, payable from funds appropriated to the department, $2,296.00.

The appropriations hereinabove made for claims shall fully settle and extinguish all claims, demands and liens of every character. 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 9, 1972.

CHAPTER 64

AN ACT concerning compensation of school nurses and supplementing chapter 29 of Title 18A of the New Jersey Statutes.

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

C. 18A:29-4.2 Compensation of school nurses.

1. Any teaching staff member employed as a school nurse and holding a standard school nurse certificate shall be paid according to the provisions of the teachers' salary guide in effect in that school district including the full use of the same experience steps and training levels that apply to teachers.

2. This act shall take effect July 1 next following its enactment.

Approved June 9, 1972.

CHAPTER 65

AN ACT to amend "An act temporarily suspending the statutory maximum rate of interest limitations applicable to borrowings by counties, municipalities, school and other districts, State agencies and other public authorities and agencies," approved July 3, 1969 (P. L. 1969, c. 137), as said title was amended by P. L. 1970, c. 49.

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

1. Section 1 of P. L. 1969, c. 137 (C. 31:1–7) is amended to read as follows:

C. 31:1-7 Interest rate limitations applicable to counties, municipalities, etc.; suspension.

1. Notwithstanding the provisions of any other law, statute or regulation applicable to or constituting any limitation on the maximum rate of interest per annum payable on bonds, notes or other obligations, or as to annual interest cost to maturity of money borrowed or received upon issuance of bonds, notes or other obligations, every county, municipality, school district, body corporate and politic, district or public authority, agency, commission or other public institution heretofore or hereafter created by the State, any county, or municipality or by one or more counties or municipalities, is hereby authorized and empowered for the period from the effective date of this act through June 30, 1973 to contract to pay interest on or an interest cost per annum for money borrowed and evidenced by bonds, notes or other obligations issued during said period without limit as to the rate of interest per annum payable thereon or as to the annual interest cost to maturity of the money borrowed.

2. This act shall take effect immediately.

Approved June 9, 1972.

CHAPTER 66

AN ACT to authorize the borough of Helmetta in the county of Middlesex to make permanent the appointment of John Perdoni to the police department of the borough of Helmetta.

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

Private act.

1. Pursuant to the provisions of P. L. 1948, c. 199 (C. 1:6–10 et seq.), under which a petition for a special law has been filed with the Legislature, the borough of Helmetta, in the county of Middlesex is authorized to make permanent the appointment of John Perdoni to the police department of the borough of Helmetta notwithstanding his age is greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–127.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the borough of Helmetta for the purpose of adopting same.

Approved June 9, 1972.

CHAPTER 67

AN ACT authorizing the Board of Higher Education to contract with or make grants to eligible independent colleges and universities for educational services to the State of New Jersey and making an appropriation.

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

C. 18A:72B-1 Short title.

1. This act shall be known and may be cited as the "Independent Colleges and Universities Utilization Act."

C. 18A:72B-2 Legislature's findings.

2. The Legislature finds and determines that:

a. The State of New Jersey is committed by law and public policy to the development and preservation of a planned and diverse system of higher education which encompasses both public and independent institutions. Independent institutions make an important contribution to higher education in the State and it is in the public interest to facilitate optimum utilization of all higher education resources in the State.

b. Many independent institutions of higher education in the State of New Jersey are presently faced with serious financial difficulties. These difficulties inhibit or reduce the ability of such institutions to provide higher education to New Jersey students, thereby impairing the provision of higher education in this State and increasing the burden on public institutions of higher education.

c. The provisions of this act will serve the cause of higher education in the State of New Jersey by

(1) assuring maximum educational choice by young people regarding college and university by preserving the vitality and quality of independent institutions of higher education in New Jersey;

(2) moderating effective operating costs per student in independent institutions of higher education through increased utilization of resources, thereby contributing to the long-term financial strength of such institutions and thereby fostering the maintenance of their vigor and quality;

(3) moderating educational costs to New Jersey students in such institutions, thereby assisting the students and increasing the potential number of applicants;

(4) encouraging the enrollment by institutions of students from lower income families;

(5) increasing the number of spaces available to New Jersey students in such institutions, thereby alleviating the burden of capital costs for public education facilities;

(6) utilizing fully the capacity of independent institutions to provide graduate and professional education; and

(7) obtaining long-term commitments from such institutions as to the educational services they will provide to the State of New Jersey, thereby improving the State's capacity to plan for its system of public higher education.

C. 18A:72B-3 Definitions.

3. As used in this act:

"Eligible institution" means only those private institutions of higher education located in New Jersey which, by virtue of law or charter or license, are nonprofit educational institutions empowered to grant academic degrees, and which provide a level of education which is equivalent to the education provided by the State's public institutions of higher education as attested by the receipt and continuation of regional accreditation by the Middle States Association of Colleges and Secondary Schools, and which normally enroll 500 or more full-time undergraduate students and are eligible to receive State aid under the provisions of the Constitution of the United States and the Constitution of the State of New Jersey. "Eligible institution" does not include any educational institution dedicated primarily to the preparation or training of ministers, priests, rabbis or other professional persons in the field of religion.

"New Jersey student" means any person who is a graduate of a New Jersey secondary school or whose parents were domiciled in New Jersey at the beginning of the academic year and who is matriculated in an eligible institution on a full-time basis and so reported by the institution to the Department of Higher Education in the annual Higher Education General Information Survey (H.E.G.I.S.), but such terms do not mean or include any such person majoring in theology or divinity.

C. 18A:72B-4 Annual payments for New Jersey students receiving financial aid.

4. In order to encourage and assist eligible independent institutions in the recruitment and education of students, who are New Jersey residents and who have been determined as needing financial assistance, the Board of Higher Education, subject to the availability of appropriations, is authorized to contract with eligible institutions to provide educational services to such New Jersey undergraduate students and to pay to such eligible institutions a sum of $300.00 annually for each New Jersey student who was enrolled in the previous academic year and was a recipient of State financial aid, exclusive of loans, or of aid administered by such institution of $1,000.00 or more exclusive of loans.

C. 18A:72B-5 Annual payments for other New Jersey students; limitations.

5. The Board of Higher Education, subject to the availability of appropriations, is authorized to contract with eligible institutions to provide educational services to New Jersey students by payment of:

a. $600.00 for each additional New Jersey undergraduate student enrolled in excess of the total undergraduate student enrollment in the previous academic year, provided that such payments shall be available only for the year of the enrollment increase; and

b. $175.00 for each freshman and sophomore and $225.00 for each junior and senior New Jersey undergraduate student enrolled in the previous academic year; provided that 50% of all funds paid to an eligible institution pursuant to this entire section 5, or 75% of the funds provided pursuant to this subsection b., whichever is the greater, shall be employed by the institution to lower the effective costs of education to New Jersey students in a manner to be determined by the institution, subject to the approval of its governing board.

Each New Jersey student whose costs of education have been reduced by this section shall be notified by the institution as to the source of such assistance. No institution shall receive funds pur-

suant to this section unless such institution agrees to increase its acceptance for enrollment of New Jersey students to the extent feasible in light of economics, physical plant constraints, and the character or purpose of the institution, as determined by its governing board. However, if such institution in the opinion of its governing board and of the Board of Higher Education has or shall have attained optimum enrollment, it shall be eligible to receive funds pursuant to this section upon agreement to maintain such enrollment.

C. 18A:72B-6 Provision of specialized graduate and professional programs.

6. The Board of Higher Education is further authorized to contract with eligible institutions for the provision of specialized graduate and professional programs where to do so would employ special resources of the independent institutions and would reduce or eliminate the need for the State to create or expand such programs at public institutions to meet an existing demand.

C. 18A:72B-7 Provision of certain services.

7. The Board of Higher Education is authorized to provide eligible institutions with computer, library and other services which are available to public institutions of higher education by or through the board.

C. 18A:72B-8 Use of funds; limitations.

8. Funds paid to any institution pursuant to this act shall not be used for sectarian instruction, the construction or maintenance of sectarian facilities, or for any other sectarian purpose or activity.

C. 18A:72B-9 Maintenance of funds in separate account; annual audit; statement.

9. Funds received by an institution pursuant to this act shall be maintained in a separate account and shall not be commingled with other funds of the institution. Each institution shall cause an audit of such account and of enrollment figures to be made annually by a certified public accountant which audit shall indicate the manner in which such funds have been expended as the same relates to the enrollment requirements of this act. The certified financial statement shall be forwarded to the Board of Higher Education.

C. 18A:72B-10 Suspension of aid and recovery of funds.

10. In the event any institution shall expend such funds in violation of the provisions of this act, or rules or regulations of the board, the Board of Higher Education may suspend further aid to such institution and institute appropriate proceedings to recover any such funds theretofore misspent.

C. 18A:72B-11 Inapplicable provisions.

11. The provisions of N. J. S. 18A:62–2 shall not be applicable to this act.

C. 18A:72B-12 Administration of act; annual report.

12. The Board of Higher Education shall promulgate rules and adopt policies and make all determinations necessary for the proper administration and enforcement of the provisions of this act and shall report and make recommendations concerning the effectiveness of the various provisions of this act to the Governor and Legislature annually on the second Tuesday in January and at such other times as it deems necessary or desirable.

C. 18A:72B-13 Distribution of moneys.

13. Moneys appropriated for the purposes of this act shall be distributed in the following manner: The Board of Higher Education shall pay first its cost of administration, thereafter shall allocate among the programs authorized in sections 4, 5, 6 and 7 herein funds appropriated in any fiscal year to effect the purposes of this act; provided, however, that in the first fiscal year of operation under this act the Board of Higher Education, after paying its cost of administration, shall allocate not more than 22%, 65%, 10% and 3% of the remaining funds to programs authorized by sections 4, 5, 6 and 7 respectively of this act.

C. 18A:72B-14 Partial invalidity.

14. If any part of this act shall be held invalid, such holding shall not affect the validity of the remaining parts of this act. If a part of this act is invalid in one or more of its applications, the remaining parts of this act shall remain in effect in all valid applications that are severable from the invalid application.

15. From the amounts appropriated to the Department of Higher Education for the purposes of this act for the fiscal year ending June 30, 1973, an amount not to exceed $50,000.00 may be used for the cost of administering this act.

16. This act shall take effect July 1, 1972.

Approved June 19, 1972.

CHAPTER 68

AN ACT to amend and supplement "An act concerning municipalities, temporarily forbidding the award of any franchise or privilege by a municipality to any person for the purpose of operating or maintaining a community antenna television system, and supplementing Title 40 of the Revised Statutes," approved June 17, 1971 (P. L. 1971, c. 221), and declaring the intent of the the Legislature thereon.

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

C. 40:48-5.9 Declaration of policy.

1. The Legislature hereby finds, determines and declares:

a. That P. L. 1971, c. 221 was enacted for the purpose of providing an immediate and temporary cessation of the development of the community antenna television industry in this State, so that the Legislature might have time to deliberate upon the devise an adequate regulatory scheme for the industry;

b. That since the enactment of P. L. 1971, c. 221, a special commission created by the Legislature has completed its study and recommended legislation for the regulation of the community antenna television industry;

c. That pursuant to the commission's report there is now pending in the Legislature Senate Bill No. 840, enacting a proposed system of regulation and containing among its provisions a repeal of P. L. 1971, c. 221;

d. That Senate Bill No. 840, if enacted, will fulfill the purposes for which P. L. 1971, c. 221 was enacted, but that by its own terms it cannot now become effective prior to the expiration of P. L. 1971, c. 221 by the operation of its own terms, on June 17, 1971;

e. That it is desirable that the cessation of community antenna television industry development be continued past June 17, 1971 and until such time as Senate Bill No. 840 has either been enacted and taken effect or has been otherwise disposed of;

f. That during the period since the enactment of P. L. 1971, c. 221 certain situations have arisen in which the terms of that act have been construed to prevent certain municipal actions which would not be contrary to the development of a sound regulatory system

for cable television and which ought to be permitted in the public interest.

2. Section 3 of P. L. 1971, c. 221 (C. 40:48–5.7) is amended to read as follows:

C. 40:48-5.7 Grant of franchise prohibited; limitation.

3. Notwithstanding any other provisions of law, for a period of 18 months from the effective date of this act no municipality may give, grant or award to any person, upon any terms or conditions whatever, any franchise or privilege for the use of any street, alley or public place for the purpose of constructing, erecting, operating or maintaining any wires, poles, cables, conduits, conductors, fixtures or other facilities for the purpose of operating or maintaining a community antenna television system.

C. 40:48-5.10 Compliance with Federal regulations.

3. Nothing in the act to which this act is a supplement shall be construed to prevent any municipality from amending the terms of any permission heretofore granted to any person in relation to the construction, operation or maintenance of a community antenna television system, when such amendment is necessary for the purpose of permitting compliance with Federal regulations governing such systems.

C. 40:48-5.11 Interconnection of facilities.

4. Nothing in the act to which this act is a supplement shall be construed as preventing any municipality from granting any permission or authorization necessary for the purpose of interconnecting the facilities of any existing community antenna television systems operating pursuant to authorization granted prior to June 17, 1971.

5. This act shall take effect immediately.

Approved June 19, 1972.

CHAPTER 69

AN ACT to amend the compact of April 30, 1921 between the States of New Jersey and New York, which created The Port of New York Authority, to provide for The Port of New York Authority hereafter to be known and designated as The Port Authority of New York and New Jersey.

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

1. Article III of the compact with the State of New York, relating to The Port of New York Authority (R. S. 32:1–4), which was signed on April 30, 1921, pursuant to chapter 151 of the laws of 1921, is hereby amended to read as follows:

ARTICLE III

Port authority; creation; designation as Port Authority of New York and New Jersey.

There is hereby created "The Port of New York Authority" (for brevity hereinafter referred to as the "Port Authority"), which shall be a body corporate and politic, having the powers and jurisdiction hereinafter enumerated, and such other and additional powers as shall be conferred upon it by the Legislature of either State concurred in by the Legislature of the other, or by Act or Acts of Congress, as hereinafter provided. On and after July 1, 1972, the Port Authority shall be known and designated as "The Port Authority of New York and New Jersey."

C. 32:1-4.1 Meaning of certain references.

2. On and after July 1, 1972, reference in any law, contract or document to "The Port of New York Authority" shall be deemed to mean and refer to "The Port Authority of New York and New Jersey."

3. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York has already enacted such legislation, this act shall take effect immediately.

Approved June 20, 1972.

CHAPTER 70

AN ACT concerning automobile accident reparation, providing for compulsory automobile liability insurance coverage and personal injury protection coverage regardless of fault in certain cases.

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

C. 39:6A-1 Short title.

1. Short title. This act may be cited and known as the "New Jersey Automobile Reparation Reform Act."

C. 39:6A-2 Definitions.

2. Definitions. As used in this act:

a. "Automobile" means a private passenger automobile of a private passenger or station wagon type that is owned or hired under a long-term contract and is neither used as a public or livery conveyance for passengers nor rented to others without a driver; and a motor vehicle with a pick-up body, a delivery sedan or a panel truck owned by an individual or by husband and wife who are residents of the same household, not customarily used in the occupation, profession or business of the insured other than farming or ranching. An automobile owned by a farm or family copartnership or corporation which is principally garaged on a farm or ranch and otherwise meets the definitions contained in this section, shall be considered a private passenger automobile owned by two or more relatives resident in the same household.

b. "Essential services" means those services performed not for income which are ordinarily performed by an individual for the care and maintenance of such individual's family or family household.

c. "Income" means salary, wages, tips, commissions, fees and other earnings derived from work or employment.

d. "Income producer" means a person, who at the time of the accident causing personal injury or death, was in an occupational status, earning or producing income.

e. "Medical expenses" means expenses for medical treatment, surgical treatment, dental treatment, professional nursing services, hospital services, rehabilitation services, x-ray and other diagnostic services, prosthetic devices, ambulance services, medication and other reasonable and necessary expenses resulting from the treatment prescribed by persons licensed to practice medicine and surgery pursuant to R. S. 45:9–1 et seq., dentistry pursuant to R. S. 45:6–1 et seq., psychology pursuant to P. L. 1966, c. 282 (C. 45:14B–1 et seq.) or chiropractic pursuant to P. L. 1953, c. 233 (C. 45:9–41.1 et seq.) or any nonmedical remedial treatment rendered in accordance with a recognized religious method of healing.

f. "Hospital Expenses" means:

(1) the cost of a semiprivate room, based on rates customarily charged by the institution in which the recipient of benefits is confined;

(2) the cost of board, meals and dietary services;

(3) the cost of other hospital services, such as operating room; medicines, drugs, anaesthetics, treatments with X-ray, radium and other radioactive substances; laboratory tests, surgical dressings and supplies; and other medical care and treatment rendered by the hospital;

(4) the cost of treatment by a physiotherapist;

(5) the cost of medical supplies such as prescribed drugs and medicines; blood and blood plasma; artificial limbs and eyes; surgical dressings, casts, splints, trusses, braces, crutches, rental of wheelchair, hospital bed or iron lung; oxygen and rental of equipment for its administration.

g. "Named insured" means the person or persons identified as the insured in the policy.

h. "Pedestrian" means any person who is not an occupant of a motor vehicle as the term is defined in R. S. 39:1–1 and includes any person who is entering into or alighting from a motor vehicle.

C. 39:6A-3 Compulsory automobile insurance coverage; limits.

3. Compulsory automobile insurance coverage; limits. Every owner or registered owner of an automobile registered or principally garaged in this State shall maintain automobile liability insurance coverage, under provisions approved by the Commissioner of Insurance, insuring against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of the ownership, maintenance, operation or use of an automobile wherein such coverage shall be at least in:

a. an amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to, or death of, one person, in any one accident; and

b. an amount or limit, subject to such limit for any one person so injured or killed, of $30,000.00, exclusive of interest and costs, on account of injury to or death of, more than one person, in any one accident; and

c. an amount or limit of $5,000.00, exclusive of interest and costs, for damage to property in any one accident.

No licensed insurance carrier shall cancel or refuse to renew the required coverage stipulated by this act without the consent of the Commissioner of Insurance.

C. 39:6A-4 Personal injury protection coverage, regardless of fault.

4. Personal injury protection coverage, regardless of fault. Every automobile liability insurance policy insuring an auto-

mobile as defined in this act against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of ownership, operation, maintenance or use of an automobile shall provide additional coverage, as defined herein below, under provisions approved by the Commissioner of Insurance, for the payment of benefits without regard to negligence, liability or fault of any kind, to the named insured and members of his family residing in his household who sustained bodily injury as a result of an automobile accident, to other persons sustaining bodily injury while occupying the automobile of the named insured or while using such automobile with the permission of the named insured and to pedestrians, sustaining bodily injury caused by the named insured's automobile or struck by an object propelled by or from such automobile. "Additional coverage" means and includes:

a. Medical expense benefits. Payment of all reasonable medical expenses incurred as a result of personal injury sustained in an automobile accident.

b. Income continuation benefits. The payment of the loss of income of an income producer as a result of bodily injury disability, subject to a maximum weekly payment of $100.00, per week. Such sums shall be payable during the life of the injured person and shall be subject to an amount or limit of $5,200.00, on account of injury to any one person, in any one accident.

c. Essential services benefits. Payment of essential services benefits to an injured person other than an income producer shall be made in reimbursement of necessary and reasonable expenses incurred for such substitute essential services ordinarily performed by the injured person for the injured person, his family and members of the family residing in the household, subject to an amount or limit of $12.00 per day. Such benefits shall be payable during the life of the injured person and shall be subject to an amount or limit of $4,380.00, on account of injury to any one person in any one accident.

d. Survivor benefits. In the event of the death of an income producer or one performing essential services as a result of injuries sustained in an automobile accident, the benefits that would have been paid to the injured person but for his death under section 4 a, b, and c, shall be paid to the surviving spouse dependent upon the deceased for such income or essential services, or in the event there is no dependent surviving spouse, then to the surviving

children dependent upon the deceased for such income or essential services.

e. Funeral expenses benefits. Payment of all reasonable funeral, burial and cremation expenses, subject to a maximum benefit of $1,000.00, on account of the death to any one person in any one accident.

C. 39:6A-5 Payment of personal injury protection coverage benefits.

5. Payment of personal injury protection coverage benefits.

a. An insurer may require written notice to be given as soon as practicable after an accident involving an automobile with respect to which the policy affords personal injury protection coverage benefits required by this act.

b. Personal injury protection coverage benefits shall be overdue if not paid within 30 days after the insurer is furnished written notice of the fact of a covered loss and of the amount of same. If such written notice is not furnished to the insurer as to the entire claim, any partial amount supported by written notice is overdue if not paid within 30 days after such written notice is furnished to the insurer. Any part or all of the remainder of the claim that is subsequently supported by written notice is overdue if not paid within 30 days after such written notice is furnished to the insurer; provided, however, that any payment shall not be deemed overdue where the insurer has reasonable proof to establish that the insurer is not responsible for the payment, notwithstanding that written notice has been furnished to the insurer. For the purpose of calculating the extent to which any benefits are overdue, payment shall be treated as being made on the date a draft or other valid instrument which is equivalent to payment was placed in the United States mail in a properly addressed, postpaid envelope, or, if not so posted, on the date of delivery.

c. All overdue payments shall bear simple interest at the rate of 10% per annum.

C. 39:6A-6 Collateral source.

6. Collateral source. The benefits provided in section 4 a, b, c, d, and e, shall be payable as loss accrues, upon written notice of such loss and without regard to collateral sources, except that benefits collectible under workmen's compensation insurance, employees temporary disability benefit statutes and medicare provided under Federal law, shall be deducted from the benefits collectible under section 4 a, b, c, d, and e.

C. 39:6A-7 Exclusions.

7. Exclusions. Insurers may exclude a person from benefits under section 4a, b, c, d, and e where such person's conduct contributed to his personal injuries or death occurred in any of the following ways:

a. while committing a high misdemeanor or felony or seeking to avoid unlawful apprehension or arrest by a police officer; or

b. while acting with specific intent of causing injury or damage to himself or others.

C. 39:6A-8 Tort exemption; limitation on the right to damages.

8. Tort exemption; limitation on the right to damages. Every owner, registrant, operator or occupant of an automobile to which section 4, personal injury protection coverage, regardless of fault, applies, and every person or organization legally responsible for his acts or omissions, is hereby exempted from tort liability for damages to any person who has a right to receive benefits under section 4 of this act as a result of bodily injury, arising out of the ownership, operation, maintenance or use of such automobile in this State, if the bodily injury, is confined solely to the soft tissue of the body and the medical expenses incurred or to be incurred by such injured person for the reasonable and necessary treatment of such bodily injury, is less than $200.00, exclusive of hospital expenses, X-rays and other diagnostic medical expenses. There shall be no exemption from tort liability if the injured party has sustained death, permanent disability, permanent significant disfigurement, permanent loss of any bodily function or loss of a body member in whole or in part, regardless of the right of any person to receive benefits under section 4 of this act. Bodily injury confined solely to the soft tissue, for the purpose of this section means, injury in the form of sprains, strains, contusions, lacerations, bruises, hematomas, cuts, abrasions, scrapes, scratches, and tears confined to the muscles, tendons, ligaments, cartilages, nerves, fibers, veins, arteries and skin of the human body.

C. 39:6A-9 Subrogation.

9. Subrogation. Any insurer paying benefits in accordance with the provisions of section 4, personal injury protection coverage, regardless of fault, shall be subrogated to the rights of any party to whom it makes such payments, to the extent of such payments. Such subrogated insurer may only by inter-company arbitration or by inter-company agreement exercise its subrogation rights against only the insurer of any person liable for such damages in tort. The exemption from tort liability provided in section 8 does not apply

to the insurers' subrogation rights. On and after 2 years from the effective date of this act the provisions of this section shall be inoperative.

C. 39:6A-10 Additional personal injury protection coverage.

10. Additional personal injury protection coverage. Insurers shall make available to the named insured covered under section 4, suitable additional first-party coverage for income continuation benefits, essential services benefits, survivor benefits and funeral expense benefits. Income continuation in excess of that provided for in section 4 must be provided as an option by insurers to persons for disabilities, as long as the disability persists, but not beyond age 65, up to an income level of $35,000.00 per year, with the excess between $5,200.00 and the amount of coverage contracted for to be written on the basis of 75% of said difference. The Commissioner of Insurance is hereby authorized and empowered to establish, by rule or regulations, the amounts and terms of income continuation insurance to be provided pursuant to this section.

C. 39:6A-11 Contribution among insurers.

11. Contribution among insurers. If two or more insurers are liable to pay benefits under sections 4 and 10 of this act for the same bodily injury, or death, of any one person, the maximum amount payable shall be as specified in sections 4 and 10 if additional first party coverage applies and any insurer paying the benefits shall be entitled to recover from each of the other insurers, only by inter-company arbitration or inter-company agreement, an equitable pro-rata share of the benefits paid.

C. 39:6A-12 Inadmissibility of evidence of losses collectible under personal injury protection coverage.

12. Inadmissibility of evidence of losses collectible under personal injury protection coverage. Evidence of the amounts collectible or paid pursuant to sections 4 and 10 of this act to an injured person is inadmissible in a civil action for recovery of damages for bodily injury by such injured person.

C. 39:6A-13 Discovery of facts as to personal injury protection coverage.

13. Discovery of facts as to personal injury protection coverage. The following apply to personal injury protection coverage benefits:

a. Every employer shall, if a request is made by an insurer or the Unsatisfied Claim and Judgment Fund providing personal injury protection benefits under this act against whom a claim has been made, furnish forthwith, in a form approved by the Commissioner of Insurance, a signed statement of the lost earnings since the date

of the bodily injury and for a reasonable period before the injury, of the person upon whose injury the claim is based.

b. Every physician, hospital, clinic or other medical institution providing, before and after the bodily injury upon which a claim for personal injury protection benefits is based, any products, services or accommodations in relation to such bodily injury or any other injury, or in relation to a condition claimed to be connected with such bodily injury or any other injury, shall, if requested to do so by the insurer or the Unsatisfied Claim and Judgment Fund against whom the claim has been made, furnish forthwith a written report of the history, condition, treatment, dates and costs of such treatment of the injured person, and produce forthwith and permit the inspection and copying of his or its records regarding such history, condition, treatment dates and costs of treatment. The person requesting such records shall pay all reasonable costs connected therewith.

c. The injured person shall be furnished upon demand a copy of all information obtained by the insurer or the Unsatisfied Claim and Judgment Fund under the provisions of this section, and shall pay a reasonable charge, if required by the insurer and the Unsatisfied Claim and Judgment Fund.

d. Whenever the mental or physical condition of an injured person covered by personal injury protection is material to any claim that has been or may be made for past or future personal injury protection benefits, such person shall, upon request of an insurer or the Unsatisfied Claim and Judgment Fund submit to mental or physical examination by a physician or physicians. The costs of any examinations requested by an insurer or the Unsatisfied Claim and Judgment Fund shall be borne entirely by whoever makes such request. Such examination shall be conducted within the municipality of residence of the injured person. If there is no qualified physician to conduct the examination within the municipality of residence of the injured person, then such examination shall be conducted in an area of the closest proximity to the injured person's residence. Personal protection insurers are authorized to include reasonable provisions in personal injury protection coverage policies for mental and physical examinations of those claiming personal injury protection coverage benefits.

e. If requested by the person examined, a party causing an examination to be made, shall deliver to him a copy of every written report concerning the examination rendered by an examining physician, at least one of which reports must set out his findings

and conclusions in detail. After such request and delivery, the party causing the examination to be made is entitled upon request to receive from the person examined every written report available to him, or his representative, concerning any examination, previously or thereafter made of the same mental or physical condition.

f. The injured person, upon reasonable request by the insurer or the Unsatisfied Claim and Judgment Fund shall sign all forms, authorizations, releases for information, approved by the Commissioner of Insurance, which may be necessary to the discovery of the above facts, in order to reasonably prove the injured person's losses.

g. In the event of any dispute regarding an insurer's or the Unsatisfied Claim and Judgment Fund's or an injured person's right as to the discovery of facts about the injured person's earnings or about his history, condition, treatment, dates and costs of such treatment, or the submission of such injured person to a mental or physical examination, the insurer, Unsatisfied Claim and Judgment Fund or the injured person may petition a court of competent jurisdiction for an order resolving the dispute and protecting the rights of all parties. The order may be entered on motion for good cause shown giving notice to all persons having an interest therein. Such court may protect against annoyance, embarrassment or oppression and may as justice requires, enter an order compelling or refusing discovery, or specifying conditions of such discovery; the court may further order the payment of costs and expenses of the proceeding, as justice requires.

C. 39:6A-14 Compulsory uninsured motorist protection.

14. Compulsory uninsured motorist protection. Every owner or registrant of an automobile registered or principally garaged in this State shall maintain uninsured motorist coverage as provided in P. L. 1968, c. 385 (C. 17:28–1.1).

C. 39:6A-15 Penalties for false and fraudulent representation and for failure to maintain insurance coverage.

15. Penalties for false and fradulent representation and for failure to maintain insurance coverage.

a. In any claim or action arising under section 4 of this act wherein any person, obtains or attempts to obtain from any other person, insurance company or Unsatisfied Claim and Judgment Fund any money or other thing of value by (1) falsely or fraudulently representing that such person is entitled to benefits under section 4 or, (2) falsely and fraudulently making statements or presenting documentation in order to obtain or attempt to obtain bene-

fits under section 4 or, (3) cooperates, conspires or otherwise acts in concert with any person seeking to falsely or fraudulently obtain, or attempt to obtain, benefits under section 4 may upon conviction be fined not more than $5,000.00, or imprisoned for not more than 3 years or both, or in the event the sum so obtained or attempted to be obtained is not more than $500.00, may upon conviction, be fined not more than $500.00, or imprisoned for not more than 6 months or both, as a disorderly person.

b. Any owner, operator or registrant of an automobile registered or principally garaged in this State who operates or causes to be operated an automobile upon any public road or highway in this State knowingly without automobile insurance coverage, extending coverage to such automobile as provided in sections 3 and 4 of this act, may upon conviction be fined not more than $500.00, or imprisoned for not more than 6 months or both, as a disorderly person, and shall forthwith forfeit his right to operate a motor vehicle over the roads and highways of this State for a period of 1 year from the date of such conviction, and after the expiration of said period he may make application to the Director of the Division of Motor Vehicles for a license to operate a motor vehicle which application may be granted at the discretion of the director. For a subsequent violation the automobile in question may be subject to confiscation and may be seized by the Director of the Division of Motor Vehicles or his agents or employees or by any peace officer of the State when directed by the director, his agents or employees to do so, without a warrant. The director shall immediately thereafter institute a proceeding for the confiscation thereof in the County Court, county district court or the municipal court within the jurisdiction in which the seizure is made. The court may proceed in summary manner and may direct confiscation to the director; provided, however, that any person claiming to be the holder of a mortgage, conditional sales contract, or other security interest in any such automobile, the disposition of which is provided for above, may present his petition so alleging and be heard, and in the event it appears to the court that the automobile in question was being operated in violation of sections 3 and 4 of this act without the knowledge of the claimant and if such claimant acquired his security interest in good faith, the court shall either waive forfeiture in favor of such claimant and order the automobile returned or delivered to such, or if it is found that the value thereof exceeds the amount of the claim, the court shall order payment of the amount of the claim out of the proceeds of the sale.

c. The Director of the Division of Motor Vehicles shall have the authority to suspend a license and registration at any time the registrant cannot furnish proof the vehicle is insured.

C. 39:6A-16 Construction and severability.

16. Construction and severability. This act shall be liberally construed so as to effect the purpose thereof. The provisions of this act shall be severable and if any phrase, clause, sentence or provision of this act is declared to be contrary to the Constitution of this State or of the United States or the applicability thereof to any person, government, agency or circumstance is held invalid, the validity of the remainder of this act and the applicability thereof to any person, government, agency or circumstance shall not be affected thereby.

C. 39:6A-17 General repeal of inconsistent statutory provisions.

17. General repeal of inconsistent statutory provisions. All laws or parts of laws which are inconsistent with the provisions of this act are repealed and superseded to the extent of such inconsistency.

C. 39:6A-18 Reduction of bodily injury insurance rates.

18. Bodily injury insurance rates in effect on July 1, 1972 shall be reduced by at least 15% and shall become effective upon the effective date of this act.

19. Effective date. This act shall take effect immediately and the required compulsory insurance, personal injury protection coverage benefits, and tort exemption provisions shall be mandatory on and after January 1, 1973.

Approved June 20, 1972.

CHAPTER 71

A SUPPLEMENT to "An act concerning the Department of Transportation and adding a route to the State highway system," approved February 8, 1971 (P. L. 1971, c. 23).

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

1. At such time as that portion of Cape May County Road No. 585, as described in the act of which this act is a supplement, is taken into the State highway system as provided in said act, those

employees of the county of Cape May employed as operators of the drawbridge over Grassy Sound constituting part of said portion of Cape May County Road No. 585 shall continue in their respective employments and are hereby transferred and appointed to, and shall become employees of, the Department of Transportation. Permanent employees in the classified service of Cape May county employed as stated above shall continue to hold their respective employment as permanent employees in the classified service of the State.

Nothing herein shall be construed to deprive any person of any tenure rights, salary rights, or of any right or protection provided him by Title 11, Civil Service, of the Revised Statutes, or under any pension law or retirement system.

2. This act shall take effect immediately.

Approved June 22, 1972.

CHAPTER 72

A SUPPLEMENT to "An act relating to public buildings and making appropriations for construction, reconstruction, development, extension, improvement and equipment of public buildings, all for health and welfare purposes," approved February 13, 1969 (P. L. 1969, c. 4).

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

1. There is hereby appropriated to the Department of Institutions and Agencies, from the Public Buildings Construction Fund the sum of $5,109,731.05 or so much thereof as may be necessary, for construction, reconstruction, development, extension, improvement and equipment of public buildings, on the following projects, which are hereby approved, for the purposes and in the amounts indicated:

Adult Diagnostic Treatment Center, Rahway	$4,566,222.00
For use in connection with any of the purposes listed in the act hereby supplemented (P. L. 1969, c. 4)	$543,509.05

2. This act shall take effect immediately.

Approved June 22, 1972.

CHAPTER 73

AN ACT making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof.

ANTICIPATED RESOURCES FOR FISCAL YEAR 1972–73

Surplus

Estimated balance, July 1, 1972	$117,480,844

Major Tax and Fee Revenues

Transfer inheritance tax	$69,500,000
Miscellaneous corporation tax—domestic and foreign	139,000,000
Domestic life insurance corporation tax	1,700,000
Foreign insurance corporation tax	40,300,000
Alcoholic beverage tax	48,000,000
Cigarette tax	130,000,000
Parimutuel tax	36,000,000
Motor fuels tax	232,500,000
Motor vehicle fees, et cetera	147,000,000
Motor carriers road tax	4,500,000
Motor vehicle security-responsibility law administration	1,846,396
Public utility surtax	28,000,000
Sales tax	620,000,000
Emergency transportation tax	24,100,000
Financial business tax (State share)	2,000,000
Bank stock tax (State share)	8,400,000
Transportation benefits tax	6,000,000
New revenue program	145,100,000
Total, Major Tax and Fee Revenues	$1,683,946,396

Other Tax, License, Fee and Departmental Revenues

Department of Law and Public Safety:	
Bureau of Securities—license fees	$460,000
Beverage licenses	1,928,863

Amusement games control fees	$108,830
Professional examining boards fees	1,295,597
Beauty Culture Control licenses	350,000
Division of State Police—miscellaneous receipts	98,500
Division of Motor Vehicles—miscellaneous receipts	1,000
Division of Consumer Affairs	75,625
Bus excise tax	309,881
Department of the Treasury:	
Investment earnings	10,000,000
Interest on deposits	1,000,000
Escheats, personal property (14-year law)	200,000
Outdoor advertising permits and fees	260,000
Public utility tax administration	85,000
Pensions and social security administration	2,754,500
Pension contributions from special fund sources	5,500,000
Public employers contribution reimbursement	2,200,000
Social security contributions from special fund sources	2,100,000
Rutgers, The State University—employer contributions reimbursement	1,000,000
Federal aid: Unemployment Benefits Section—Treasury Department	114,465
Health benefits contributions from special fund sources	750,000
Rent of State building space	600,000
Railroad taxes—franchise	50,000
Division of Taxation—fees	484,000
Division of Tax Appeals—fees	70,000
Department of State:	
General revenue—fees	3,812,200
Uniform commercial codes—fees	596,800
Commissions	191,000
Office of Athletic Commissioner	30,000
Legalized Games of Chance Control Commission	305,000
Department of Banking:	
Examining and other fees	1,913,825
Department of Insurance:	
Examining and other fees	2,307,000
Real Estate Commission	874,650

Department of Agriculture:	
General fees	$95,000
Milk Control licenses and fees	250,500
Fertilizer inspection and other fees	140,000
Department of Defense:	
Armory rentals	40,000
Federal aid: general	90,000
Federal aid: Civil Defense	349,000
Department of Public Utilities:	
General revenue—fees	2,407,470
Department of Health:	
General fees	516,545
Rabies Control licenses	270,850
Board of Barber Examiners—licenses and fees	147,000
Department of Labor and Industry:	
General revenues, licenses, fees, et cetera	2,583,000
Second Injury Workmen's Compensation insurance tax	185,310
Federal aid: Vocational rehabilitation	11,989,912
Department of Environmental Protection:	
Air Pollution Control	450,000
Water Pollution Control fees	10,650
Bureau of Radiation Protection	258,500
State Sewerage Facilities Fund	1,400,000
Hunters' and Anglers' licenses	2,394,829
Federal aid: Public Hunting and Fishing Grounds	350,000
Division of Parks, Forestry and Recreation:	
Bureau of Parks	1,545,000
Bureau of Forestry	14,700
Federal aid: forest nursery, farm forestry, forest fires and pest control	310,000
Bureau of Navigation—Motor Boat Numbering Act	658,730
Bureau of Navigation—other fees	391,489
Federal aid: air pollution	1,807,000
Federal aid: water pollution	312,000
Pilot Commissioners' receipts	40,400
Excess water diversion fees	276,000
Well drillers' licenses and permits	23,100

Delaware and Raritan Canal—rentals and sales	$585,600
Round Valley—Spruce Run—sale of water	563,414
Shell Fisheries—licenses and fees	90,000
Morris Canal fund receipts	60,000
Department of Education:	
Teacher education certifications	780,000
High school equivalency	90,000
Academic certificate fees	27,000
Marie H. Katzenbach School for the Deaf—board and fees	13,400
State Board of Examiners—fees	250,000
Miscellaneous licensing fees	27,000
Federal aid: Smith-Hughes, George-Barden funds	400,000
Department of Higher Education:	
State Colleges—	
Glassboro:	
Tuition—regular	4,373,725
Miscellaneous	30,000
Auxiliary services income	1,035,240
Summer program tuition and fees	419,500
Other student fees	216,420
Jersey City:	
Tuition—regular	3,833,719
Miscellaneous	12,000
Auxiliary services income	128,000
Summer program tuition and fees	362,302
Other student fees	154,124
Newark:	
Tuition—regular	4,648,097
Miscellaneous	27,000
Auxiliary services income	200,000
Summer program tuition and fees	660,350
Other student fees	284,544
William Paterson:	
Tuition—regular	3,960,788
Miscellaneous	18,000
Auxiliary services income	309,088
Summer program tuition and fees	398,132
Other student fees	165,928

Montclair:	
Tuition—regular	$5,860,168
Miscellaneous	22,000
Auxiliary services income	1,473,478
Summer program tuition and fees	525,320
Home Economics program (Federal)	15,000
Other student fees	252,864
Trenton:	
Tuition—regular	4,607,541
Miscellaneous	17,500
Auxiliary services income	2,435,980
Summer program tuition and fees	581,750
Other student fees	273,752
Ramapo:	
Tuition—regular	1,071,552
Miscellaneous	500
Auxiliary services income	354,000
Summer program tuition and fees	49,000
Other student fees	37,752
Richard Stockton:	
Tuition—regular	910,400
Miscellaneous	2,000
Auxiliary services income	731,885
Summer program tuition and fees	61,000
Other student fees	40,000
School of Conservation—tuition and fees	228,204
Agricultural Experiment Station—fees	35,000
Department of Transportation:	
Division of Aeronautics fees	85,000
Miscellaneous receipts	275,000
Department of Institutions and Agencies:	
Board of patients and other income	53,600,000
Community Mental Health Center—patient income	168,000
Adoption law fees	210,000
Division of Mental Retardation	745,000
Federal aid: soldiers' homes	825,000
Federal aid: Bureau of Children's Services:	
Child welfare services	1,215,564
In lieu of ADC	9,845,250

Federal aid: administration of Division of Public Welfare and central office	$3,245,000
Federal aid: administration of blind	2,405,000
Federal aid: mental health services	105,341
Federal aid: medical assistance—administration	5,609,006
Department of Community Affairs:	
Division of Housing and Urban Renewal—fees	2,159,000
Division of Local Finance—fees	98,150
Bureau of Recreation	400
Delaware River Joint Toll Bridge Commission:	
Pennsylvania's share	388,154
Rentals and miscellaneous income	1,552
Judiciary:	
Court fees	6,269,000
Unclassified:	
Miscellaneous revenues	550,000
Total, Other Tax, License, Fee and Departmental Revenues	$202,643,155

Interfund Transfers

State Lottery Fund	$58,000,000
State Lottery Fund—Administration	3,070,707
State Higher Education Buildings Construction Fund, P. L. 1971, c. 164	500,000
Public Buildings Construction Fund	500,000
State Recreation and Conservation Land Acquisition Fund, C. 13:8A–19 et seq.	500,000
Water Conservation Fund	250,000
State Transportation Fund	1,000,000
Housing Assistance Fund	50,000
Unclaimed Bank Deposits Escheat Fund	75,000
Unclaimed Life Insurance Escheat Fund	90,000
Unclaimed Personal Property Trust Fund	300,000
School Fund income	1,654,800
1837 Surplus Revenue Fund income	35,000
State 1964 Institution Construction Fund	37,500
Outstanding checks account	15,000

Motor Vehicle Security-Responsibility Fund	$50,000
Unsatisfied Claim and Judgment Fund	1,040,618
State Water Development Fund	15,000
State Disability Benefits Fund	4,006,090
Interest on deposits (trust funds)	130,250
Unemployment Compensation Auxiliary Fund	400,000
Total Interfund Transfers	$71,719,965
Total Resources	$2,075,790,360
Less: Revenues from Transportation Benefits Tax Act reserved for benefit of Pennsylvania commuters	*9,000,000*
Net Resources	$2,066,790,360

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 out of the General State Fund, or such other sources of funds specifically indicated or as may be applicable, for the respective public officers and spending agencies and for the several purposes herein specified for the fiscal year ending on June 30, 1973. The appropriations herein made shall be available during said fiscal year and for a period of 1 month thereafter for expenditures applicable to said fiscal year. Unless otherwise provided, at the expiration of said 1 month period, all unexpended balances shall lapse into the State Treasury or to the credit of dedicated or non-State funds as applicable, except those balances held by contracts on file as of June 30, 1973 with the Director of the Division of Budget and Accounting or held by encumbrance requests covering requisitions on file as of June 30, 1973 with the Director of the Division of Budget and Accounting, provided that contracts covering such requisitions are filed with the Director by September 30, 1973. 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 act of the previous year or years.

LEGISLATURE

001-100. *Senate*

Salaries		$998,334
Senators (40)	($403,334)	
Members' staff services	(270,000)	
Officers and employees	(325,000)	
Materials and Supplies		157,600
Services Other Than Personal		384,000
Maintenance of Property:		
Recurring		8,500
Extraordinary:		
Compensation awards		3,120
Additions and Improvements		5,000
Sub-Total Appropriation		$1,556,554

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

002-100. *General Assembly*

Salaries		$1,573,334
Assemblymen (80)	($803,334)	
Members' staff services	(540,000)	
Officers and employees	(230,000)	
Materials and Supplies		235,670
Services Other Than Personal		514,500
Maintenance of Property:		
Recurring		9,700
Additions and Improvements		20,000
Sub-Total Appropriation		$2,353,204

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Legislature $3,909,758

003-100. Legislative Services Agency

Salaries		$827,860
Officers and employees	($759,202)	
New positions	(68,658)	
Materials and Supplies		41,300
Services Other Than Personal		58,200
Maintenance of Property:		
Recurring		4,000
Non-Recurring and Replacements		1,000
Extraordinary:		
Computer statutory research		23,550
Additions and Improvements		10,000
Total Appropriation, Legislative Services Agency		$965,910

The unexpended balance, not to exceed $100,000, as of June 30, 1972 in this account is hereby appropriated.

Office of Fiscal Affairs

004-101. *Administration*

Salaries		$71,111
New Positions	($71,111)	
Materials and Supplies		2,300
Services Other Than Personal		1,900
Maintenance of Property:		
Recurring		300
Non-Recurring		2,500
Extraordinary:		
Special Professional Services		50,000
Sub-Total Appropriation		$128,111

004-102. *Division of State Auditing*

(State Auditor)

Salaries		$838,213
State Auditor	($20,250)	
Officers and employees	(722,505)	
New Positions	(95,458)	
Materials and Supplies		3,575
Services Other Than Personal		44,100
Maintenance of Property:		
Recurring		2,300
Non-Recurring and Replacements		1,000
Extraordinary:		
Special professional services		50,000
Additions and Improvements		2,289
Sub-Total Appropriation		$941,477

004-103. *Division of Budget Review and Program Analysis*

(Legislative Budget and Finance Director)

Salaries		$298,935
Officers and employees	($130,417)	
New Positions	(168,518)	
Materials and Supplies		5,250
Services Other Than Personal		8,000
Maintenance of Property:		
Recurring		750
Additions and Improvements		2,000
Sub-Total Appropriation		$314,935

004-104. *Division of Operational Services*

Salaries		$75,692
Positions transferred from another Division	($75,692)	
Services Other Than Personal		11,480

Extraordinary:	
Special Professional Services	$25,000
Additions and Improvements	1,173
Sub-Total Appropriation	$113,345
Total Appropriation, Office of Fiscal Affairs	$1,497,868

MISCELLANEOUS LEGISLATIVE COMMISSIONS

010-100. *Intergovernmental Relations Commission*

Salaries	$600
Officers and employees ($600)	
Materials and Supplies	180
Services Other Than Personal	7,730
Extraordinary:	
Commitments to Interstate Agencies:	
The Council of State Governments	48,550
Atlantic States Marine Fisheries Commission	3,300
National Conference of Commissioners on Uniform State Laws	4,300
Education Commission of the States	16,500
National Governors Conference	11,500
Advisory Commission on Intergovernmental Relations	1,000
National Society of State Legislators	2,500
Total Appropriation	$96,160

013-100. *Commission to Study Autonomous Authorities*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

014-100. *Criminal Law Revision Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

015-100. *Off-Track Betting Study Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

017-100. *Property Tax Distribution Study Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

018-100. *State Commission of Investigation*

Extraordinary:
Expenses of the Commission $250,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

019-100. *Commission on Open Space Policy*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

023-100. *Corporation Law Revision Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

028-100. *Uniform Consumer Credit Code Study Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

031-100. *Family Court Study Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

032-100. *Election Law Revision Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

033-100. *Permanent Commission on State School Support*

Extraordinary:
Expenses of the Commission $32,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

039-100. *County and Municipal Government Study Commission*

Extraordinary:	
Expenses of the Commission	$100,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

047-100. *Rules of Court Review Commission*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Miscellaneous Legislative Commissions	$478,160

080-100. CHIEF EXECUTIVE'S OFFICE

Salaries		$463,882
Governor	($50,000)	
Secretary to the Governor	(25,000)	
Officers and employees	(388,882)	
Materials and Supplies		21,000
Services Other Than Personal		55,500
Maintenance of Property:		
Recurring		1,500
Non-Recurring and Replacements		2,000
Extraordinary:		
For expenditure by the Governor of funds not otherwise appropriated, including official reception on behalf of the State, incidental expenses, and operation of an official residence		35,000
Governor's Annual Art Purchase Award		5,000
State share to match Federal planning grants under the Federal Omnibus Crime Control and Safe Streets Act		100,000
Total Appropriation, Chief Executive's Office		$683,882

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

DEPARTMENT OF LAW AND PUBLIC SAFETY

100-100. *Office of the Attorney General*

Salaries		$220,334
Attorney General	($40,000)	
Officers and employees	(180,334)	
Materials and Supplies		280
Services Other Than Personal		15,295
Maintenance of Property:		
Recurring		130
Extraordinary:		
Compensation awards		2,340
Executive Commission on Ethical Standards, pursuant to C. 52:13D–12 et seq.		25,000
Total Appropriation, Office of the Attorney General		$263,379

The unexpended balance as of June 30, 1972 in the account Study of Governmental Immunity Laws, pursuant to C. 52:17B–4.1 et seq. is hereby appropriated.

100-400. *Veterans' Loan Authority*

There are hereby appropriated out of the Veterans' Guaranteed Loan Fund, established pursuant to C. 38:23B–1, such sums as may be necessary to pay for the administration thereof.

103-100. *Division of Systems and Communications*

Salaries		$1,298,738
Officers and employees	($1,248,194)	
New positions	(50,544)	
Materials and Supplies		17,825
Services Other Than Personal		673,643
Maintenance of Property:		
Recurring		100,500

Extraordinary:	
State share for continuing design and development of Statewide law enforcement information network system	$546,666
Additions and Improvements	3,000
Total Appropriation, Division of Systems and Communications	$2,640,372

The unexpended balance as of June 30, 1972 in the account State share for continuing design and development of Statewide law enforcement information network system is hereby appropriated.

The funds appropriated for State share for continuing design and development of Statewide law enforcement information network system shall be expended in proportion to Federal funds received or receivable under the Federal Omnibus Crime Control and Safe Streets Act.

105-100. *Division of Criminal Justice*

Salaries	$1,586,358
Officers and employees ($1,363,503)	
New positions (222,855)	
Materials and Supplies	78,760
Services Other Than Personal	174,639
Maintenance of Property:	
Recurring	5,300
Non-Recurring and Replacements	4,750
Extraordinary:	
Organized Crime Resource Pool—State share	7,366
Scholarships, pursuant to C. 52:17B–71.2 et seq.	50,000
To reimburse Burlington County for State Grand Jury proceedings held in Burlington County Courts	27,685*
Additions and Improvements	46,614
Total Appropriation, Division of Criminal Justice	$1,981,472*

The unexpended balances as of June 30, 1972 in the accounts Scholarships, pursuant to C. 52:17B–71.2 et seq. and Local Police Agencies Assistance, P. L. 1968, c. 306, are hereby appropriated for the same purposes.

The unexpended balance as of June 30, 1972 in the revolving fund established under the New Jersey Anti-Trust Act, C. 56:9–1 et seq., is hereby appropriated.

110-100. *Division of Law*

Salaries	$2,104,584
Officers and employees ($2,104,584)	
Materials and Supplies	61,400
Services Other Than Personal	141,488
Maintenance of Property:	
Recurring	2,500
Non-Recurring and Replacements	1,458
Extraordinary:	
Compensation awards	2,000
Total Appropriation, Division of Law	$2,313,430

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 unexpended balance, not to exceed $50,000 as of June 30, 1972 in the revolving fund established to provide for expenses in operating C. 48:2–31.1 et seq., together with all receipts, is hereby appropriated for use during 1972-73.

115-100. *Division on Civil Rights*

Salaries	$826,156
Officers and employees ($826,156)	
Materials and Supplies	24,500
Services Other Than Personal	138,725

Maintenance of Property:	
Recurring	$2,500
Non-Recurring and Replacements	1,500
Additions and Improvements	2,000
Total Appropriation, Division on Civil Rights	$995,381

120-100. *Division of State Police*

Salaries	$21,811,629
Officers and employees ($18,261,537)	
Cash in lieu of maintenance (3,550,092)	
Material and Supplies	1,388,855
Services Other Than Personal	1,177,866
Maintenance of Property:	
Recurring	221,500
Non-Recurring and Replacements	1,012,500
Extraordinary:	
Compensation awards	88,000
Statewide organized crime intelligence	66,000
Project alert	10,000
Statewide organized crime investigatory-prosecutorial project	115,058
Special Services Bureau	40,000
Crime laboratory services	160,000
Statewide organized crime training	19,000
Statewide narcotics and dangerous drugs	60,000
Additions and Improvements	398,200
Total Appropriation, Division of State Police	$26,568,608

In addition to the amounts hereinabove specifically appropriated to the Division of State Police, there are appropriated to the respective State departments and agencies such sums as may be received or receivable from any instrumentality or public authority for direct and indirect costs of all State Police services furnished thereto, except as to such costs for which funds have been included in appropriations otherwise made to the respective State

departments and agencies as the Director of the Division of Budget and Accounting shall determine; provided, however, that payments from such instrumentalities or authorities for employer contributions to the State Police Retirement System shall not be appropriated and shall be paid into the General State Fund.

130-100. *Division of Alcoholic Beverage Control*

Salaries	$1,446,200
Officers and employees ($1,446,200)	
Materials and Supplies	20,065
Services Other Than Personal	161,031
Maintenance of Property:	
Recurring	4,150
Non-Recurring and Replacements	4,700
Extraordinary:	
Compensation awards	2,500
Additions and Improvements	1,580
Total Appropriation, Division of Alcoholic Beverage Control	$1,640,226

Division of Motor Vehicles

140-101. *Office of the Director*

Salaries	$166,646
Officers and employees ($166,646)	
Materials and Supplies	1,350
Services Other Than Personal	23,379
Maintenance of Property:	
Recurring	350
Sub-Total Appropriation	$191,725

The unexpended balance as of June 30, 1972 in the Extraordinary category, which represents the State share of the cost of highway safety projects, is hereby appropriated.

140-102. *Safety and Driver Improvement*

Salaries	$975,643
Officers and employees ($945,471)	
Positions transferred from other Bureaus (30,172)	
Materials and Supplies	27,000
Services Other Than Personal	66,449
Maintenance of Property:	
Recurring	1,300
Non-Recurring and Replacements	3,500
Extraordinary:	
Traffic safety education	20,000
Sub-Total Appropriation	$1,093,892

140-103. *Bureau of Enforcement*

Salaries	$2,492,365
Officers and employees ($2,492,365)	
Material and Supplies	58,950
Services Other Than Personal	250,567
Maintenance of Property:	
Recurring	1,700
Non-Recurring and Replacements	6,594
Extraordinary:	
Compensation awards	5,000
Additions and Improvements	9,085
Sub-Total Appropriation	$2,824,261

140-104. *Bureau of Vehicle Inspection*

Salaries	$6,391,642
Officers and employees ($5,716,642)	
Motor Vehicle Examiners' overtime (675,000)	
Materials and Supplies	294,600
Services Other Than Personal	174,117

Maintenance of Property:	
Recurring	$68,800
Non-Recurring and Replacements	27,737
Extraordinary:	
Compensation awards	15,000
Improvement of inspection services	500,000
Additions and Improvements	20,100
Sub-Total Appropriation	$7,491,996

140-105. *Licenses and Registration*

Salaries	$2,246,753
Officers and employees ($2,074,470)	
Positions established from lump-sum appropriation (172,283)	
Materials and Supplies	255,225
Services Other Than Personal	929,712
Maintenance of Property:	
Recurring	5,000
Non-Recurring and Replacements	9,000
Additions and Improvements	9,700
Sub-Total Appropriation	$3,455,390

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 R.S. 39:10–25.

140-106. *Bureau of Insurance Verification*

Salaries	$430,717
Officers and employees ($430,717)	
Materials and Supplies	32,000
Services Other Than Personal	102,784

Maintenance of Property:	
Recurring	$300
Additions and Improvements	1,000
Sub-Total Appropriation	$566,801

140-107. *Bureau of Motor Carriers*

Salaries	$419,558
Officers and employees ($419,558)	
Materials and Supplies	21,000
Services Other Than Personal	65,426
Maintenance of Property:	
Recurring	800
Non-Recurring and Replacements	110
Sub-Total Appropriation	$506,894

140-108. *Bureau of Agencies*

Salaries	$659,287
Officers and employees ($157,898)	
Positions transferred from other Bureaus (501,389)	
Materials and Supplies	567,201
Services Other Than Personal	135,194
Maintenance of Property:	
Recurring	25,013
Non-Recurring and Replacements	1,208
Additions and Improvements	2,500
Sub-Total Appropriation	$1,390,403

140-110. *Administrative Services*

Salaries	$803,546
Officers and employees ($752,175)	
Positions transferred from another Bureau (51,371)	
Materials and Supplies	15,750
Services Other Than Personal	26,472

Maintenance of Property:	
Recurring	$7,300
Non-Recurring and Replacements	975
Sub-Total Appropriation	$854,043

141-100. *Bureau of Security-Responsibility*

Salaries	$1,430,726
Officers and employees ($1,430,726)	
Materials and Supplies	68,000
Services Other Than Personal	342,170
Maintenance of Property:	
Recurring	2,000
Non-Recurring and Replacements	2,500
Additions and Improvements	1,000
Sub-Total Appropriation	$1,846,396

142-400. *Unsatisfied Claim and Judgment Fund Board*

Salaries	$405,880
Officers and employees ($405,880)	
Materials and Supplies	8,050
Services Other Than Personal	57,604
Maintenance of Property:	
Recurring	600
Non-Recurring and Replacements	1,000
Additions and Improvements	683
Sub-Total Appropriation	$473,817

There are hereby appropriated out of the Unsatisfied Claim and Judgment Fund the amounts hereinabove set forth for administration of the Unsatisfied Claim and Judgment Fund Board, together with such sums as may be necessary for the payment of costs pursuant to C. 39:6–67, for payment of claims, and for such additional costs as may be required to implement P. L. 1968, c. 323;

provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Total Appropriation, Division of Motor Vehicles	$20,695,618

155-100. *Division of the New Jersey Racing Commission*

Salaries	$349,637
Officers and employees ($349,637)	
Materials and Supplies	7,600
Services Other Than Personal	44,009
Maintenance of Property:	
Recurring	200
Total Appropriation Division of the New Jersey Racing Commission	$401,446

Division of Consumer Affairs

160-100. *General*

Salaries	$1,481,967
Officers and employees ($1,327,570)	
New positions (55,504)	
Positions established from lump-sum appropriation (98,893)	
Materials and Supplies	38,950
Services Other Than Personal	119,945
Maintenance of Property:	
Recurring	13,625
Non-Recurring and Replacements	33,850
Extraordinary:	
Compensation awards	9,000
Additions and Improvements	31,700
Sub-Total Appropriation	$1,729,037

The unexpended balance of the appropriation made by P.L. 1972, c. 469, Charitable Fund Raising Act of 1971, is hereby appropriated.

Division of Consumer Affairs

160-110. *State Board of Certified Public Accountants*

Salaries		$30,802
Officers and employees	($28,802)	
New position	(2,000)	
Materials and Supplies		600
Services Other Than Personal		50,456
Maintenance of Property:		
Recurring		50
Additions and Improvements		225
Sub-Total Appropriation		$82,133

160-111. *State Board of Architects*

Salaries		$45,138
Officers and employees	($44,588)	
New position	(550)	
Materials and Supplies		4,025
Services Other Than Personal		19,253
Maintenance of Property:		
Recurring		100
Additions and Improvements		120
Sub-Total Appropriation		$68,636

160-112. *State Board of Dentistry*

Salaries		$36,911
Officers and employees	($35,786)	
New position	(1,125)	
Materials and Supplies		2,000
Services Other Than Personal		16,184
Maintenance of Property:		
Recurring		500
Additions and Improvements		200
Sub-Total Appropriation		$55,795

160-113. *State Board of Mortuary Science*

Salaries		$33,017
Officers and employees	($32,467)	
New position	(550)	
Materials and Supplies		814
Services Other Than Personal		12,194
Maintenance of Property:		
Recurring		212
Sub-Total Appropriation		$46,237

160-114. *State Board of Professional Engineers and Land Surveyors*

Salaries		$55,976
Officers and employees	($54,976)	
New position	(1,000)	
Materials and Supplies		12,550
Services Other Than Personal		35,600
Maintenance of Property:		
Recurring		75
Sub-Total Appropriation		$104,201

160-115. *State Board of Medical Examiners*

Salaries		$53,446
Officers and employees	($52,696)	
New position	(750)	
Materials and Supplies		5,000
Services Other Than Personal		27,043
Maintenance of Property:		
Recurring		100
Sub-Total Appropriation		$85,589

160-116. *State Board of Nursing*

Salaries		$179,127
Officers and employees	($178,677)	
New position	(450)	
Materials and Supplies		6,600
Services Other Than Personal		83,216
Maintenance of Property:		
Recurring		700
Non-Recurring and Replacements		500
Additions and Improvements		500
Sub-Total Appropriation		$270,643

160-117. *State Board of Optometrists*

Salaries		$18,861
Officers and employees	($18,361)	
New position	(500)	
Materials and Supplies		250
Services Other Than Personal		5,402
Maintenance of Property:		
Recurring		150
Sub-Total Appropriation		$24,663

160-118. *State Board of Pharmacy*

Salaries		$61,125
Officers and employees	($59,625)	
New position	(1,500)	
Materials and Supplies		4,600
Services Other Than Personal		17,240
Maintenance of Property:		
Recurring		300
Sub-Total Appropriation		$83,265

160-119. *State Board of Veterinary Medical Examiners*

Salaries		$7,069
Officers and employees	($6,719)	
New position	(350)	
Materials and Supplies		250
Services Other Than Personal		1,825
Sub-Total Appropriation		$9,144

160-120. *State Board of Shorthand Reporting*

Salaries		$3,025
Officers and employees	($2,625)	
New position	(400)	
Materials and Supplies		125
Services Other Than Personal		723
Sub-Total Appropriation		$3,873

160-121. *State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians*

Salaries		$9,234
Officers and employees	($8,484)	
New position	(750)	
Materials and Supplies		1,000
Services Other Than Personal		3,030
Maintenance of Property:		
Recurring		60
Sub-Total Appropriation		$13,324

160-122. *State Board of Beauty Culture Control*

Salaries		$106,023
Chairman	($4,500)	
Board members (5 @ $3,500)	(17,500)	
Officers and employees	(84,023)	
Materials and Supplies		7,225
Services Other Than Personal		27,306

Maintenance of Property:	
Recurring	$500
Non-Recurring and Replacements	540
Additions and Improvements	600
Sub-Total Appropriation	$142,194

160-123. *State Board of Professional Planners*

Salaries	$17,214
Officers and employees ($17,214)	
Materials and Supplies	1,200
Services Other Than Personal	7,434
Sub-Total Appropriation	$25,848

160-124. *State Board of Examiners of Electrical Contractors*

Salaries	$52,406
Officers and employees ($52,406)	
Materials and Supplies	2,850
Services Other Than Personal	15,094
Maintenance of Property:	
Recurring	100
Sub-Total Appropriation	$70,450

160-125. *State Board of Psychological Examiners*

Salaries	$15,504
Officers and employees ($15,504)	
Materials and Supplies	200
Services Other Than Personal	4,505
Sub-Total Appropriation	$20,209

160-126. *State Board of Examiners of Master Plumbers*

Salaries	$45,121
Officers and employees ($45,121)	
Materials and Supplies	2,566
Services Other Than Personal	16,095
Maintenance of Property:	
Recurring	100
Additions and Improvements	865
Sub-Total Appropriation	$64,747

160-127. *State Board of Marriage Counselor Examiners*

Salaries	$2,000
Officers and employees ($2,000)	
Materials and Supplies	1,000
Services Other Than Personal	3,440
Sub-Total Appropriation	$6,440

160-128. *State Board of Barber Examiners*

Salaries	$102,676
Officers and employees ($102,676)	
Materials and Supplies	1,900
Services Other Than Personal	11,875
Maintenance of Property:	
Recurring	60
Sub-Total Appropriation	$116,511
Total Appropriation, Division of Consumer Affairs	$3,022,939

The amount 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 amount specifically appropriated to each of said boards are hereby appro-

priated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act; and provided further, however, that the appropriation of excess receipts shall not apply to the State Board of Beauty Culture Control and the State Board of Barber Examiners.

180-100. *Violent Crimes Compensation Board*

Extraordinary:	
To carry out the provisions of C. 52:4B–1 et seq.	$350,000
Total Appropriation, Violent Crimes Compensation Board	$350,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of Law and Public Safety	$60,872,871*

DEPARTMENT OF THE TREASURY

210-100. *Administrative Division*

Salaries		$449,360
State Treasurer	($40,000)	
Officers and employees	(322,466)	
New positions	(10,840)	
Positions transferred from another Division	(76,054)	
Materials and Supplies		6,500
Services Other Than Personal		41,492
Maintenance of Property:		
Recurring		1,500
Total Appropriation, Administrative Division		$498,852

210-301. *Print Shop*

The Director of the Division of Budget and Accounting is hereby empowered to transfer to the Print Shop from any appropriation made to any department for printing costs which are appropriated or allocated to such departments for their share of costs of the Print Shop.

210-302. *Microfilm Section*

The Director of the Division of Budget and Accounting is hereby empowered to transfer to the Microfilm Section from any appropriation made to any department for microfilming costs appropriated or allocated to such departments for their share of costs of the Microfilm Section.

210-303. *Central Motor Pool*

There are hereby appropriated as a Revolving Fund the receipts derived from services rendered by a central motor pool, together with the unexpended balance of such receipts as of June 30, 1972, for the purpose of operating such a motor pool, including the replacement of motor vehicles and the purchase of additional motor vehicles; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

211-100. *Office of Economic Policy*

Salaries		$35,077
Officers and employees	($35,077)	
Materials and Supplies		8,500
Services Other Than Personal		11,560
Maintenance of Property:		
Recurring		100
Total Appropriation, Office of Economic Policy		$55,237

212-100. *Office of Employee Relations*

Salaries		$90,476
Officers and employees	($80,318)	
New position	(10,158)	
Materials and Supplies		2,500
Services Other Than Personal		29,500
Total Appropriation, Office of Employee Relations		$122,476

220-100. *Division of Budget and Accounting*

Salaries		$1,966,742
Officers and employees	($1,743,541)	
New positions	(99,821)	
Positions established from lump-sum appropriation	(123,380)	
Materials and Supplies		75,400
Services Other Than Personal		1,215,391
Maintenance of Property:		
Recurring		5,500
Non-Recurring and Replacements		3,835
Extraordinary:		
Study of State employment conditions, pursuant to C. 52:14–17.50		30,000
Additions and Improvements		2,715
Total Appropriation, Division of Budget and Accounting		$3,299,583

There are 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.

Such sums as may be necessary for payment of expenses incurred by issuing officials appointed under the several bond acts of the State are hereby

appropriated for the purposes and from the sources defined in said act.

220-300. *Bureau of Data Processing*

There is hereby appropriated the unexpended balance in the Revolving Fund created pursuant to P. L. 1966, c. 33 for the purpose of operating the Bureau of Data Processing established pursuant to Executive Order No. 30, dated November 9, 1966, and, in addition thereto, the receipts derived from charges for services rendered thereby; and from advance savings or acquisition premiums continuing from resale of data processing equipment; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The Director of the Division of Budget and Accounting is hereby empowered to transfer to the Bureau of Data Processing from any appropriation made to any department for data processing costs which are appropriated or allocated to such departments for their share of costs of the Bureau of Data Processing.

225-100. *Division of Data Processing and Telecommunications*

Salaries	$513,785
Officers and employees ($513,785)	
Materials and Supplies	6,600
Services Other Than Personal	53,980
Maintenance of Property:	
Recurring	616
Additions and Improvements	25,000
Totel Appropriation, Division of Data Processing and Telecommunications	$599,981

Division of Purchase and Property

230-100. *General*

Salaries	$3,541,382
Officers and employees ($3,501,992)	
Positions established from lump-sum appropriation (39,390)	
Materials and Supplies	953,700
Services Other Than Personal	306,437
Maintenance of Property:	
Recurring	212,300
Non-Recurring and Replacements	112,728
Additions and Improvements	75,260
Total Appropriation, Division of Purchase and Property	$5,201,807

230-300. *State Purchase Fund*

The unexpended balance in the State Purchase Fund as of June 30, 1972, together with the reimbursements thereto, are hereby appropriated so that an amount not to exceed $2,000,000 will be maintained in said Fund for the purpose of making payments for purchases pursuant to the purchase act (R. S. 52:25–1 et seq.) and for the expenses of handling, storing and transporting purchases so made; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act. Any sum as of June 30, 1972 in excess of $2,000,000 appropriated herein, shall be transferred by the State Treasurer to the General State Fund.

233, 234-400. *State Cafeterias*

The unexpended balances in the State Cafeteria accounts as of June 30, 1972, together with receipts obtained from cafeteria operations, are hereby appropriated for the improvement and

extension of cafeteria services and facilities pursuant to C. 52:18A–19.6.

235-100. *Division of Building and Construction*

Salaries	$814,530
Officers and employees ($814,530)	
Materials and Supplies	10,400
Services Other Than Personal	48,137
Maintenance of Property:	
Recurring	500
Non-Recurring and Replacements	1,000
Additions and Improvements	2,500
Total Appropriation, Division of Building and Construction	$877,067

Division of Taxation

240-115. *Director's Office and Administration Activity*

Salaries	$912,565
Officers and employees ($912,565)	
Materials and Supplies	11,100
Services Other Than Personal	163,164
Maintenance of Property:	
Recurring	10,000
Sub-Total Appropriation	$1,096,829

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, as amended and supplemented.

There are hereby appropriated so much of the proceeds of taxes derived from the fire insurance premiums as may be required for payment to the New Jersey Firemen's Home and the New Jersey Firemen's Association, pursuant to R. S. 54:17–4.

There are hereby appropriated so much of the proceeds derived from the imposition of the Financial Business Tax as may be required for payment to the local taxing districts and counties, pursuant to C. 54:10B–24.

There are hereby appropriated so much of the proceeds derived from the imposition of the taxes set forth in C. 54:11D–1 as may be required for payment to the local taxing districts, pursuant to C. 54:11D–1 et seq.

240-116. *Collection and Enforcement Activity*

Salaries	$4,826,825
Officers and employees ($4,826,825)	
Materials and Supplies	249,240
Services Other Than Personal	1,278,046
Maintenance of Property:	
Non-Recurring and Replacements	2,900
Sub-Total Appropriation	$6,357,011

So much of the receipts derived from the sale of confiscated equipment, materials and supplies under the Cigarette Tax Act as may be necessary for storage and disposal thereof are hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Any appropriation herein or heretofore made for administration of the Emergency Transportation Tax Act (C. 54:8A–1 et seq.) and the Transportation Benefits Tax Act (C. 54:8A–58 et seq.) shall first be charged to the Transportation Fund or the Transportation Benefits Fund, respectively, established in said Acts, as the Director of the Division of Budget and Accounting shall determine and, in addition thereto, such sums as may be necessary for additional expenses of administration of said acts are hereby appropriated

from the receipts thereof; provided, however, that the expenditure of such additional sums shall be subject to transfers approved as prescribed in section 3 of this act.

240-117. *Audit Activity*

Salaries	$6,431,312
Officers and employees ($5,930,400)	
Positions transferred from other Activities (500,912)	
Materials and Supplies	30,000
Services Other Than Personal	357,100
Maintenance of Property:	
Non-Recurring and Replacements	3,800
Sub-Total Appropriation	$6,822,212
Total Appropriation, Division of Taxation	$14,276,052

250-400. *Division of the State Lottery*

Salaries	$911,257
Positions established from appropriated revenue ($911,257)	
Materials and Supplies	276,300
Services Other Than Personal	1,878,650
Maintenance of Property:	
Recurring	2,000
Additions and Improvements	2,500
Total Appropriation, Division of the State Lottery	$3,070,707

There are hereby appropriated out of the State Lottery Fund the amounts hereinabove set forth for administration of the Division of the State Lottery, together with such sums as may be necessary for such additional costs as may be required to implement C. 5:9–1 et seq.; provided,

however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

In addition to the amounts hereinabove set forth there are hereby appropriated from the State Lottery Fund such sums as may be necessary for payment of commissions and prizes pursuant to the provisions of C. 5:9–7.

Such sums as are detailed in the schedules included in this act are hereby appropriated from the State Lottery Fund.

260-100. *Division of Tax Appeals*

Salaries		$232,668
Judges (6 @ $17,000)	($102,000)	
Officers and employees	(130,668)	
Materials and Supplies		5,535
Services Other Than Personal		53,715
Maintenance of Property:		
Recurring		250
Non-Recurring and Replacements		480
Additions and Improvements		600
Total Appropriation, Division of Tax Appeals		$293,248

290-100. *Division of Investment*

Salaries		$384,958
Officers and employees	($363,678)	
New positions	(21,280)	
Materials and Supplies		5,650
Services Other Than Personal		53,194
Maintenance of Property:		
Recurring		1,000
Non-Recurring and Replacements		500
Additions and Improvements		900
Total Appropriation, Division of Investment		$446,202

There are hereby appropriated, out of receipts derived from the investment of State funds, such sums as may be necessary for custodial costs, mortgage servicing fees, and advertising bank balances as required by C. 52:18–16.1; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

295-100. *Division of Pensions*

Salaries		$2,291,678
Officers and employees	($2,291,678)	
Materials and Supplies		65,050
Services Other Than Personal		474,959
Maintenance of Property:		
Recurring		9,000
Non-Recurring and Replacements		5,000
Total Appropriation, Division of Pensions		$2,845,687
Total Appropriation, Department of the Treasury		$31,586,899

DEPARTMENT OF STATE

300-100. *Office of Secretary*

Salaries		$678,950
Secretary of State	($38,000)	
Officers and employees	(640,950)	
Materials and Supplies		29,900
Services Other Than Personal		84,439
Maintenance of Property:		
Recurring		2,500
Non-Recurring and Replacements		1,000
Additions and Improvements		1,600
Total Appropriation, Office of Secretary		$798,389

301-100. *State Council on the Arts*

Salaries		$24,457
Officers and employees	($24,457)	
Materials and Supplies		870
Services Other Than Personal		5,850
Maintenance of Property:		
Recurring		50
Extraordinary:		
Cultural Projects:		
New Jersey Symphony Orchestra		125,000
Trenton Symphony Orchestra		15,000
Other miscellaneous projects		100,000
Additions and Improvements		350
Total Appropriation, State Council on the Arts		$271,577

The unexpended balance as of June 30, 1972 for Cultural Projects is hereby appropriated. None of the sum appropriated for Cultural Projects shall be expended without non-State matching funds.

302-100. *Office of the Athletic Commissioner*

Salaries		$37,736
Commissioner	($7,000)	
Officers and employees	(30,736)	
Materials and Supplies		225
Services Other Than Personal		3,883
Maintenance of Property:		
Recurring		250
Total Appropriation, Office of the Athletic Commissioner		$42,094

304-100. *Legalized Games of Chance Control Commission*

Salaries	$152,476
Officers and employees ($152,476)	
Materials and Supplies	1,550
Services Other Than Personal	15,440
Maintenance of Property:	
Recurring	280
Non-Recurring and Replacements	1,200
Additions and Improvements	210
Total Appropriation, Legalized Games of Chance Control Commission	$171,156

306-100. *Division of Administrative Procedure*

Salaries	$179,561
Officers and employees ($179,561)	
Materials and Supplies	30,500
Services Other Than Personal	13,730
Maintenance of Property:	
Recurring	400
Additions and Improvements	1,000
Total Appropriation, Division of Administrative Procedure	$225,191

Fees collected by this Division for publications are hereby appropriated for the costs of mailing and publication thereof.

Total Appropriation, Department of State	$1,508,407

310. Department of Civil Service

Personnel Management

75100. *Personnel Administration Policy for Career Service*

75101.	Policy Development and Implementation	$220,046
75102.	Career Ladder Development	28,146
75103.	Decentralization Policy	113,691
	Total Appropriation	$361,883

Salaries:		
President	($38,000)	
Officers and employees	(289,162)	
Materials and Supplies	(14,486)	
Services Other Than Personal	(18,715)	
Maintenance of Property:		
Recurring	(320)	
Non-Recurring and Replacements	(646)	
Additions and Improvements	(554)	

75200. *Public Career Service Motivation*

75201.	Recruitment	$310,389
75202.	Open Competitive Selection	826,510
75203.	Public Inquiry	282,389
	Total Appropriation	$1,419,288

Salaries:		
Officers and employees	($1,045,638)	
Positions transferred from another Subcategory	(22,852)	
Materials and Supplies	(71,381)	
Services Other Than Personal	(196,401)	
Maintenance of Property:		
Recurring	(1,304)	
Non-Recurring and Replacements	(4,712)	
Extraordinary:		
Public employment career development	(75,000)	
Additions and Improvements	(2,000)	

75300. *Public Career Service Betterment*

75301.	Classification and Compensation	$552,934
75302.	Promotional Selection	244,013
75303.	Employee-Employer Relations	238,414
75304.	Employee Training	242,866
75305.	Special Development Program	21,512
75306.	State Employment	405,140
	Total Appropriation	$1,704,879

Salaries:		
Commissioners (4 @ $10,500)	(	$42,000)
Officers and employees	(	1,352,562)
Materials and Supplies	(	38,013)
Services Other Than Personal	(	154,755)
Maintenance of Property:		
Recurring	(	2,918)
Non-Recurring and Replacements	(	8,307)
Extraordinary:		
Implementation of Public Service Institute	(	100,000)
Additions and Improvements	(	6,324)

75900. *General Program Support*

75901.	Management and Financial Control	$32,783
75902.	Personnel Administration	35,580
75903.	Purchasing Control	15,335
75904.	Computer Services	289,697
75905.	Systems and Procedures	34,301
75906.	Publication Services	98,491
	Total Appropriation	$506,187

Salaries:		
Officers and employees	(	$340,229)
Materials and Supplies	(	7,560)
Services Other Than Personal	(	152,270)
Maintenance of Property:		
Recurring	(	3,608)
Non-Recurring and Replacements	(	1,910)
Additions and Improvements	(	610)
Total Appropriation, Department of Civil Service		$3,992,237

320-100. Department of Banking

Salaries		$1,655,513
Commissioner	($38,000)	
Officers and employees	(1,617,513)	
Materials and Supplies		21,500
Services Other Than Personal		201,410
Maintenance of Property:		
Recurring		1,700
Extraordinary:		
Compensation awards		2,940
Total Appropriation, Department of Banking		$1,883,063

Receipts derived from the sale of hearing transcripts are hereby appropriated to cover such costs and mailing thereof.

Additional receipts derived pursuant to P. L. 1971, c. 238 are hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

There are hereby appropriated out of the receipts of of the New Jersey Cemetery Board such sums as may be necessary for the administration thereof; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance of the receipts of the New Jersey Cemetery Board as of June 30, 1972 is hereby appropriated.

325-100. Department of Insurance

Salaries		$2,094,027
Commissioner	($38,000)	
Real Estate Commissioners (5 @ $5,000)	(25,000)	
Officers and employees	(2,026,027)	
New positions	(5,000)	

Materials and Supplies	$37,450
Services Other Than Personal	200,189
Maintenance of Property:	
Recurring	3,000
Extraordinary:	
Compensation awards	5,500
Total Appropriation, Department of Insurance	$2,340,166

There are hereby appropriated the trust funds of the National Association of Insurance Commissioners, pursuant to C. 17:24–13.

330. Department of Agriculture

Environmental Management

41100.	*Disease Control and Agricultural Developmental Services*	
41101.	Animal Disease Control	$323,350
41102.	Plant Pest and Disease Control	751,878
41103.	Resource Development Services	332,188
41104.	Fairs and Exhibits	114,689
	Total Appropriation	$1,522,105

Salaries:		
Officers and employees	(	$1,080,575)
Position transferred from another Program	(	19,155)
Materials and Supplies	(	65,080)
Services Other Than Personal	(	246,245)
Maintenance of Property:		
Recurring	(	5,550)
Non-Recurring and Replacements	(	500)
Extraordinary:		
Gypsy Moth Control by biological means only, pursuant to P.L. 1968, c. 396	(	30,000)

Gypsy Moth Control (not to be used for the purchase and use of any long-lasting (persistent) prestcides like DDT), pursuant to P.L. 1969, c. 191 ..... ($75,000)

The unexpended balance as of June 30, 1972, in the account for Indemnities, pursuant to C. 4:5–93.37, is hereby appropriated.

The unexpended balance as of June 30, 1972, in the account for Indemnities, Hog Cholera Eradication, pursuant to P.L. 1968, c. 394, is hereby appropriated.

The unexpended balance as of June 30, 1972, in the account for Gypsy Moth Control by biological means only, pursuant to P. L. 1968, c. 396, is hereby appropriated.

The unexpended balance as of June 30, 1972, in the account for Gypsy Moth Control (not to be used for the purchase and use of any long-lasting (persistent) pesticides like DDT), pursuant to P. L. 1969, c. 191, is hereby appropriated.

Development and Regulation of Industry

51300. *Agricultural Trade Regulation and Marketing Services*

51301.	Meat and Poultry Regulation	$350,000
51302.	Dairy Industry Regulation	330,804
51303.	Other Commodity Regulation	359,771
51304.	Marketing Services	289,520
51305.	Commodity Distribution	591,045
	Sub-Total	$1,921,140
	Less: Receipts from Recipient Agencies	*591,045*
	Total Appropriation	$1,330,095

Salaries:	
Officers and employees	($869,440)
New position	(14,031)
Position transferred from another Program	(14,952)
Positions transferred from another Department	(116,174)
Materials and Supplies	(20,910)
Services Other Than Personal	(534,008)
Maintenance of Property:	
Recurring	(1,225)
Non-Recurring and Replacements	(400)
Extraordinary:	
Control—Meat and poultry inspection pursuant to C. 24:16B–1 et seq.	(350,000)
Less: Receipts from Recipient Agencies	*(591,045)*

The receipts derived from charges for overtime services rendered to users in the administration of the Meat and Poultry Inspection Act are hereby appropriated for such services.

The unexpended balance as of June 30, 1972 in the Pesticide Monitoring account is hereby appropriated.

The portion of the appropriation made for Meat and Poultry Inspection, which represents General State funds, shall be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

The cost of operating Fruit and Vegetable Inspection shall be paid from inspection fees which shall be derived therefrom.

The unexpended balance as of June 30, 1972 from the operation of Fruit and Vegetable Inspection is hereby appropriated.

In addition to the amounts appropriated herein, receipts from such distribution charges as may be made to recipient agencies and from the sale of containers and salvage of commodities, in accordance with applicable Federal regulations, are hereby appropriated to defray all costs of distribution, warehousing and processing; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance as of June 30, 1972 of receipts derived, pursuant to the provisions of C. 54:47A–1 (Poultry Products Promotion Council), C. 54:47B–1 (White Potato Industry Promotion Council), C. 54:47C–1 (Asparagus Industry Promotion Council), C. 54:47D–1 (Apple Industry Promotion Council), C. 54:47E–1 (Sweet Potato Commission) and C. 5:5–22 et seq. (New Jersey Horsebreeding and Development Account), together with such receipts collected during the fiscal year 1972-73 are hereby appropriated.

Department, Agency Management and Support

79100. *Department Agency Management*

79101.	Department Management and Administrative Services	$469,119
	Total Appropriation	$469,119

Salaries:		
Secretary	(	$38,000)
Officers and employees	(	314,411)
Positions transferred from other Programs	(	37,601)
Materials and Supplies	(	8,500)
Services Other Than Personal	(	52,007)
Maintenance of Property:		
Recurring	(	8,000)
Non-Recurring and Replacements	(	600)

Extraordinary:

Agricultural development, pursuant to P. L. 1971, c. 327 ..... ($10,000)

The unexpended balance as of June 30, 1972 in the account Agricultural Development, pursuant to P. L. 1971, c. 327, is hereby appropriated.

Total Appropriation, Department of Agriculture $3,321,319

340. Department of Defense

Protection Against Natural and Man-Made Hazards

13100.	340-100. *National Guard Administration and Operations*	
13101.	Training and Operations	$223,363
13102.	Operation and Maintenance of Installations	2,408,630
13103.	Administration, Personnel and Logistics ..	918,452
13104.	Military Construction	26,802
	Total Appropriation	$3,577,247

Salaries:

Chief of Staff ..... (	$32,000)
Officers and employees ..... (	2,458,560)
Materials and Supplies ..... (	434,000)
Services Other Than Personal ..... (	231,612)
Maintenance of Property:	
Recurring ..... (	154,000)
Non-Recurring and Replacements .. (	178,125)

Extraordinary:

Organization allowance ..... (	5,000)
Governor's Youth Program ..... (	60,000)
Emergency expenses ..... (	1,000)
Compensation awards ..... (	13,500)
Additions and Improvements ..... (	9,450)

Receipts derived from rental of armories to municipalities for youth and school activities are hereby appropriated for costs of operation thereof.

The unexpended balance as of June 30, 1972 in the account Emergency expenses is hereby appropriated for the same purposes.

13200. 346-100. *Civil Defense Administration and Operations*

13201.	Training and Education of the Public	$108,170
13202.	Operations	318,133
13290.	Administration	225,302
	Total Appropriation	$651,605

Salaries:		
Officers and employees	(	$589,355)
New position	(	11,544)
Materials and Supplies	(	10,100)
Services Other Than Personal	(	30,046)
Maintenance of Property:		
Recurring	(	1,460)
Non-Recurring and Replacements	(	600)
Extraordinary:		
Hammonton Training School	(	4,000)
Emergency Operating Center	(	4,500)

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, civil disturbance, sabotage or disaster.

Such sums as may be necessary to carry out the provisions of C. App. A:9–57.1 et seq. are hereby appropriated from the Special Fund for Civil Defense Volunteers.

Total Appropriation, Department of Defense $4,228,852

DEPARTMENT OF PUBLIC UTILITIES

350-100. *General*

Salaries		$1,728,364
President	($24,000)	
Board members (2)	(40,000)	
Officers and employees	(1,578,825)	
New positions	(85,539)	
Materials and Supplies		41,000
Services Other Than Personal		143,623
Maintenance of Property:		
Recurring		2,050
Non-Recurring and Replacements		650
Additions and Improvements		11,650
Total Appropriation, General		$1,927,337

There are hereby appropriated such other sums as may be appropriated on behalf of this Department or as may be applicable thereto as the Director of the Division of Budget and Accounting shall determine in order to comply with the purposes of C. 48:2–59 et seq. or other applicable statutes with respect to assessment of public utilities.

352-100. *New Jersey Public Broadcasting Authority*

Salaries		$1,232,591
Executive Director	($31,650)	
Officers and employees	(1,200,941)	
Materials and Supplies		122,830
Services Other Than Personal		252,945
Maintenance of Property:		
Recurring		95,275
Non-Recurring and Replacements		1,500

Extraordinary:	
Programming	$750,000
Promotional expenses	5,000
Additions and Improvements	1,000
Total Appropriation, New Jersey Public Broadcasting Authority	$2,461,141

The unexpended balance as of June 30, 1972 in this account, not to exceed $300,000, is hereby appropriated.

Receipts derived from the sale of advertising, publications and printed materials are hereby appropriated as a revolving fund for the purpose of printing and purchasing such publications and materials for resale.

Receipts derived from the leasing of space on transmitter towers are hereby appropriated for the maintenance of such towers and transmission equipment or facilities; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Receipts derived from the rental of studio or production facilities to nonprofit organizations are hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

New Jersey Public Broadcasting Authority

352-101. *Interest on Bonds*

Interest on Public Building Construction Bonds—P. L. 1968, c. 128	$295,349
Total Appropriation, Interest on Bonds	$295,349
Total Appropriation, Department of Public Utilities	$4,683,827

360. Department of Health

Personal Health

22100. *Chronic Illness*

22101.	Alcoholism Control	$133,582
22102.	Chronic Renal Disease	650,570
22103.	Other Chronic Diseases	704,177
	Total Appropriation	$1,488,329

Salaries:	
Officers and employees	($156,979)
Materials and Supplies	(17,150)
Services Other Than Personal	(11,100)
Maintenance of Property:	
Recurring	(100)
Extraordinary:	
Public Health Services by Contract	
Alcoholism	(109,000)
Hemophelia Treatment, subject to the enactment of enabling legislation	(250,000)
Juvenile Terminal Illness Assistance, subject to the enactment of S-253 or similar legislation	(250,000)
Chronic disease	(44,000)
Chronic renal disease	(650,000)

The unexpended balance as of June 30, 1972 in the Chronic Renal Disease account is hereby appropriated.

The unexpended balance as of June 30, 1972 in the revolving fund created for the purpose of printing and reprinting of literature, codes and manuals for sale, and receipts derived from such sales, is hereby appropriated.

22200. *Parental and Child Health Services*

22201. Parental and Child Health		$308,068
Total Appropriation		$308,068
Salaries:		
Officers and employees	($111,003)	
Materials and Supplies	(3,550)	
Services Other Than Personal	(43,440)	
Maintenance of Property:		
Recurring	(75)	
Extraordinary:		
Family planning services	(150,000)	

22300. *Communicable Diseases*

22301. Tuberculosis Control		$223,807
22302. Venereal Disease Control		292,245
22303. Other Communicable Diseases		246,355
Total Appropriation		$762,407
Salaries:		
Officers and employees	($470,019)	
Materials and Supplies	(215,018)	
Services Other Than Personal	(37,120)	
Maintenance of Property:		
Recurring	(250)	
Extraordinary:		
Public Health Services by Contract:		
Venereal disease control	(40,000)	

Community Health Programs

23100. *Health Care Facilities Administration*

23101. Health Care Facilities Administration		$694,403
23102. Clinical Laboratory Improvement		120,441
Total Appropriation		$814,844

Salaries:		
Officers and employees	(	$256,889)
New positions	(	34,064)
Positions transferred from another Department	(	374,161)
Materials and Supplies	(	14,400)
Services Other Than Personal	(	33,950)
Maintenance of Property:		
Recurring	(	1,380)
Extraordinary:		
Hospital cost determination services	(	80,000)
Homemaker—Home Health Aide Service	(	20,000)

23200. *Local Health Services*

23201. Local Health Services		$908,819
23202. Rabies Control		206,779
Total Appropriation		$1,115,598

Salaries:		
Officers and employees	(	$671,524)
Materials and Supplies	(	71,395)
Services Other Than Personal	(	36,800)
Maintenance of Property:		
Recurring	(	237)
Non-Recurring and Replacements	(	642)
Extraordinary:		
Support of urban health centers	(	300,000)
Emergency medical, hospital and nursing services for migrant workers	(	35,000)

The amount hereinabove included for Rabies Control is hereby appropriated out of the Rabies Control Trust Fund and the amount remaining therein is hereby appropriated for additional costs of operation; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

23300. *Narcotic and Drug Abuse Control*

23301.	Education, Treatment and Rehabilitation	$3,349,846
23302.	Therapeutic Residential School	236,333
23303.	Drug, Device and Cosmetics	236,901
23304.	Laboratory Support	59,948
	Total Appropriation	$3,883,028

Salaries:	
Officers and employees	($393,739)
Materials and Supplies	(12,880)
Services Other Than Personal	(40,520)
Extraordinary:	
Drug addiction treatment—Neuropsychiatric Institute—Inpatient services	(700,174)
Drug addiction unit—Marlboro Psychiatric Hospital	(150,000)
State share—New Jersey Drug Abuse Agency—Liberty Park	(300,000)
College of Medicine and Dentistry of New Jersey—Newark	(80,000)
State urine monitoring laboratory	(50,000)
Chemotherapeutic research	(50,000)
Evaluation project	(50,000)
New Jersey State Narcotic Registry, pursuant to C. 26:2G–17 et seq.	(50,000)
Regulation of narcotic treatment centers, pursuant to C. 26:2G–21 et seq.	(50,000)
Interest on Public Building Construction Bonds—P. L. 1968, c. 128	(236,333)
Drug addiction treatment services, pursuant to C. 26:2G–31 et seq. and C. 30:6C–8	(1,719,382)

The unexpended balance as of June 30, 1972 in this account, not to exceed $350,000, is hereby appropriated for the Therapeutic Residential School; provided, however, that so much of said sum shall lapse, to the extent that Federal or other non-State funds are received.

New Jersey State Library

23400. *Consumer Health Services*

23401. Consumer Health Services		$278,935
Total Appropriation		$278,935
Salaries:		
Officers and employees	($160,027)	
New positions	(28,488)	
Materials and Supplies	(5,595)	
Services Other Than Personal	(18,400)	
Extraordinary:		
Urban Rodent and Insect Control Program	(61,425)	
Additions and Improvements	(5,000)	

23500. *Comprehensive Health Planning*

23501. Comprehensive Health Planning		$132,972
Total Appropriation		$132,972
Salaries:		
Officers and employees	($50,938)	
Materials and Supplies	(100)	
Services Other Than Personal	(2,000)	
Maintenance of Property:		
Recurring	(100)	
Extraordinary:		
Comprehensive health planning	(79,834)	

Laboratory Support and Services

24100. *Supporting Laboratory Services*

24101. Laboratory Services	$830,704
24102. Research and Development	25,000
Total Appropriation	$855,704

Salaries:		
Officers and employees	(	$678,404)
Materials and Supplies	(	141,000)
Services Other Than Personal	(	11,300)
Extraordinary:		
Research and development	(	25,000)

Department Management, General Support Services and Special Programs

29100. *Department Management and General Support Services*

29101.	Office of the Commissioner	$220,912
29102.	Management and Fiscal Services	443,757
29103.	General Administration	1,014,964
	Total Appropriation	$1,679,633

Salaries:		
Commissioner	(	$38,000)
Officers and employees	(	1,245,417)
Materials and Supplies	(	30,020)
Services Other Than Personal	(	288,659)
Maintenance of Property:		
Recurring	(	6,925)
Extraordinary:		
Resident public health training for physicians	(	60,612)
Compensation awards	(	10,000)

29200. *Special Programs*

29201.	Examination and Licensing	$72,155
29202.	Vital Statistics and Registration	251,325
	Total Appropriation	$323,480

Salaries:		
Officers and employees	(	$303,668)
Materials and Supplies	(	10,850)
Services Other Than Personal	(	7,320)

Maintenance of Property:		
Non-Recurring and Replacements	($1,642)	
Total Appropriation, Department of Health		$11,642,998

The portion of the appropriation made to or on behalf of this Department, which represents General State funds, shall be expended on the several matching bases in proportion to anticipated Federal funds which are received or receivable.

380. Department of Labor and Industry

Development and Regulation of Industry

51100. *Regulation of Hazards Due to Boilers and Pressure Vessels*

51101.	Boiler Inspection	$87,446
51102.	Shop Inspection Service	45,979
51103.	Licensing Engineers and Firemen	34,854
51190.	Administration	53,366
	Total Appropriation	$221,645

Salaries:		
Officers and employees	($168,657)	
New positions	(18,088)	
Materials and Supplies	(15,600)	
Services Other Than Personal	(18,700)	
Maintenance of Property:		
Recurring	(200)	
Non-Recurring and Replacements	(400)	

51200. *Expansion and Growth of Commerce and Industry*

51201.	Development of Commerce and Industry	$698,063
51202.	International Operations	58,946
51290.	Administration	26,435
	Total Appropriation	$783,444

Salaries:	
Officers and employees	($174,939)
Materials and Supplies	(2,786)
Services Other Than Personal	(54,719)
Maintenance of Property:	
Recurring	(500)
Non-Recurring and Replacements	(500)
Extraordinary:	
State office, World Trade Center	(50,000)
Promotional expenses	(500,000)

The unexpended balance as of June 30, 1972 in the account State office, World Trade Center is hereby appropriated.

The unexpended balance as of June 30, 1972 in the New Jersey Area Redevelopment Authority account is hereby appropriated.

Manpower Development and Protection

52100. *Economic and Medical Assistance to Unemployed and Disabled Workers*

52110.	Disability Insurance, State Plan	$1,873,179
52111.	Disability Insurance, Private Plan	539,103
52112.	Disability During Unemployment	503,720
52119.	Administration of Disability Insurance	557,025
52120.	Workmen's Compensation Formal Hearings	1,404,189
52121.	Workmen's Compensation Informal Hearings	328,462
52122.	Workmen's Compensation Direct Settlement Review	76,511
52129.	Administration of Workmen's Compensation	226,466
52139.	Administration of Workmen's Compensation Second Injury Fund	185,310
	Total Appropriation	$5,693,965

Salaries:		
Officers and employees	(	$4,843,478)
Materials and Supplies	(	75,800)
Services Other Than Personal	(	670,814)
Maintenance of Property:		
Recurring	(	2,613)
Non-Recurring and Replacements	(	1,000)
Extraordinary:		
Compensation awards	(	10,260)
Payment from Second Injury Fund to Workmen's Compensation and Administration for services	(	90,000)

In addition to the amounts hereinabove set forth, there are hereby appropriated out of the Temporary Disability Benefits Administration Fund such additional sums as may be required to administer the Disability Insurance Program; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

There are hereby appropriated out of the State Disability Benefits Fund such sums as may be necessary to pay disability benefits.

There are hereby appropriated out of the Second Injury Fund such sums as may be necessary for beneficiary payments and for costs of administration in addition to those included hereinabove; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The amounts included hereinabove for administrative cost of the Second Injury Fund are hereby appropriated from said Fund, notwithstanding the limitation contained in R. S. 34:15–95.

The State Treasurer is hereby empowered and directed to transfer to the General State Fund the sum of $50,000 from the excess in the Second Injury Fund over the sum of $1,250,000 accumulated as of June 30, 1972 pursuant to R. S. 34:15–94.

Receipts from the sale of the Division of Workmen's Compensation proceedings and other publications and printed matter are hereby appropriated as a revolving fund for the purpose of printing and purchasing of such publications and materials for resale.

52200. *Manpower Development and Employment Assistance*

52201.	Work Incentive Program	$400,000
52210.	Rehabilitation Services	12,871,925
52212.	Specialized Programs	1,177,837
52219.	Administration	423,327
	Total Appropriation	$14,873,089

Salaries:	
Officers and employees	($2,894,247)
Materials and Supplies	(28,000)
Services Other Than Personal	(283,105)
Maintenance of Property:	
Recurring	(3,000)
Non-Recurring and Replacements	(1,300)
Extraordinary:	
Work Incentive Program	(400,000)
Training grants	(15,000)
Diagnostic services	(1,450,000)
Services to clients	(8,630,000)
Expansion grants	(825,000)
Research	(37,837)
Grants in lieu of local funds for 3 rehabilitation centers subject to receipt of Federal matching funds of 90%	(300,000)
Additions and Improvements	(5,600)

The unexpended balance, not to exceed $900,000, as of June 30, 1972 in the accounts Work Incentive Program and State Business Alliance for Training and Employment is hereby appropriated; provided, however, that a sum of not more than

$325,000 shall be made available for the Sheltered Workshop Employment Programs.

The portion of the appropriation made to or on behalf of the Program Element Manpower Training Programs which represent General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

In addition to the appropriation hereinabove made in the Rehabilitation Services Program Element, recoveries of the State share of expenditures made in the year ending June 30, 1973, together with those made in prior fiscal years are hereby appropriated.

The portion of the appropriation made to or on behalf of the Rehabilitation Services Program Element, which represents General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

The unexpended balance of State funds as of June 30, 1972 for the Vocational Rehabilitation Section II program, is hereby appropriated to match Federal support beyond that now anticipated for fiscal year 1972-73.

The unexpended balances as of June 30, 1972 in the Program Element Specialized Programs and in the account Sheltered Workshop Employment Programs are hereby appropriated.

52300. *Protection of Employees' Health and Safety*

52301.	Worker Health and Safety	$1,231,432
52302.	Construction Worker Safety	254,819
52303.	Mine and Quarry Worker Safety	46,410
52304.	Explosives Safety	52,891
52390.	Administration	88,490
	Total Appropriation	$1,674,042

Salaries:		
Officers and employees	($1,510,052)	
Materials and Supplies	(35,700)	
Services Other Than Personal	(127,290)	
Maintenance of Property:		
Recurring	(1,000)	

52400. *Protection of Workers' Earnings and Working Conditions*

52401.	Enforcement	$643,934
52402.	Public Contracts	101,507
52403.	Private Employment Agencies	52,588
52404.	Wage Collection	104,069
52490.	Administration	64,343
	Total Appropriation	$966,441

Salaries:		
Officers and employees	($869,101)	
Materials and Supplies	(12,770)	
Services Other Than Personal	(83,500)	
Maintenance of Property:		
Recurring	(450)	
Non-Recurring and Replacements	(620)	

There are hereby appropriated such sums as may be necessary for payments out of the Wage and Hour Trust Fund established pursuant to the State Wage and Hour Law, C. 34:11–56a et seq.

There are hereby appropriated such sums as may be necessary for payments out of the Prevailing Wage Act Trust Fund established pursuant to C. 34:11–56 et seq.

52500. *Promotion of Harmony and Stability in Labor Relations*

52501.	Public Sector	$336,133
52502.	Private Sector	167,200
	Total Appropriation	$503,333

Salaries:
Board Members (7) ..... ($9,000)
Officers and employees ..... (392,168)
Materials and Supplies ..... (9,485)
Services Other Than Personal ..... (92,100)

Maintenance of Property:
Recurring ..... (580)

Assistance to the Economically Disadvantaged

53100. *Protection of Migrant Workers' Living and Working Conditions*

53101.	Migrant Labor Camp Inspection	$240,872
53102.	Crew Leader/Farm Labor Contractor	15,519
53103.	Interpreter Service	37,561
53190.	Administration	44,415
	Total Appropriation	$338,367

Salaries:
Officers and employees ..... ($297,792)
Materials and Supplies ..... (8,000)
Services Other Than Personal ..... (32,475)

Maintenance of Property:
Recurring ..... (100)

Management and General Support

59100. *Department Management and General Support Services*

59101.	Office of the Commissioner	$289,232
59102.	Planning and Research	284,565
59103.	Management Services	173,699
59104.	Systems and Data Processing	85,440
	Total Appropriation	$832,936

Salaries:
Commissioner ..... ($38,000)
Officers and employees ..... (682,059)

Materials and Supplies	($20,200)	
Services Other Than Personal	(90,877)	
Maintenance of Property:		
Recurring	(1,800)	

The unexpended balances as of June 30, 1972 of the revolving fund created pursuant to P. L. 1967, c. 63 for the purpose of printing and reprinting literature and maps for sale, together with the receipts derived from such sales, are hereby appropriated.

Total Appropriation, Department of Labor and Industry	$25,887,262

Department of Environmental Protection

410-100. *Office of the Commissioner*

Salaries		$631,032
Commissioner	($38,000)	
Officers and employees	(593,032)	
Materials and Supplies		10,350
Services Other Than Personal		106,149
Maintenance of Property:		
Recurring		2,050
Extraordinary:		
Youth conservation and recreation projects		500,000
Sub-Total Appropriation		$1,249,581

Office of the Commissioner

410-101. *Interest on Bonds*

Interest on Water Development Bonds, P. L. 1958, c. 35	$1,059,500
Interest on State Recreation and Conservation Land Acquisition Bonds, P. L. 1961, c. 46	1,177,200
Interest on Water Conservation Bonds, P. L. 1969, c. 127	3,027,594

Interest on State Recreation and Conservation Land Acquisition Bond, P. L. 1971, c. 165	$2,481,500
Sub-Total Appropriation	$7,745,794

410-109. *South Jersey Port Corporation*

Extraordinary:	
To discharge the obligations assumed by the State owing to the creditors and bondholders of the South Jersey Port Commission to the City of Camden in accordance with C. 12:11A–1 et seq.	$1,000,000
Sub-Total Appropriation	$1,000,000
Total Appropriation, Office of the Commissioner	**$9,995,375**

Division of Marine Services

420-101. *Director's Office*

Salaries	$44,789
Officers and employees ($44,789)	
Materials and Supplies	350
Services Other Than Personal	59,523
Maintenance of Property:	
Recurring	50
Sub-Total Appropriation	$104,712

420-102. *Bureau of Marine Lands Management*

Salaries	$107,187
Officers and employees ($107,187)	
Materials and Supplies	1,500
Services Other Than Personal	3,750
Maintenance of Property:	
Recurring	150

Extraordinary:	
Expenses of the Natural Resource Council	$50,000
Wetlands—Inventory, mapping and administration	350,000
Sub-Total Appropriation	$512,587

The unexpended balances as of June 30, 1972 in the accounts Expenses of the Natural Resource Council and Wetlands—Inventory, Mapping and Administration are hereby appropriated.

Of the sum appropriated for Wetlands—Inventory, Mapping and Administration, a sum not to exceed $25,000 may be available for administration.

Receipts derived from the sale of wetland and riparian maps or materials are hereby appropriated as a revolving fund for the purchase or reproduction of such maps or materials.

$200,000 is hereby appropriated from receipts derived from the sales, grants, leases and rentals of State riparian lands for delineation of the State riparian lands; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

420-104. *Bureau of Marine Law Enforcement*

Salaries		$415,911
Officers and employees	($401,178)	
New positions	(14,733)	
Materials and Supplies		14,400
Services Other Than Personal		23,000
Maintenance of Property:		
Recurring		8,550
Extraordinary:		
Compensation awards		500
Sub-Total Appropriation		$462,361

420-105. *Bureau of Navigation*

Salaries	$432,573
Officers and employees ($432,573)	
Materials and Supplies	54,600
Services Other Than Personal	20,000
Maintenance of Property:	
Recurring	25,550
Non-Recurring and Replacements	15,700
Extraordinary:	
Compensation awards	3,000
Additions and Improvements	4,000
Sub-Total Appropriation	$555,423

422-400. *Boat Regulation Commission*

Salaries	$264,470
Officers and employees ($264,470)	
Materials and Supplies	37,250
Services Other Than Personal	100,360
Maintenance of Property:	
Recurring	6,650
Extraordinary:	
Improvement of marine police operations contingent upon an increase in license fees to cover the cost thereof	250,000
Sub-Total Appropriation	$658,730

The amount hereinabove appropriated shall be payable out of the New Jersey Boat Numbering Act Revolving Fund and any amount remaining therein is hereby appropriated to carry out the provisions of C. 12:7–34.46 et seq.; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

423-400. *Board of New Jersey Pilot Commissioners*

Salaries	$40,000
Board members (6) ($40,000)	
Materials and Supplies	100
Services Other Than Personal	300
Sub-Total Appropriation	$40,400

The amount hereinabove appropriated to the New Jersey Pilot Commissioners shall be payable out of the receipts thereof, and any receipts in excess of the amounts specifically set forth above are hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Total Appropriation, Division of Marine Services	$2,334,213

Division of Water Resources

430-101. *Director's Office*

Salaries	$84,804
Officers and employees ($84,804)	
Materials and Supplies	2,000
Services Other Than Personal	49,850
Maintenance of Property:	
Recurring	150
Extraordinary:	
Payment in lieu of taxes on real property acquired for future water supply facilities, pursuant to C. 58:21A–1 et seq. and C. 52:21B–1 et seq.	150,000
Compensation awards	750
Sub-Total Appropriation	$287,554

Receipts derived from the rental of property acquired pursuant to C. 58:21A–1 et seq. and

C. 58:21B–1 et seq., together with the unexpended balance of such receipts as of June 30, 1972, are hereby appropriated for payments in lieu of taxes on such properties and for the maintenance of such properties; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

430-102. *Bureau of Water Control*

Salaries		$159,890
Officers and employees	($159,890)	
Materials and Supplies		1,150
Services Other Than Personal		950
Maintenance of Property:		
Recurring		75
Extraordinary:		
Surface water diversion		11,900
Sub-Total Appropriation		$173,965

The unexpended balance as of June 30, 1972 in the Surface Water Diversion account is hereby appropriated.

430-103. *Bureau of Water Facility Operations*

Salaries		$170,757
Officers and employees	($160,094)	
New positions	(10,663)	
Materials and Supplies		6,570
Services Other Than Personal		455
Maintenance of Property:		
Recurring		9,950
Non-Recurring and Replacements		4,650
Additions and Improvements		500
Sub-Total Appropriation		$192,882

There is hereby appropriated for operation and maintenance of Spruce Run and Round Valley Reservoirs a sum not to exceed $750,000 out of aggregate revenue produced pursuant to C. 58:22–10; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

430-104. *Bureau of Geology*

Salaries	$227,187
Officers and employees ($227,187)	
Materials and Supplies	4,000
Services Other Than Personal	6,500
Maintenance of Property:	
Recurring	850
Additions and Improvements	1,300
Sub-Total Appropriation	$239,837

The unexpended balance as of June 30, 1972 of the Revolving Fund created pursuant to P. L. 1959, c. 106 for the purpose of printing and reprinting of literature and maps for sale and receipts derived from such sales is hereby appropriated.

430-105. *Bureau of Planning and Management*

Salaries	$147,726
Officers and employees ($147,726)	
Materials and Supplies	1,250
Services Other Than Personal	9,450
Maintenance of Property:	
Recurring	350
Extraordinary:	
Office of Rivermaster—State share	$19,000
Ground water exploratory program	150,000
Stream gaging station	67,000
Flood plain zoning and warning service	14,300
Flood plain control	50,000
Sub-Total Appropriation	$459,076

The unexpended balance as of June 30, 1972 in the Flood Plain Control account is hereby appropriated.

430-106. *Bureau of Water Pollution Control*

Salaries		$740,545
Officers and employees	($730,075)	
Positions transferred from another Bureau	(10,470)	
Materials and Supplies		23,100
Services Other Than Personal		96,000
Maintenance of Property:		
Recurring		2,400
Non-Recurring and Replacements		1,500
Extraordinary:		
Water quality investigation		21,000
Oxygen resource studies		3,000
Sediment pollution studies		2,000
Red Tide studies (Rutgers)		5,000
Clean Water Scholarship Intern Program, pursuant to C. 26:2E–11		36,000
Water quality monitoring		30,000
Laboratory services		185,000
Compensation awards		2,000
Time of travel studies		5,000
Sub-Total Appropriation		$1,152,545

The portion of the appropriation made to or on behalf of this Bureau, which represents General State funds may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

There is hereby appropriated from the Water Conservation Fund the sum of $250,000 for costs attributable to engineering, planning, developing and constructing regional waste water treatment plants.

430-107. *Bureau of Potable Water*

Salaries	$124,909
Officers and employees ($124,909)	
Materials and Supplies	975
Services Other Than Personal	8,016
Maintenance of Property:	
Recurring	50
Extraordinary:	
Laboratory services	55,000
Sub-Total Appropriation	$188,950
Total Appropriation, Division of Water Resources	$2,694,809

Division of Environmental Quality

435-101. *Director's Office*

Salaries	$154,373
Officers and employees ($154,373)	
Materials and Supplies	3,300
Services Other Than Personal	56,200
Maintenance of Property:	
Recurring	250
Extraordinary:	
Pesticide Regulation	44,000
Sub-Total Appropriation	$258,123

The unexpended balance as of June 30, 1972 in the account Noise Pollution Control is hereby appropriated.

435-102. *Bureau of Air Pollution Control*

Salaries	$1,770,297
Officers and employees ($1,605,089)	
Position established in lieu of appropriated revenue (165,208)	

Materials and Supplies	$172,000
Services Other Than Personal	288,150
Maintenance of Property:	
Recurring	20,500
Non-Recurring and Replacements	14,500
Extraordinary:	
Clean Air Scholarship Intern Program pursuant to C. 26:2C–24	36,000
Additions and Improvements	140,000
Sub-Total Appropriation	$2,441,447

The portion of the appropriation made to or on behalf of this Bureau which represents General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

435-103. *Bureau of Solid Waste Management*

Salaries	$159,849
Officers and employees ($159,849)	
Materials and Supplies	3,950
Services Other Than Personal	23,280
Maintenance of Property:	
Recurring	100
Extraordinary:	
Research, Development and Experimental projects	20,000
Additions and Improvements	2,600
Sub-Total Appropriation	$209,779

435-106. *Bureau of Radiation Protection*

Salaries	$312,960
Officers and employees ($312,960)	

Materials and Supplies	$11,600
Services Other Than Personal	26,550
Maintenance of Property:	
Recurring	3,750
Additions and Improvements	16,100
Sub-Total Appropriation	$370,960
Total Appropriation, Division of Environmental Quality	$3,280,309

Division of Fish, Game and Shell Fisheries

440-100. *Bureau of Shell Fisheries Research and Development*

Salaries	$33,309
Officers and employees ($33,309)	
Materials and Supplies	3,500
Services Other Than Personal	5,383
Maintenance of Property:	
Recurring	2,050
Extraordinary:	
Oyster seed bed monitoring	20,000
Shelling and seeding beds contingent upon an equal sum being provided by the Federal government	53,000
Disease resistant oyster program	6,250
Sub-Total Appropriation	$123,492

Out of the sum provided herein for Shelling and Seeding Beds . . ., a sum not to exceed $3,000 may be available, without Federal matching, for the storing and loading of shells as provided for in C. 50:3–20.10 et seq.

450-400. *Hunters' and Anglers' License Fund*

Salaries	$1,374,597
Officers and employees ($1,359,717)	
New positions (14,880)	

Materials and Supplies	$443,000
Services Other Than Personal	124,212
Maintenance of Property:	
Recurring	41,400
Non-Recurring and Replacements	90,700
Extraordinary:	
Deer management	10,000
Surface water quality program	5,500
Delaware River basin study	12,500
Compensation awards	1,500
Additions and Improvements	40,600
Sub-Total Appropriation	$2,144,009

The amount hereinabove appropriated shall be payable out of the Hunters' and Anglers' License Fund and any amount remaining therein is hereby appropriated for additional operating costs; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

451-400. *Public Shooting and Fishing Grounds Fund*

Salaries		$393,980
Officers and employees	($370,220)	
Positions transferred from another Account	(23,760)	
Materials and Supplies		80,400
Services Other Than Personal		30,700
Maintenance of Property:		
Recurring		20,100
Non-Recurring and Replacements		46,580
Extraordinary:		
Dike maintenance		4,500
Atlantic Flyway		2,060
Compensation awards		300
Additions and Improvements		22,200
Sub-Total Appropriation		$600,820

The amount hereinabove appropriated shall be payable out of the Public Shooting and Fishing Grounds Fund and any amount remaining therein shall be appropriated for additional costs of operation and for 50% of the amounts payable pursuant to R. S. 54:4–2.1; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Total Appropriation, Division of Fish, Game and Shell Fisheries.	$2,868,321

Division of Parks and Forestry

490-101. *Director's Office*

Salaries		$36,756
Officers and employees	($36,756)	
Materials and Supplies		600
Services Other Than Personal		126,537
Maintenance of Property:		
Recurring		100
Extraordinary:		
State contribution to the Bridgeton Municipal Zoo		25,000
Sub-Total Appropriation		$188,993

490-102. *Bureau of Parks*

Salaries		$3,087,669
Officers and employees	($3,042,256)	
New Positions	(45,413)	
Materials and Supplies		396,500
Services Other Than Personal		271,400
Maintenance of Property:		
Recurring		226,500
Non-Recurring and Replacements		457,000

Extraordinary:	
Maintenance, Old Barracks—Trenton, State share	$28,000
Planning and engineering for Red Bank Battlefield	5,000
Compensation awards	10,000
Additions and Improvements	150,000
Sub-Total Appropriation	$4,632,069

Receipts in excess of those anticipated from permits, fees, rentals and other revenues of the Bureau of Parks during the fiscal year ending June 30, 1973, in a sum not to exceed $35,000 are hereby appropriated for emergency operating costs of the Bureau of Parks; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The amount hereinabove appropriated for the operation, maintenance and administration of Morris Canal and Banking properties shall be payable out of the Morris Canal Fund and 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.

The unexpended balance as of June 30, 1972 in the Revolving Fund created, pursuant to P. L. 1967, c. 63 for the purchase of merchandise for sale, together with receipts derived from such sales are hereby appropriated.

490-103. *Bureau of Forestry*

Salaries	$951,664
Officers and employees ($951,664)	
Materials and Supplies	76,750
Services Other Than Personal	133,356
Maintenance of Property:	
Recurring	25,500
Non-Recurring and Replacements	73,500

Extraordinary:	
Gypsy moth control on State-owned lands (not to be used for the purchase and use of any long-lasting, persistent pesticides like DDT)	$50,000
Fire fighting costs	130,000
Compensation awards	10,000
Additions and Improvements	32,000
Sub-Total Appropriation	$1,482,770

The unexpended balance as of June 30, 1972 in the account Fire Fighting Costs is hereby appropriated.

499-100. *Pinelands Environmental Council*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Division of Parks and Forestry	$6,303,832
Total Appropriation, Department of Environmental Protection	$27,476,859

500. Department of Education

General Assistance for Public and Non-Public Education

31100. *Financial Assistance to Local School Districts*

31104. School Building Aid	$207,553
31105. Pupil Transportation	18,462
Total Appropriation	$226,015

Salaries:	
Officers and employees	($209,042)
Materials and Supplies	(2,914)
Services Other Than Personal	(13,398)
Maintenance of Property:	
Recurring	(661)

Receipts derived from inspection of school construction are hereby appropriated for the purpose of meeting the costs of conducting such inspections.

31200. *General Assistance Programs for Public Schools*

31201.	Curriculum, Supervision and Administration	$1,244,103
31202.	Teacher Education and Certification	317,914
31204.	Educational Improvement Center	250,000
31206.	Resolution of School Controversies and Disputes	177,410
31207.	Drug Control Programs	100,000
31208.	Equal Educational Opportunity Programs	25,098
31209.	Aid for Equipment, Materials and Audio-Visual	238,877
	Total Appropriation	$2,353,402

Salaries:

Officers and employees	($1,231,618)
New positions	(22,812)
Materials and Supplies	(18,500)
Services Other Than Personal	(86,687)
Maintenance of Property:	
Recurring	(3,285)
Extraordinary:	
Vocational teacher training	(60,000)
Teacher training	(315,000)
Teacher certification performance evaluation	(90,000)
NDEA—State share	(175,000)
Drug Control programs relating to education, pursuant to P. L. 1970, c. 228 and 229 and P. L. 1971, c. 55	(100,000)
Regional Educational Improvement Center	(250,000)
Additions and Improvements	(500)

The unexpended balance as of June 30, 1972 of the revolving fund created pursuant to P. L. 1967, c. 63 for the purpose of printing and reprinting

literature for sale, and for the purchase and sale of films, and receipts derived from such sales is hereby appropriated.

Receipts from charges made to recipient agencies for the distribution of Federal surplus property, in accordance with applicable regulations, are hereby appropriated as a revolving fund to defray all costs of administration of the Federal Surplus Property Distribution Program.

Programs for Specific Groups and Limited Purposes

32100. *Programs for the Handicapped*

32101.	Staff and Program Development	$855,815
	Total Appropriation	$855,815

Salaries:	
Officers and employees	($334,225)
Materials and Supplies	(3,656)
Services Other Than Personal	(17,139)
Maintenance of Property:	
Recurring	(727)
Extraordinary:	
Establish Regional Day School Center	(500,000)
Additions and Improvements	(68)

Receipts from tuition charges are hereby appropriated for the costs of operation of Regional Day School Centers, provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

32200. *Programs for the Disadvantaged*

32201.	Aid to Programs for the Disadvantaged	$942
32202.	Model Cities	25,449
32203.	Migrant Education	45,000
	Total Appropriation	$71,391

Salaries:
Officers and employees ..... ($23,279)
Materials and Supplies ..... (985)
Services Other Than Personal ..... (2,090)

Maintenance of Property:
Recurring ..... (37)

Extraordinary:
Migrant school program ..... (45,000)

32300. *Adult Education Programs*

32301. Adult and Continuing Education	$42,334
Total Appropriation	$42,334

Salaries:
Officers and employees ..... ($41,208)
Materials and Supplies ..... (324)
Services Other Than Personal ..... (720)

Maintenance of Property:
Recurring ..... (82)

The unexpended balance as of June 30, 1972, together with receipts in the fiscal year 1972-73 in the General Educational Development Test Program account are hereby appropriated as a continuing revolving fund.

32400. *Programs for School Nutrition*

32401. School Lunch Programs	$58,281
Total Appropriation	$58,281

Salaries:
Officers and employees ..... ($48,697)
Materials and Supplies ..... (1,600)
Services Other Than Personal .... (7,984)

Direct Public Services

34100. *Programs for the Deaf*

34101.	Marie H. Katzenbach School for the Deaf	$2,960,762
	Total Appropriation	$2,960,762

Salaries:	
Officers and employees	($2,476,849)
New positions	(24,609)
Food in lieu of cash	(22,696)
Materials and Supplies	(248,600)
Services Other Than Personal	(60,162)
Maintenance of Property:	
Recurring	(27,600)
Non-Recurring and Replacements	(69,200)
Extraordinary:	
Compensation awards	(1,046)
Additions and Improvements	(30,000)

34200. *Programs for the State Library and Historical Commission*

34201.	State Library and Historical Commission	$1,289,562
	Total Appropriation	$1,289,562

Salaries:	
Officers and employees	($928,789)
Materials and Supplies	(141,710)
Services Other Than Personal	(68,289)
Maintenance of Property:	
Recurring	(774)
Extraordinary:	
New Jersey Historical Commission	(150,000)

The unexpended balance as of June 30, 1972 in the Microfilm Program account is hereby appropriated.

Receipts derived from charges made for photocopy services are hereby appropriated.

The unexpended balance as of June 30, 1972 in the New Jersey Bicentennial Celebration account is hereby appropriated.

The unexpended balance as of June 30, 1972 in the New Jersey Historical Commission account is hereby appropriated.

The unexpended balance as of June 30, 1972 in the Record storage facility account is hereby appropriated.

34300. *Programs for the State Museum and New Jersey School of the Arts*

34301. State Museum and New Jersey School of the Arts	$1,014,204
Total Appropriation	$1,014,204

Salaries:	
Officers and employees	($767,851)
Materials and Supplies	(54,750)
Services Other Than Personal	(76,203)
Maintenance of Property:	
Recurring	(5,900)
Non-Recurring and Replacements	(5,400)
Extraordinary:	
Acquisition of art and historical objects	(100,000)
Scientific research	(4,000)
Additions and Improvements	(100)

The unexpended balance as of June 30, 1972 in the New Jersey School of the Arts account is hereby appropriated.

The unexpended balance as of June 30, 1972 of the Revolving fund—Museum shop created pursuant to P. L. 1959, c. 106 for the purpose of printing literature and maps for sale and for purchase of merchandise for sale, together with the receipts derived from such sales is hereby appropriated.

Receipts from charges made for mailing and handling of films and the unexpended balance as of June 30, 1972 in the Revolving fund—Films are hereby appropriated as a revolving fund to be used to replace damaged or lost films and for the maintenance and replacement of equipment and purchase of supplies needed for this operation.

Department Planning, Management and General Support

39100. *Department Planning and Management*

39101.	Commissioner's Office	$624,084
39102.	State Board and Selected Advisory Councils	5,500
39103.	Planning, Evaluation, Research and Program Development	970,782
	Total Appropriation	$1,600,366

Salaries:		
Commissioner	(	$38,000)
Officers and employees	(	678,955)
New position	(	34,000)
Materials and Supplies	(	16,409)
Services Other Than Personal	(	106,638)
Maintenance of Property:		
Recurring	(	1,360)
Extraordinary:		
State Board Expenses	(	5,500)
Learning Institutes, pursuant to P. L. 1970, c. 122	(	400,000)
Our schools	(	25,000)
Statewide testing	(	100,000)
Environmental education, pursuant to P. L. 1971, c. 279	(	85,000)
Technology for children	(	109,504)

39200. *General Support*

39201.	Management Information System	$160,000
39202.	Other General Support	618,170
	Total Appropriation	$778,170

Salaries:		
Officers and employees	(	$570,574)
Materials and Supplies	(	7,389)
Services Other Than Personal	(	36,352)
Maintenance of Property:		
Recurring	(	2,483)
Non-Recurring and Replacements	(	1,224)
Extraordinary:		
Management Information System	(	160,000)
Additions and Improvements	(	148)

Receipts derived from the sale of school law decisions and other publications and printed materials are hereby appropriated as a revolving fund for the purpose of printing and purchasing such publications and materials for resale.

Total Appropriation, Department of Education	$11,250,302

Of the amount hereinabove appropriated to the Department of Education, the sums hereinafter set forth are hereby appropriated from the State Lottery Fund:

Drug Control Programs relating to Education	$100,000
Regional Educational Improvement Center	250,000
Establish regional day school centers	500,000
Additional services and costs at Marie H. Katzenbach School for the Deaf	116,714
Technology for Children Program	109,504
Total Appropriation from State Lottery Fund	$1,076,218

540. Department of Higher Education

39000. *Department Management and General Support*

39110.	Administration	$3,096,463
39210.	Support Services	8,820,469
39910.	New Jersey Educational Opportunity Fund	14,452,170
39920.	Scholarships and Loan	17,553,750
	Total Appropriation	$43,922,852

Salaries:		
Chancellor	(	$38,000)
Officers and employees	(	1,236,287)
New positions	(	68,662)
Positions established from lump-sum appropriation	(	160,500)
Materials and Supplies	(	65,750)
Services Other Than Personal	(	362,834)
Maintenance of Property:		
Recurring	(	3,000)
Non-Recurring and Replacements	(	2,000)
Extraordinary:		
Central library computerized processing center	(	179,000)
Board of Higher Education expenses	(	3,000)
Computer network planning and implementation	(	600,000)
Veterinary Medicine Education Program, pursuant to P. L. 1971, c. 191	(	50,000)
Council for Higher Education in Newark	(	145,500)
College Information System and Higher Education Management System	(	100,000)
Management by Objectives Program	(	750,000)
Planning, New State College	(	150,000)
Interest on Public Building Construction Bonds—P. L. 1968, c. 128	(	6,124,179)

Interest on State Higher Education Bonds—P. L. 1959, c. 10	(	$594,160)
Interest on State Higher Education Construction Bonds—P. L. 1964, c. 142	(	1,123,200)
Interest on Higher Education Building Construction Bonds—P. L. 1971, c. 164	(	978,930)
Educational Opportunity Fund Board expenses	(	1,500)
Opportunity Grants	(	11,050,000)
Supplementary Education Program Grants	(	3,180,000)
Scholarships and Student Loans Scholarships, pursuant to N. J. S. 18A:71–4	(	4,488,000)
Incentive Grants, pursuant to N. J. S. 18A:71–18	(	1,516,000)
Tuition Aid Grants, pursuant to C. 18A:71–41 et seq.	(	3,570,000)
County College Graduate Scholarships, pursuant to N.J.S. 18A:71–2 et seq.	(	313,000)
Edwin Aldrin Scholarship Fund	(	100,000)
For allocation by the Board of Higher Education to appropriate components of the Student Aid Program to assist students who attend State higher education institutions in meeting all or part of the additional tuition costs resulting from any general tuition increase; provided that a plan for allocation of the funds shall first be approved by the Director of the Division of Budget and Accounting	(	6,965,000)
Additions and Improvements	(	4,350)

The unexpended balances as of June 30, 1972 in the account Scholarships and Student Loans are hereby appropriated for Scholarships, pursuant to N. J. S. 18A:71–4.

The unexpended balance as of June 30, 1972 in the account Auxiliary Services Equalization Fund is hereby appropriated.

The unexpended balance as of June 30, 1972 in the account Veterinary Medicine Education Program is hereby appropriated.

The unexpended balance as of June 30, 1972 in the account Edwin Aldrin Scholarship Fund is hereby appropriated.

33000. *Higher Education Institutional Programs*

550-100. *Glassboro State College*

33110.	Instruction	$7,808,338
33130.	Extension and Public Service	428,050
33240.	Auxiliary Services	1,035,240
33950.	Academic Support	686,780
33960.	Student Services	913,939
33970.	Institutional Support	2,770,401
	Total Appropriation	$13,642,748

Salaries:	
Officers and employees	($7,373,783)
New positions	(832,241)
Positions established from lump-sum appropriation—Extension and Public Service	(1,119,309)
Positions established from other lump-sum appropriations	(455,442)
Adjunct faculty	(350,000)
Student aides	(121,638)
Materials and Supplies	(792,048)
Services Other Than Personal	(591,901)
Maintenance of Property:	
Recurring	(106,245)
Non-Recurring and Replacements	(59,306)
Extraordinary:	
State share—NDEA Student Loan Fund	(17,333)

State share—College Work-Study Program	(	$30,000)
Extension and public service	(	428,050)
Auxiliary services	(	1,035,240)
Additions and Improvements	(	330,212)

551-100. *Jersey City State College*

33110.	Instruction	$7,332,730
33130.	Extension and Public Service	362,302
33240.	Auxiliary Services	128,000
33950.	Academic Support	503,170
33960.	Student Services	752,748
33970.	Institutional Support	2,497,715
	Total Appropriation	$11,576,665

Salaries:		
Officers and employees	(	$6,424,756)
New positions	(	638,564)
Positions established from lump-sum appropriation—Extension and Public Service	(	894,026)
Positions established from other lump-sum appropriations	(	399,243)
Adjunct faculty	(	500,000)
Student aides	(	107,000)
Materials and Supplies	(	602,550)
Services Other Than Personal	(	453,830)
Maintenance of Property:		
Recurring	(	81,265)
Non-Recurring and Replacements	(	98,446)
Extraordinary:		
A. Harry Moore Laboratory School —Operating expenses	(	528,640)
State share—NDEA Student Loan Fund	(	16,000)
State share—College Work-Study Program	(	63,500)
Extension and public service	(	362,302)
Auxiliary services	(	128,000)
Additions and Improvements	(	278,543)

There is hereby appropriated for additional operating expenses of the A. Harry Moore Laboratory School of Jersey City State College all tuition and other receipts from the operation of the School in excess of $528,640; provided, however, that the expenditure shall be subject to transfers approved as prescribed in section 3 of this act.

552-100. *Newark State College*

33110.	Instruction	$7,226,896
33130.	Extension and Public Service	660,350
33240.	Auxiliary Services	200,000
33950.	Academic Support	528,000
33960.	Student Services	1,176,702
33970.	Institutional Support	2,899,901
	Total Appropriation	**$12,691,849**

Salaries:	
Officers and employees	($7,512,727)
New positions	(402,549)
Positions established from lump-sum appropriation—Extension and Public Service	(1,298,821)
Positions established from other lump-sum appropriations	(367,132)
Adjunct faculty	(625,000)
Student aides	(75,000)
Materials and Supplies	(669,600)
Services Other Than Personal	(556,370)
Maintenance of Property:	
Recurring	(88,900)
Non-Recurring and Replacements	(64,900)
Extraordinary:	
State share—NDEA Student Loan Fund	(11,000)
State share—College Work-Study Program	(12,000)
Extension and public service	(660,350)
Auxiliary services	(200,000)
Additions and Improvements	(147,500)

553-100. *The William Paterson College of New Jersey*

33110.	Instruction	$7,166,583
33130.	Extension and Public Service	398,132
33240.	Auxiliary Services	309,088
33950.	Academic Support	557,177
33960.	Student Services	864,388
33970.	Institutional Support	2,658,459
	Total Appropriation	$11,953,827

Salaries:		
Officers and employees	($8,095,939)	
New positions	(297,014)	
Positions established from lump-sum appropriation—Extension and Public Service	(736,130)	
Positions established from other lump-sum appropriatinons	(287,541)	
Adjunct faculty	(96,000)	
Student aides	(100,000)	
Materials and Supplies	(627,285)	
Services Other Than Personal	(417,432)	
Maintenance of Property:		
Recurring	(60,526)	
Non-Recurring and Replacements	(94,040)	
Extraordinary:		
State share—NDA Student Loan Fund	(19,200)	
State share—College Work-Study Program	(40,200)	
Extension and public service	(398,132)	
Auxiliary services	(309,088)	
Additions and Improvements	(375,300)	

554-100. *Montclair State College*

33110.	Instruction	$9,304,548
33130.	Extension and Public Service	525,320
33240.	Auxiliary Services	1,473,478
33950.	Academic Support	751,805

33960.	Student Services	$1,084,210
33970.	Institutional Support	3,718,508
	Total Appropriation	$16,857,869

Salaries:	
Officers and employees	($9,266,540)
New positions	(1,055,937)
Positions established from lump-sum appropriation — Extension and Public Service	(1,127,461)
Positions established from other lump-sum appropriations	(344,039)
Adjunct faculty	(331,558)
Student aides	(175,000)
Materials and Supplies	(985,699)
Services Other Than Personal	(620,566)
Maintenance of Property:	
Recurring	(167,517)
Non-Recurring and Replacements	(277,511)
Extraordinary:	
State share—NDA Student Loan Fund	(25,000)
State share—College Work-Study Program	(30,000)
Closed circuit television	(40,000)
Extension and public service	(525,320)
Auxiliary services	(1,473,478)
Additions and Improvements	(412,243)

555-100. *Trenton State College*

33110.	Instruction	$8,427,806
33130.	Extension and Public Service	581,750
33240.	Auxiliary Services	2,433,780
33950.	Academic Support	685,746
33960.	Student Services	1,224,559
33970.	Institutional Support	2,905,563
	Total Appropriation	$16,259,204

Salaries:	
Officers and employees	($8,136,696)
New positions	(564,624)
Positions established from lump-sum appropriation—Extension and Public Service	(992,467)
Positions established from other lump-sum appropriations	(378,349)
Adjunct faculty	(460,686)
Student aides	(196,190)
Materials and Supplies	(744,380)
Services Other Than Personal	(598,067)
Maintenance of Property:	
Recurring	(96,271)
Non-Recurring and Replacements	(137,137)
Extraordinary:	
State share—NDEA Student Loan Fund	(31,500)
State share—College Work-Study Program	(6,000)
Demonstration school service	(250,000)
Child study and demonstration center	(100,982)
Fire detection and alarm	(60,000)
Nursing loans and scholarships	(4,000)
Extension and public service	(581,750)
Auxiliary Services	(2,433,780)
Additions and Improvements	(486,325)

556-100. *Ramapo College of New Jersey*

33110.	Instruction	$2,285,703
33130.	Extension and Public Service	49,000
33240.	Auxiliary Services	354,000
33950.	Academic Support	544,587
33960.	Student Services	496,183
33970.	Institutional Support	1,393,035
	Total Appropriation	$5,122,508

Salaries:	
Officers and employees	($1,855,915)
New positions	(1,298,046)
Adjunct faculty	(64,226)
Student aides	(80,000)
Materials and Supplies	(594,600)
Services Other Than Personal	(338,026)
Maintenance of Property:	
Recurring	(34,150)
Non-Recurring and Replacements	(18,000)
Extraordinary:	
State share—NDEA Student Loan Fund	(16,000)
State share—College Work-Study Program	(22,000)
Extension and Public Service	(49,000)
Auxiliary Services	(354,000)
Additions and Improvements	(398,545)

557-100. *Richard Stockton State College*

33110.	Instruction	$1,829,006
33130.	Extension and Public Service	61,000
33240.	Auxiliary Services	731,885
33950.	Academic Support	637,454
33960.	Student Services	399,454
33970.	Institutional Support	1,394,427
	Total Appropriation	$5,053,226

Salaries:	
Officers and employees	($1,761,270)
New positions	(1,078,971)
Student aides	(55,070)
Materials and Supplies	(766,419)
Services Other Than Personal	(328,456)
Maintenance of Property:	
Recurring	(59,233)
Non-Recurring and Replacements	(53,000)

Extraordinary:	
State share—NDEA Student Loan Fund Program	($11,475)
State share—College Work-Study Program	(20,000)
New Jersey Marine Science Consortium	(7,000)
Extension and public service	(61,000)
Auxiliary services	(731,885)
Additions and Improvements	(119,447)

The amounts appropriated to the various State Colleges for Student Aides within the Student Aid Program shall constitute the appropriation to carry out the provisions of N. J. S. 18A:64–17; provided, however, that payment for the value of work performed by students may be in cash in lieu of being credited toward the payment of student charges for tuition, room and board.

Receipts in excess of those anticipated from the operation of cafeterias and boarding halls are hereby appropriated.

Receipts in excess of those anticipated from regular tuition are hereby appropriated subject to approval by the Chancellor of Higher Education.

Receipts at all State Colleges from fees for student service charges and parking fees, together with the balance of such funds as of June 30, 1972, are hereby appropriated.

Funds for the operation of the Extension and Public Service program are hereby appropriated out of the receipts derived therefrom, together with all receipts in excess of those anticipated therefrom. The unexpended balances in the accounts designated Part-Time, Summer and Graduate programs are hereby appropriated to the Extension and Public Service program.

So much of the Auxiliary Services income realized from the several State Colleges which is not pledged for the payment of principal and interest

on bonds of this State and which is in excess of sums required for the operation and maintenance of such auxiliary services shall be available to equalize charges to students for room and board at State College facilities leased from the New Jersey Educational Facilities Authority, as provided in N. J. S. 18A:64–18.

So much herein as may be appropriated for additional costs relating to increased full-time and part-time enrollment, exclusive of Extension and Public Service, shall be withheld by the Director of the Division of Budget and Accounting to the extent that the actual weighted enrollment shall be more than 1% below the anticipated weighted enrollment.

The unexpended balances as of June 30, 1972 in the Library development accounts within the Academic Support Programs in the various State Colleges are hereby appropriated for the same purpose.

With respect to the transfer of funds between items of appropriation as provided in C. 52:27B–28 and section 3 of this act, the Program Element accounts shall be deemed to be the primary expenditure accounts as provided for in N. J. S. 18A:64–6f.

562-400. *State School of Conservation, Lake Wapalanne*

33130. Extension and Public Service	$278,204
Total Appropriation	$278,204

Extraordinary:
Operating Expenses ..... ($278,204)

Of the amount hereinabove appropriated, the sum of $228,204 shall be payable out of receipts derived from the operation of this School and there are hereby appropriated receipts in excess of the amount hereinabove specifically set forth, together

with the unexpended balance of such receipts as of June 30, 1972; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Rutgers, The State University

570-100. *General University*

33110.	Instruction		$47,532,241
33130.	Extension and Public Service		2,178,440
33240.	Auxiliary Services		19,437,328
33950.	Academic Support		4,680,833
33960.	Student Services		8,223,188
33970.	Institutional Support		19,956,665*
	Sub-Total, General Operations		$102,008,695*
	Special Funds expense		22,600,000
	Total All Operations		$124,608,695*
Less:			
	General Services income	*$25,764,682*	
	Special Funds income	*22,600,000*	
	Auxiliary Services income	*19,437,328*	
	Total Income Deductions		*$67,802,010*
	Appropriation, Exclusive of Land Grant Interest	$54,329,858	
	Land Grant Interest	5,800	
	Sub-Total Appropriation, General University		$56,806,685*

Salaries:

Officers and employees	($56,702,123)
New positions	(2,615,221)
Coadjunct salaries	(2,062,341)
Student wages	(439,616)
Wages of labor	(1,102,014)

Transferred from lump-sum appropriations and other accounts:		
Officers and employees	(	$802,476)
Student wages	(	207,906)
Wages of labor	(	131,502)
Materials and Supplies	(	6,862,245)
Services Other Than Personal	(	5,724,448)*
Maintenance of Property:		
Recurring	(	1,215,786)
Non-Recurring and Replacements	(	798,624)
Extraordinary:		
Research grants	(	225,000)
Recataloging science and medical libraries	(	44,080)
Major renovations	(	100,000)
Retirement allowances	(	479,700)
Interest	(	56,500)
Contingent fund	(	110,000)
Management improvement	(	200,000)
Affirmative Action Program	(	40,000)
Graduate and Law School fellowships	(	64,000)
Student aid	(	1,787,000)
State share—College Work-Study Program	(	250,000)
To provide an adequate program for guidance of public employers in employee-management relations, pursuant to the provisions of C. 34:13A	(	50,000)
Additions and Improvements	(	500,785)
Special Funds expense	(	22,600,000)
Auxiliary Funds expense	(	19,437,328)
Less:		
General Services income	*(*	*25,764,682)*
Special Funds income	*(*	*22,600,000)*
Auxiliary Services income	*(*	*19,437,328)*

Expenditure of the $200,000 from the Management Improvement account shall be subject to approval by the Chancellor of Higher Education and the

Director of the Division of Budget and Accounting, of a comprehensive plan to be prepared and followed by the University.

Rutgers, The State University

572-100. *Agricultural Experiment Station*

33120.	Organized Research		$6,915,969
33130.	Extension and Public Service		2,495,662*
33950.	Academic Support		23,306
33960.	Institutional Support		789,775
	Sub-Total General Operations		$10,224,712*
Less:			
	General Services income	*$54,573*	
	Special Funds income	*2,118,023*	
	Total Income Deductions		*2,172,596*
	Sub-Total Appropriation, Agricultural Experiment Station		$8,052,116*
Salaries:			
	Officers and employees	($7,582,863)*	
	Wages of labor	(931,651)	
	Student wages	(36,400)	
Materials and Supplies		(719,786)	
Services Other Than Personal		(335,215)	
Maintenance of Property:			
	Recurring	(186,774)	
	Non-Recurring and Replacements	(186,776)	
Extraordinary:			
	South Jersey Research Center	(35,000)	
	Asparagus research	(40,000)	
	Operation of Willowood Farm Arboretum and Bird Sanctuary	(15,000)	
	Blackbird control	(15,000)	
Additions and Improvements		(140,247)	

Less:		
General Services income	*($54,573)*	
Special Fund income	*(2,118,023)*	
The unexpended balance as of June 30, 1972 in this account is hereby appropriated for Organized Research.		
Total Appropriation, Rutgers, The State University		$64,858,801*

573. *College of Medicine and Dentistry of New Jersey*

573-100. *Central Administration*

33970.	Administration and Institutional Services	$451,572
	Sub-Total Appropriation, Central Administration	$451,572

573-101. *New Jersey Medical School—Newark*

33110.	Instruction		$9,473,189
33120.	Organized Research		7,900,000
33130.	Extension and Public Service		25,106,904
33240.	Auxiliary Services		135,717
33950.	Academic Support		376,262
33960.	Student Services		162,626
33970.	Institutional Support		2,256,771
	Sub-Total Administration, All Operations		$45,411,469
Less:			
	General Services Income	*$1,179,500*	
	Special Services Income	*7,900,000*	
	Auxiliary Services Income	*135,717*	
	Hospital Services Income	*13,215,000*	
	Total Income Deductions		*22,430,217*
	Sub-Total Appropriation, New Jersey Medical School—Newark		$22,981,252

573-102. *Rutgers Medical School*

33110.	Instruction	$5,772,030
33120.	Organized Research	1,200,000
33130.	Extension and Public Service	6,958,505
33950.	Academic Support	120,000
33960.	Student Services	89,240
33970.	Institutional Support	1,640,938
	Sub-Total Appropriation, All Operations	$15,780,713
	Less:	
	General Services Income *$176,260*	
	Special Services Income *1,200,000*	
	Hospital Services Income *3,409,990*	
	Psychiatric Institute Income *1,222,737*	
	Total Income Deductions	*6,008,987*
	Sub-Total Appropriation, Rutgers Medical School	$9,771,726

573-103. *College-Wide Programs*

33110.	Instruction	$498,397
33120.	Medical Research	310,500
33960.	Student Services	95,000
33970.	Institutional Support	719,901
	Sub-Total Appropriation, College-Wide Programs	$1,623,798
	Total Appropriation, College of Medicine and Dentistry of New Jersey	$34,828,348

Salaries:

Officers and employees	($13,903,286)
New positions	(1,639,984)
Positions transferred from Raritan Valley Hospital	(1,041,632)
Wages of labor	(25,832)
Materials and Supplies	(1,423,912)
Services Other Than Personal	(2,292,131)

Maintenance of Property:	
Recurring	($180,340)
Non-Recurring and Replacements	(279,607)
Extraordinary:	
New Jersey Medical School—Newark—	
Student transportation	(13,094)
Student Aid Matching Fund	(58,700)
Board of Trustees Planning Fund	(10,000)
Purchase of Instruction—Nursing School	(90,000)
Fellowship and Matching Loan Fund	(21,300)
Minority Aid Program	(95,000)
Rutgers Medical School—Student Aid	(35,000)
Additions and Improvements	(546,108)
Special Funds Expense	(9,100,000)
Auxiliary Fund Expenses	(135,717)
Hospital and Clinic Expenses	(30,842,672)
Psychiatric Institute Expense; Rutgers—Community Mental Health Center	(1,222,737)
Research under contract with the Institute of Medical Research, Camden	(310,500)
Less:	
General Services Income	*($1,355,760)*
Special Services Income	*(9,100,000)*
Auxiliary Services Income	*(135,717)*
Hospital Services Income	*(16,624,990)*
Psychiatric Institute Income	*(1,222,737)*

All general services income or hospital services income in excess of the amounts anticipated shall be credited to the General Treasury and there is hereby appropriated therefrom for service improvements in Martland Hospital and the College of Medicine and Dentistry, upon request of the Board of Trustees of the College of Medicine

and Dentistry, so much of such excess income as the Chancellor of Higher Education and the Director of the Division of Budget and Accounting shall determine; provided, however, that from any excess income arising from participation under the State Medical Assistance Program and Title XIX of the Federal Social Security Act, so much of such sum that represents the State share of medical assistance is hereby appropriated to the Division of Medical Assistance and Health Services in the Department of Institutions and Agencies for the purpose of making further payments pursuant to C. 30:4D–1 et seq.

The appropriation for Medical Research is made subject to the condition that any and all discoveries, patentable processes, pharmaceuticals or appliances, and any clinical procedures or tests, shall be made available to the public under the standard policy of the Federal Department of Health, Education and Welfare governing such matters.

574-100. *Newark College of Engineering and Newark Technical School*

33110.	Instruction		$6,271,615
33120.	Organized Research		131,237
33130.	Extension and Public Service		294,224
33240.	Auxiliary Services		1,129,606
33950.	Academic Support		292,660
33960.	Student Services		615,466
33970.	Institutional Support		3,040,236
	Sub-Total All Operations		$11,775,044
Less:			
	General Services income	*$3,196,062*	
	Auxiliary Services income	*1,129,606*	
	Total Income Deductions		*4,325,668*
	Total Appropriation, Newark College of Engineering and Newark Technical School		$7,449,376

Salaries:		
Officers and employees	($7,982,555)	
Materials and Supplies	(557,020)	
Services Other Than Personal	(1,178,797)	
Maintenance of Property:		
Recurring	(39,820)	
Non-Recurring and Replacements	(18,990)	
Extraordinary:		
Scholarships, grants—Fellowships	(135,000)	
Mortgage interest and amortization	(27,216)	
Retirement allowances	(282,224)	
Miscellaneous administrative	(55,800)	
Group Life, Major Medical and Hospitalization	(118,830)	
Social Security Tax	(174,286)	
Additions and Improvements	(74,900)	
Auxiliary Fund Expenses	(1,129,606)	
Less:		
General Services Income	*(3,196,062)*	
Auxiliary Services Income	*(1,129,606)*	
Total Appropriation, Department of Higher Education		$244,495,477*

Of the amount hereinabove appropriated to the Department of Higher Education, the sums hereinafter set forth are hereby appropriated from the

State Lottery Fund:	
Computer Network Planning and implementation	$417,000
College Information System and Higher Education Management System	100,000
Council for Higher Education in Newark	145,500

New Program Objectives:		
Cooperative education External degree (Edison College) Master Plan III (Realignment of curricula offerings) Prisoner education Hudson County Middle College		$750,000
Planning a new State college		150,000
Educational Opportunity Grants		1,302,000
Supplementary Education Program Grants		300,000
Scholarships and Student Loans:		
Incentive grants		40,632
Tuition aid grants		186,000
County College graduate scholarships		26,600
Edwin Aldrin Scholarship Fund		100,000
Additional College Students:		
Glassboro	1,218	1,208,256
Jersey City	678	652,914
Newark	339	297,981
Paterson	45	45,990
Montclair	1,165	1,116,070
Trenton	485	512,160
Ramapo	1,281	2,310,924
Stockton	1,050	2,043,300
Rutgers	2,978	4,982,194
College of Medicine and Dentistry	286	7,590,133
Clinical services at College of Medicine and Dentistry:		
Raritan Valley Hospital		281,744
Martland Hospital		1,498,239
Total Appropriation from State Lottery Fund		$26,057,637

600. Department of Transportation

Construction of Transportation Facilities

61300. *Transportation Buildings and Land*

61301.	Physical Plant Construction Engineering	$125,755
	Total Appropriation	$125,755

Salaries:	
Officers and employees	($90,776)
Positions transferred from other programs	(32,213)
Materials and Supplies	(1,300)
Services Other Than Personal	(1,466)

61400. *Debt Service*

61401.	Interest on Highway Improvement Bonds—P. L. 1930, c. 228	$180,423
61402.	Interest on State Transportation Bonds—P. L. 1968, c. 126	18,602,888
	Total Appropriation	$18,783,311

Any appropriation herein or heretofore made for interest on State Transportation bonds issued for projects and programs within the purview of C. 54:8A–1 et seq. (Emergency Transportation Tax Act) shall first be charged to the Transportation Fund established in such act.

Any appropriation herein or heretofore made for interest on State Transportation bonds issued for projects and programs within the purview of C. 54:8A–58 et seq. (Transportation Benefits Tax Act) shall first be charged to the Transportation Benefits Fund established in such act.

Improvements to Transportation Facilities

62100. *Highway Betterments*

62101.	Electrical and Traffic Improvements	$831,997
62102.	Roadway and Bridge Improvements	5,584,407
	Total Appropriation	$6,416,404

Salaries:
- Officers and employees ..... ($892,335)
- Positions transferred from other Programs ..... (16,449)

Materials and Supplies ..... (480)
Services Other Than Personal ..... (7,140)

Extraordinary:
- Traffic signals, signs, lighting, and safety improvements ..... (500,000)
- Construction, reconstruction, improvement or rebuilding of State highways including resurfacing and major bridge repairs or rehabilitation ..... (5,000,000)

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

62400. *Vehicular and Heavy Construction Equipment*

62401.	Equipment Acquisition	$2,214,034
	Total Appropriation	$2,214,034

Salaries:
- Officers and employees ..... ($61,314)

Materials and Supplies ..... (830)
Services Other Than Personal ..... (1,890)

Maintenance of Property:
- Non-Recurring and Replacements . (1,950,000)

Additions and Improvements ..... (200,000)
The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Operation and Maintenance of Transportation Facilities

63100. *State and Local Highway Systems*

63101.	Roadway and Bridge Maintenance	$18,213,849
63102.	Electrical and Traffic Operations	4,869,906
	Total Appropriation	$23,083,755

Salaries:		
Officers and employees	($16,142,021)	
Positions transferred from other Programs	(118,459)	
Materials and Supplies	(1,294,700)	
Services Other Than Personal	(237,575)	
Maintenance of Property:		
Recurring	(3,259,000)	
Non-Recurring and Replacements	(2,030,000)	
Additions and Improvements	(2,000)	

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

63200. *Public Transportation Systems*

63201.	Railroad and Bus Operations	$17,549,238
	Total Appropriation	$17,549,238

Salaries:		
Officers and employees	($332,635)	
Positions transferred from other Programs	(17,703)	
Materials and Supplies	(5,500)	
Services Other Than Personal	(618,400)	
Extraordinary:		
To carry out the provisions of C. 27:1A–15 et seq., for passenger service subsidies	(15,000,000)	
Bridgeport-Chester Ferry Service Subsidy	(75,000)	
Bus Subsidies, subject to the enactment of enabling legislation	(1,500,000)	

The unexpended balance as of June 30, 1972 in the Extraordinary category, excluding the account Bus Subsidies, pursuant to C. 27:1A–28.1 et seq., is hereby appropriated.

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–1 et seq. (Emergency Transportation Tax Act) shall first be charged to the Transportation Fund established in such act.

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–58 et seq. (Transportation Benefits Tax Act) shall first be charged to the Transportation Benefits Fund established in such act.

63300. *Aeronautics*

63301. Aeronautics	$265,125
Total Appropriation	$265,125

Salaries:		
Officers and employees	(	$209,710)
Materials and Supplies	(	5,928)
Services Other Than Personal	(	49,437)
Maintenance of Property:		
Recurring	(	50)

63400. *Transportation Buildings and Land*

63401. Transportation Buildings and Land	$1,324,621
Total Appropriation	$1,324,621

Salaries:		
Officers and employees	(	$652,558)
Positions transferred from other Programs	(	47,828)
Materials and Supplies	(	412,675)
Services Other Than Personal	(	83,495)

Maintenance of Property:
Recurring ..... ($78,065)
Non-Recurring and Replacements .. (50,000)

63500. *Equipment Maintenance and Operations*

63501. Equipment Maintenance and Operations ..	$4,719,998
Total Appropriation	$4,719,998

Salaries:
Officers and employees ..... ($3,037,284)
Positions transferred from other Programs ..... (118,039)
Materials and Supplies ..... (623,550)
Services Other Than Personal ..... (16,125)
Maintenance of Property:
Recurring ..... (925,000)

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Planning and Research

64100. *Planning*

64101. Planning	$2,346,511
Less: Portion of Federal aid receivable which is applicable to highway planning	*1,610,805*
Total Appropriation	$735,706

Salaries:
Officers and employees ..... ($1,341,692)
Positions transferred from other Programs ..... (46,584)
Materials and Supplies ..... (27,900)
Services Other Than Personal ..... (151,335)

Maintenance of Property:
Recurring ..... (1,000)

Extraordinary:	
Transportation planning aspects of studies in the Northeastern New Jersey-New York urban area conducted by the Tri-State Regional Planning Commission	($405,000)
Transportation planning aspects of other comprehensive planning studies	(313,000)
Public mass transportation and aviation comprehensive planning studies	(60,000)
Less: Portion of Federal aid receivable which is applicable to highway planning	(1,610,805)

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Sums allocated by the Commissioner, for planning, in the annual construction program may be transferred to this account for expenditure; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

There is hereby appropriated from the State Transportation Fund the sum of $140,000 for public mass transportation planning studies.

64200. *Research*

64201. Research	$1,274,291
Less: Portion of Federal aid receivable which is applicable to highway research	*400,000*
Total Appropriation	$874,291

Salaries:	
Officers and employees	($1,159,711)
Materials and Supplies	(17,050)
Services Other Than Personal	(95,030)

Maintenance of Property:		
Recurring	($1,500)	
Non-Recurring and Replacements	(1,000)	
Less: Portion of Federal aid receivable which is applicable to highway research	(*400,000*)	

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Sums allocated by the Commissioner, for research, in the annual construction program may be transferred to this account for expenditure; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Management and General Support

69100. *Department Management*

69101.	Department Administration	$516,670
69102.	Employee and Management Services	2,513,987
69103.	Fiscal Management	1,589,784
	Total Appropriation	$4,620,441

Salaries:		
Commissioner	($40,000)	
Officers and employees	(2,542,333)	
Positions transferred from other Programs	(687,102)	
Materials and Supplies	(82,330)	
Services Other Than Personal	(1,018,326)	
Maintenance of Property:		
Recurring	(350)	
Extraordinary:		
Compensation awards	(250,000)	

69200. *General Support Services*

69201.	General Support Services	$817,002
	Total Appropriation	$817,002

Salaries:		
Officers and employees	($672,850)	
Positions transferred from other Programs	(48,874)	
Materials and Supplies	(36,923)	
Services Other Than Personal	(28,355)	
Maintenance of Property:		
Recurring	(30,000)	

The unexpended balance as of June 30, 1972 in the Department Stock Purchase revolving fund created pursuant to P. L. 1971, c. 240 for the purchase of materials and supplies required for the operation of the Department is hereby appropriated.

Total Appropriation, Department of Transportation	$81,529,681

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–1 et seq. (Emergency Transportation Tax Act) shall first be charged to the Transportation Fund established in such act.

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–58 et seq. (Transportation Benefits Tax Act) shall first be charged to the Transportation Benefits Fund established in such act.

Department of Institutions and Agencies

700-100. *Administration—General*

Salaries		$2,341,110
Commissioner	($40,000)	
Officers and employees	(2,263,505)	
New positions	(13,363)	
Positions transferred from other Agencies	(24,242)	
Materials and Supplies		30,600
Services Other Than Personal		500,216

Maintenance of Property:	
Recurring	$7,660
Non-Recurring and Replacements	2,440
Extraordinary:	
Nursing Scholarship Program	500,000
Office of Welfare Research and Evaluation	84,988
Compensation awards	6,500
For maintenance of the Commissioner in lieu of an official residence	5,500
Additions and Improvements	2,347
Total Appropriation, Administration—General	$3,481,361

700-101. *Interest on Bonds*

Interest on Institution Construction Bonds— P. L. 1960, c. 156	$768,350
Interest on Institution Construction Bonds— P. L. 1964, c. 144	1,406,800
Interest on Public Building Construction Bonds— P. L. 1968, c. 128	3,702,102
Total Appropriation, Interest on Bonds	$5,877,252

709-100. *Office of the Public Defender*

Salaries	$4,573,953
Officers and employees ($4,573,953)	
Materials and Supplies	104,250
Services Other Than Personal	1,485,737
Maintenance of Property:	
Recurring	2,800
Extraordinary:	
State share of State Law Enforcement Planning Agency projects for which matching Federal funds may be received:	
Criminal defense of indigents	362,309
Total Appropriation, Office of the Public Defender	$6,529,049

Receipts from charges for services, as authorized by C. 2A:158A–16 et seq., are hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance as of June 30, 1972 in this account, not to exceed $60,000, is hereby appropriated.

710-100. *New Jersey Memorial Home for Disabled Soldiers at Menlo Park*

Salaries		$1,268,492
Officers and employees	($1,263,025)	
Food in lieu of cash	(5,467)	
Materials and Supplies		198,702
Services Other Than Personal		36,892
Maintenance of Property:		
Recurring		10,400
Non-Recurring and Replacements		5,447
Extraordinary:		
Compensation awards		6,000
Additions and Improvements		1,730
Total Appropriation, New Jersey Memorial Home for Disabled Soldiers at Menlo Park		$1,527,663

711-100. *New Jersey Memorial Home for Disabled Soldiers at Vineland*

Salaries		$1,536,913
Officers and employees	($1,471,460)	
New positions	(60,453)	
Food in lieu of cash	(5,000)	
Materials and Supplies		264,801
Services Other Than Personal		50,642
Maintenance of Property:		
Recurring		14,850
Non-Recurring and Replacements		25,290

Extraordinary:	
Compensation awards	$1,400
Additions and Improvements	2,709
Total Appropriation, New Jersey Memorial Home for Disabled Soldiers at Vineland	$1,896,605

714-100. *Division of Medical Assistance and Health Services*

Salaries	$3,022,981
Officers and employees ($2,256,981)	
New positions (766,000)	
Materials and Supplies	43,500
Services Other Than Personal	909,003
Maintenance of Property:	
Recurring	6,500
Non-Recurring and Replacements	3,500
Extraordinary:	
Payments to fiscal agents	7,200,000
Additions and Improvements	20,000
Total Appropriation, Division of Medical Assistance and Health Services	$11,205,484

The portion of the appropriation made to or on behalf of this Division, which represents General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

Division of Public Welfare

715-100. *General*

Salaries	$3,724,238
Officers and employees ($3,494,154)	
New positions (230,084)	
Materials and Supplies	30,500
Services Other Than Personal	365,089

Maintenance of Property:	
Recurring	$10,500
Non-Recurring and Replacements	1,800
Additions and Improvements	63,762
Sub-Total Appropriation	$4,195,889

The portion of the appropriation made to or on behalf of this Division, which represents General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

716-100. *Commission for the Blind and Visually Impaired*

Salaries	$2,005,270
Officers and employees ($1,973,380)	
New positions (31,890)	
Materials and Supplies	60,250
Services Other Than Personal	2,230,040
Maintenance of Property:	
Recurring	3,700
Non-Recurring and Replacements	3,600
Extraordinary:	
Compensation awards	3,000
Additions and Improvements	22,995
Sub-Total Appropriation	$4,328,855

In addition to the appropriation hereinabove, recoveries of the State share of expenditures made in the year ending June 30, 1973, together with those made in prior fiscal years, are hereby appropriated.

The portion of the appropriation made to or on behalf of this Commission, which represents General State funds, may be expended on the several respective matching bases in proportion to

anticipated Federal funds which are received or receivable.

The balance to the credit of the Revolving Industrial Fund as of June 30, 1972 is hereby appropriated as a Revolving Industrial Fund in a sum not to exceed $6,000.

717-100. *Bureau of Children's Services*

Salaries	$10,194,159
Officers and employees ($10,194,159)	
Materials and Supplies	38,600
Services Other Than Personal	642,004
Maintenance of Property:	
Recurring	21,000
Non-Recurring and Replacements	17,520
Extraordinary:	
State share of Work Incentive and Day Care Program, pursuant to C. 34:15B–5 et seq.	1,051,500
Units for hard-to-place children	1,260,125
Intensification of adoption services	566,933
Utilization of para-professional personnel	237,500
Group foster home administration	68,000
Emergency reception and child care facilities	25,000
Day Care 100	990,000
Early childhood programs	112,337
Additions and Improvements	28,500
Sub-Total Appropriation	$15,253,178

The unexpended balance as of June 30, 1972 in the account Work Incentive and Day Care Program pursuant to C. 34:15B–5 et seq. is hereby appropriated.

The portion of the appropriation made to or on behalf of this Bureau, which represents General State funds, may be expended on the several respective matching bases in proportion to anticipated Federal funds which are received or receivable.

The unexpended balance as of June 30, 1972 in the Units for hard-to-place children account is hereby appropriated.

Total Appropriation, Division of Public Welfare	$23,777,922

720-100. *State Parole Board*

Salaries	$89,754
Officers and employees ($89,754)	
Materials and Supplies	750
Services Other Than Personal	4,525
Maintenance of Property:	
Recurring	175
Extraordinary:	
Expand Parole Board services	75,000
Additions and Improvements	570
Total Appropriation, State Parole Board	$170,774

725-300. *Bureau of State Use Industries*

Pursuant to the provisions of R. S. 30:4–100, there are hereby appropriated to the Bureau of State Use Industries the unexpended balance as of June 30, 1972 of the fund known as the State Use Working Capital Fund, together with all receipts derived from sales; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Custody, Care and Rehabilitation

730. *Division of Correction and Parole*

12300. *Parole*

12301. Parole	$2,637,487
Sub-Total Appropriation	$2,637,487

Salaries:	
Officers and employees	($2,317,004)
New positions	(70,128)
Materials and Supplies	(8,500)
Services Other Than Personal	(150,221)
Maintenance of Property:	
Recurring	(3,770)
Non-Recurring and Replacements	(2,022)
Extraordinary:	
State share of State Law Enforcement Planning Agency Programs:	
Nonresidential specialized case load services	(67,758)
Additions and Improvements	(18,084)

12500. *Community Programs*

12501. Community Programs	$352,845
Sub-Total Appropriation	$352,845

Salaries:	
New position	($11,603)
Materials and Supplies	(50)
Services Other Than Personal	(250)
Extraordinary:	
Community Residence Center	(66,318)
State share of State Law Enforcement Planning Agency Programs:	
Community Treatment Centers	(132,750)
Correctional Community Service Centers	(138,563)
Additions and Improvements	(3,311)

12900. *Division Management and General Support*

12901. Programs and Operations	$135,665
12902. Planning, Budgeting and Research	42,481
12903. Training and Staff Development	118,959
12904. Local Inspections and Consultations	53,483

12905.	Transportation	$39,266
12906.	Administration	861,246
	Sub-Total Appropriation	$1,251,100

Salaries:	
Officers and employees	($321,832)
New positions	(20,694)
Materials and Supplies	(1,085)
Services Other Than Personal	(83,354)
Maintenance of Property:	
Recurring	(330)
Non-Recurring and Replacements	(94)
Extraordinary:	
To supplement inmate wage payments	(400,000)
Vocational rehabilitation	(51,474)
Expansion of staff development programs	(49,847)
Planning a new prison	(31,250)
Vocational training	(211,634)
Narcotic Treatment Program	(75,593)
Additions and Improvements	(3,913)

Custody, Care and Rehabilitation

12100. *Institutional Services*

731. *State Prison, Trenton*

12101.	Institutional Control and Supervision	$2,480,954
12102.	Institutional Care Program	1,530,902
12103.	Institutional Treatment Program	603,377
12190.	Institutional Administration	219,126
	Sub-Total Appropriation	$4,834,359

Salaries:	
Officers and employees	($3,416,037)
New positions	(113,645)
Food in lieu of cash	(30,563)

Materials and Supplies	(	$903,197)
Services Other Than Personal	(	249,150)
Maintenance of Property:		
Recurring	(	32,200)
Non-Recurring and Replacements	(	48,950)
Extraordinary:		
Compensation awards	(	15,000)
Additions and Improvements	(	25,617)

732. *State Prison, Rahway*

12101.	Institutional Control and Supervision	$1,963,767
12102.	Institutional Care Program	1,140,376
12103.	Institutional Treatment Program	360,109
12190.	Institutional Administration	264,306
	Sub-Total Appropriation	$3,728,558

Salaries:		
Officers and employees	(	$2,483,374)
New positions	(	116,722)
Positions transferred from another Institution	(	10,802)
Food in lieu of cash	(	25,786)
Materials and Supplies	(	743,976)
Services Other Than Personal	(	201,714)
Maintenance of Property:		
Recurring	(	31,800)
Non-Recurring and Replacements	(	76,868)
Extraordinary:		
Compensation awards	(	30,000)
Additions and Improvements	(	7,516)

The unexpended balance in the Dental Laboratory account as of June 30, 1972, together with receipts derived from dental services furnished to the several institutions, are hereby appropriated as a Revolving Fund for the purpose of defraying the costs of operation of the Dental Laboratory at the State Prison, Rahway; provided, however, that

the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

732-300. *Regional Laundry*

The unexpended balance in this account as of June 30, 1972, together with receipts derived from laundry services furnished to the several institutions, are hereby appropriated as a Revolving Fund for the purpose of defraying the costs of operation and maintenance of the Regional Laundry at the State Prison, Rahway; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

733. *State Prison, Leesburg*

12101.	Institutional Control and Supervision	$1,490,802
12102.	Institutional Care Program	922,034
12103.	Institutional Treatment Program	375,847
12104.	Production of Goods and Services	16,100
12190.	Institutional Administration	178,129
	Sub-Total Appropriation	$2,982,912

Salaries:		
Officers and employees	($2,118,325)	
New positions	(76,240)	
Food in lieu of cash	(22,226)	
Materials and Supplies	(541,683)	
Services Other Than Personal	(165,420)	
Maintenance of Property:		
Recurring	(22,150)	
Non-Recurring and Replacements	(26,708)	
Extraordinary:		
Compensation awards	(7,000)	
Additions and Improvements	(3,160)	

733-300. *Regional Bakery*

The unexpended balance in the account for the Regional Bakery as of June 30, 1972, together with receipts derived from the sale of bakery products to the several institutions are hereby appropriated as a revolving fund for the purpose of defraying the costs of production, operation and maintenance of the Regional Bakery; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

734. *Youth Correctional Institution, Bordentown*

12101.	Institutional Control and Supervision	$1,597,673
12102.	Institutional Care Program	998,922
12103.	Institutional Treatment Program	484,048
12104.	Production of Goods and Services	94,351
12190.	Institutional Administration	219,052
	Sub-Total Appropriation	$3,394,046

Salaries:		
Officers and employees	($2,440,579)	
New positions	(71,927)	
Food in lieu of cash	(26,200)	
Materials and Supplies	(556,172)	
Services Other Than Personal	(144,338)	
Maintenance of Property:		
Recurring	(38,650)	
Non-Recurring and Replacements	(71,848)	
Extraordinary:		
Compensation awards	(14,500)	
Additions and Improvements	(29,832)	

735. *Youth Reception and Correction Center, Yardville*

12101.	Institutional Control and Supervision	$1,826,501
12102.	Institutional Care Program	971,482
12103.	Institutional Treatment Program	847,317
12190.	Institutional Administration	421,921
	Sub-Total Appropriation	$4,067,221

Salaries:	
Officers and employees	($3,126,612)
New positions	(37,602)
Positions transferred from another Institution	(58,075)
Food in lieu of cash	(35,629)
Materials and Supplies	(530,888)
Services Other Than Personal	(121,338)
Maintenance of Property:	
Recurring	(25,300)
Non-Recurring and Replacements	(40,854)
Extraordinary:	
Robert Bruce House Operation	(62,003)
Compensation awards	(12,500)
Additions and Improvements	(16,420)

737. *Correctional Institution for Women, Clinton*

12101.	Institutional Control and Supervision	$1,053,736
12102.	Institutional Care Program	866,721
12103.	Institutional Treatment Program	268,972
12104.	Production of Goods and Services	7,966
12190.	Institutional Administration	213,103
	Sub-Total Appropriation	$2,410,498

Salaries:	
Officers and employees	($1,945,539)
New positions	(9,044)
Food in lieu of cash	(9,905)
Materials and Supplies	(286,708)
Services Other Than Personal	(119,663)
Maintenance of Property:	
Recurring	(20,400)
Non-Recurring and Replacements	(13,129)
Extraordinary:	
Compensation awards	(5,000)
Additions and Improvements	(1,110)

738. *Youth Correctional Institution, Annandale*

12101.	Institutional Control and Supervision	$1,377,821
12102.	Institutional Care Program	990,852
12103.	Institutional Treatment Program	381,340
12104.	Production of Goods and Services	57,894
12190.	Institutional Administration	193,897
	Sub-Total Appropriation	$3,001,804

Salaries:		
Officers and employees	($2,258,474)	
New positions	(49,336)	
Food in lieu of cash	(22,428)	
Materials and Supplies	(443,436)	
Services Other Than Personal	(128,037)	
Maintenance of Property:		
Recurring	(27,800)	
Non-Recurring and Replacements	(52,570)	
Extraordinary:		
Compensation awards	(6,000)	
Additions and Improvements	(13,723)	

739. *Training School for Boys, Skillman*

12101.	Institutional Control and Supervision	$666,323
12102.	Institutional Care Program	441,039
12103.	Institutional Treatment Program	392,457
12190.	Institutional Administration	173,152
	Sub-Total Appropriation	$1,672,971

Salaries:		
Officers and employees	($1,440,941)	
New positions	(15,943)	
Materials and Supplies	(152,017)	
Services Other Than Personal	(41,813)	
Maintenance of Property:		
Recurring	(10,100)	
Non-Recurring and Replacements	(6,157)	

Extraordinary:		
Compensation awards	(	$5,000)
Additions and Improvements	(	1,000)

740. *Training School for Boys, Jamesburg*

12101.	Institutional Control and Supervision	$1,157,287
12102.	Institutional Care Program	929,684
12103.	Institutional Treatment Program	559,615
12104.	Production of Goods and Services	30,306
12190.	Institutional Administration	203,591
	Sub-Total Appropriation	$2,880,483

Salaries:		
Officers and employees	(	$2,400,255)
Food in lieu of cash	(	4,532)
Materials and Supplies	(	339,244)
Services Other Than Personal	(	57,792)
Maintenance of Property:		
Recurring	(	32,700)
Non-Recurring and Replacements	(	27,560)
Extraordinary:		
Compensation awards	(	10,000)
Additions and Improvements	(	8,400)

741. *Training School for Girls, Trenton*

12101.	Institutional Control and Supervision	$530,815
12102.	Institutional Care Program	400,356
12103.	Institutional Treatment Program	243,742
12190.	Institutional Administration	163,752
	Sub-Total Appropriation	$1,338,665

Salaries:		
Officers and employees	(	$1,186,385)
Food in lieu of cash	(	2,340)
Materials and Supplies	(	67,492)
Services Other Than Personal	(	39,463)

Maintenance of Property:		
Recurring	($13,500)	
Non-Recurring and Replacements	(9,685)	
Extraordinary:		
Compensation awards	(10,000)	
Purchase of care services	(3,000)	
Additions and Improvements	(6,800)	

12200. *Operation of Residential Group Centers*

12201.	Highfields	$85,347
12202.	Warren	83,052
12203.	Ocean	86,626
12204.	Turrell	87,394
	Sub-Total Appropriation	$342,419

Salaries:		
Officers and employees	($247,784)	
Food in lieu of cash	(2,120)	
Materials and Supplies	(57,054)	
Services Other Than Personal	(15,984)	
Maintenance of Property:		
Recurring	(6,100)	
Non-Recurring and Replacements	(11,279)	
Additions and Improvements	(2,098)	
Total Appropriation, Division of Correction and Parole		$34,895,368

Mental Retardation

760. *Division of Mental Retardation*

25100.	Residential Functional Services (Purchased)	$3,244,800
25200.	Non-Residential Services	3,869,955
25600.	Management and General Support	318,400
	Sub-Total Appropriation	$7,433,155

Salaries:	
Officers and employees	($917,448)
New positions	(9,023)
Materials and Supplies	(7,750)
Services Other Than Personal	(76,263)
Maintenance of Property:	
Recurring	(2,200)
Non-Recurring and Replacements	(1,595)
Extraordinary:	
Family care	(244,800)
Purchase of residential care including related administration costs	(3,000,000)
Day care	(3,120,176)
Foster Grandparents Program	(50,000)
Additions and Improvements	(3,900)

The unexpended balances as of June 30, 1972 in the Purchase of Residential Care, Foster Grandparents Program and Day Care accounts are hereby appropriated.

The sum hereinabove appropriated for Purchase of Residential Care shall be available for the payment of bills applicable to prior fiscal years.

25100. *Residential Functional Services*

762. *Vineland State School*

25101.	Resident Care	$4,896,703
25102.	Habilitation	588,493
25103.	Health Services	1,449,343
25104.	Support Services	2,705,314
25190.	Institutional Administration	300,278
	Sub-Total Appropriation	$9,940,131

Salaries:	
Officers and employees	($8,224,703)
New positions	(340,951)
Food in lieu of cash	(28,800)
Materials and Supplies	(1,031,746)
Services Other Than Personal	(132,851)

Maintenance of Property:		
Recurring	(	$48,700)
Non-Recurring and Replacements	(	55,493)
Extraordinary:		
Compensation awards	(	43,100)
Additions and Improvements	(	33,787)

763. *North Jersey Training School at Totowa*

25101.	Resident Care	$1,780,714
25102.	Habilitation	510,185
25103.	Health Services	1,001,209
25104.	Support Services	1,696,551
25190.	Institutional Administration	222,942
	Sub-Total Appropriation	$5,211,601

Salaries:		
Officers and employees	(	$4,210,924)
New positions	(	56,788)
Food in lieu of cash	(	10,268)
Materials and Supplies	(	657,080)
Services Other Than Personal	(	151,131)
Maintenance of Property:		
Recurring	(	39,150)
Non-Recurring and Replacements	(	29,714)
Extraordinary:		
Compensation awards	(	35,000)
Additions and Improvements	(	21,546)

764. *Woodbine State School*

25101.	Resident Care	$2,648,361
25102.	Habilitation	317,134
25103.	Health Services	895,429
25104.	Support Services	1,624,344
25190.	Institutional Administration	199,292
	Sub-Total Appropriation	$5,684,560

Salaries:		
Officers and employees	(	$4,456,383)
New positions	(	347,803)
Food in lieu of cash	(	22,146)
Materials and Supplies	(	651,651)
Services Other Than Personal	(	94,413)
Maintenance of Property:		
Recurring	(	38,150)
Non-Recurring and Replacements	(	49,256)
Extraordinary:		
Compensation awards	(	3,033)
Additions and Improvements	(	21,725)

765. *New Lisbon State School*

25101.	Resident Care	$2,238,046
25102.	Habilitation	482,547
25103.	Health Services	505,001
25104.	Support Services	1,535,205
25190.	Institutional Administration	273,175
	Sub-Total Appropriation	$5,033,974

Salaries:		
Officers and employees	(	$4,078,479)
Food in lieu of cash	(	11,041)
Materials and Supplies	(	741,297)
Services Other Than Personal	(	95,712)
Maintenance of Property:		
Recurring	(	39,100)
Non-Recurring and Replacements	(	49,550)
Extraordinary:		
Compensation awards	(	10,000)
Additions and Improvements	(	8,795)

766. *Woodbridge State School*

25101.	Resident Care	$3,396,659
25102.	Habilitation	395,966
25103.	Health Services	1,261,515

25104.	Support Services	$1,663,376
25190.	Institutional Administration	211,377
	Sub-Total Appropriation	$6,928,893

Salaries:	
Officers and employees	($5,701,916)
Food in lieu of cash	(1,200)
Materials and Supplies	(904,070)
Services Other Than Personal	(202,342)
Maintenance of Property:	
Recurring	(36,750)
Non-Recurring and Replacements	(42,020)
Extraordinary:	
Compensation awards	(20,000)
Additions and Improvements	(20,595)

767. *Hunterdon State School*

25101.	Resident Care	$2,351,313
25102.	Habilitation	223,039
25103.	Health Services	1,367,275
25104.	Support Services	1,357,595
25190.	Institutional Administration	230,310
	Sub-Total Appropriation	$5,529,532

Salaries:	
Officers and employees	($4,326,682)
New positions	(175,764)
Food in lieu of cash	(2,592)
Materials and Supplies	(729,280)
Services Other Than Personal	(183,433)
Maintenance of Property:	
Recurring	(38,100)
Non-Recurring and Replacements	(15,821)
Extraordinary:	
Compensation awards	(15,000)
Additions and Improvements	(42,860)

768. *Edward R. Johnstone Training and Research Center*

25101.	Resident Care	$827,292
25102.	Habilitation	902,979
25103.	Health Services	251,039
25104.	Support Services	962,955
25151.	Research	140,005
25190.	Institutional Administration	199,724
	Sub-Total Appropriation	$3,283,994
	Salaries:	
	Officers and employees	($2,809,530)
	Food in lieu of cash	(9,293)
	Materials and Supplies	(274,979)
	Services Other Than Personal	(73,001)
	Maintenance of Property:	
	Recurring	(31,800)
	Non-Recurring and Replacements	(42,996)
	Extraordinary:	
	Compensation awards	(5,000)
	Additions and Improvements	(37,395)
	Total Appropriation, Division of Mental Retardation	$49,045,840

770-100. *Division of Mental Health and Hospitals*

	Salaries	$414,342
	Officers and employees	($414,342)
	Materials and Supplies	5,700
	Services Other Than Personal	76,667
	Maintenance of Property:	
	Recurring	600
	Non-Recurring and Replacements	880
	Extraordinary:	
	College of Medicine and Dentistry, Newark—Community Mental Health Center—State share	380,028

College of Medicine and Dentistry, Rutgers—Community Mental Health Center	$1,222,737
Additions and Improvements	604
Sub-Total Appropriation, Division of Mental Health and Hospitals	$2,101,558

Any Federal funds received or receivable for support of the College of Medicine and Dentistry, Rutgers—Community Mental Health Center shall be taken into the General Treasury as a reimbursement of a portion of the appropriation hereinabove recommended for that purpose; provided, however, that any such funds in excess of the appropriation are appropriated.

777-100. *Greystone Park Psychiatric Hospital*

Salaries	$16,278,948
Officers and employees	($16,103,161)
Food in lieu of cash	(175,787)
Materials and Supplies	2,122,950
Services Other Than Personal	438,113
Maintenance of Property:	
Recurring	204,750
Non-Recurring and Replacements	188,742
Extraordinary:	
Outpatient drugs	13,000
Compensation awards	100,000
Family care	224,400
Additions and Improvements	105,333
Sub-Total Appropriation, Greystone Park Psychiatric Hospital	$19,676,236

779-100. *Trenton Psychiatric Hospital*

Salaries	$13,746,484
Officers and employees	($13,688,760)
Food in lieu of cash	(57,724)

Materials and Supplies	$1,595,908
Services Other Than Personal	228,500
Maintenance of Property:	
Recurring	99,700
Non-Recurring and Replacements	203,943
Extraordinary:	
Outpatient drugs	20,000
Compensation awards	69,000
Family care	204,000
Additions and Improvements	102,079
Sub-Total Appropriation, Trenton Psychiatric Hospital	$16,269,614

781-100. *Marlboro Psychiatric Hospital*

Salaries	$10,747,043
Officers and employees	($10,689,192)
Food in lieu of cash	(57,851)
Materials and Supplies	944,910
Services Other Than Personal	330,910
Maintenance of Property:	
Recurring	90,350
Non-Recurring and Replacements	147,614
Extraordinary:	
Outpatient drugs	95,000
Compensation awards	100,000
Family care	336,600
Additions and Improvements	26,979
Sub-Total Appropriation, Marlboro Psychiatric Hospital	$12,819,406

783-100. *Ancora Psychiatric Hospital*

Salaries	$9,177,818
Officers and employees	($9,055,892)
Food in lieu of cash	(121,926)

Materials and Supplies	$1,085,050
Services Other Than Personal	156,179
Maintenance of Property:	
Recurring	80,450
Non-Recurring and Replacements	121,690
Extraordinary:	
Outpatient drugs	25,000
Compensation awards	35,000
Family care	275,400
Additions and Improvements	26,654
Sub-Total Appropriation, Ancora Psychiatric Hospital	$10,983,241

785-100. *New Jersey Neuropsychiatric Institute*

Salaries	$5,941,953
Officers and employees ($5,917,199)	
Food in lieu of cash (24,754)	
Materials and Supplies	665,732
Services Other Than Personal	159,793
Maintenance of Property:	
Recurring	58,050
Non-Recurring and Replacements	101,014
Extaordinary:	
Outpatient drugs	7,000
Compensation awards	20,000
Family care	53,400
Mental health research	620,000
Additions and Improvements	47,372
Sub-Total Appropriation, New Jersey Neuropsychiatric Institute	$7,674,314

790-100. *Arthur Brisbane Child Center at Allaire*

Salaries	$763,444
Officers and employees ($755,917)	
New positions (3,426)	
Food in lieu of cash (4,101)	

Materials and Supplies	$83,657
Services Other Than Personal	24,310
Maintenance of Property:	
Recurring	8,700
Non-Recurring and Replacements	20,108
Extraordinary:	
Compensation awards	4,000
Additions and Improvements	7,430
Sub-Total Appropriation, Arthur Brisbane Child Center at Allaire	$911,649

792-100. *Diagnostic Center at Menlo Park*

Salaries	$1,420,347
Officers and employees ($1,385,663)	
New positions (29,525)	
Food in lieu of cash (5,159)	
Materials and Supplies	103,296
Services Other Than Personal	33,189
Maintenance of Property:	
Recurring	12,036
Non-Recurring and Replacements	5,639
Extraordinary:	
Compensation awards	2,000
Sex Offender Program	225,279
Additions and Improvements	14,318
Sub-Total Appropriation, Diagnostic Center at Menlo Park	$1,816,104
Total Appropriation, Division of Mental Health and Hospitals	$72,252,122

794-100. *New Jersey Hospital for Chest Diseases*

Salaries	$2,223,968
Officers and employees ($2,151,075)	
New positions (49,368)	
Food in lieu of cash (23,525)	

Materials and Supplies	$354,294
Services Other Than Personal	65,366
Maintenance of Property:	
Recurring	24,900
Non-Recurring and Replacements	39,286
Extraordinary:	
Compensation awards	6,500
Additions and Improvements	5,270
Total Appropriation, New Jersey Hospital for Chest Diseases	$2,719,584
Total Appropriation, Department of Institutions and Agencies	$213,379,024

In addition to the amounts hereinabove specifically recommended for the various institutions, all funds derived from the sale of farm products to any State agency or political subdivision of the State are hereby appropriated.

Balances on hand as of June 30, 1972 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 incidental to such sale or manufacture.

The unexpended balances as of June 30, 1972 of funds received by the several institutions representing rental of garages, together with such funds as may be received during fiscal year 1972-73 are hereby appropriated for the repair and maintenance of existing garages and for the construction of additional garages by such institutions.

Payments received by the State from employers of prisoners on their behalf as part of any work release program authorized pursuant to C. 30:4–91.1 et seq., are hereby appropriated for the purposes provided therein.

Funds received from the sale of recovered silver from used X-ray fixer solution are hereby appropriated to the Patients' Welfare funds of the several institutions.

So much of the sums received by the various State institutions from payments made pursuant to C. 30:4D–1 et seq. that represents the State share of medical assistance, not otherwise anticipated, is hereby appropriated to the Division of Medical Assistance and Health Services for the purpose of making further payments for the State share of medical assistance pursuant to C. 30:4D–1 et seq.

Of the amount hereinabove appropriated to the Department of Institutions and Agencies, the sums hereinafter set forth are hereby appropriated from the State Lottery Fund:

Administration of Department	$116,521
Nursing Scholarship Program	40,000
Disabled Soldiers' Homes including new facilities at Vineland	216,035
Three residential units for hard-to-place children	504,125
Emergency reception and child care facilities	25,000
Expand parole board services	75,000
Administration of parole activities	244,334
Community Programs	127,058
Administration of Correction institutions	2,101,153
Expansion of staff development programs (training Correction Officers)	49,847
Planning a new prison	31,250
Vocational Training programs for inmates	211,634

Narcotic Treatment Program	$75,593
Director of Prison Education Programs	11,603
Additional correction officers	412,095
Work release coordinators	54,264
Administration of Institutions for the retarded	461,992
Family Care Services	20,400
Purchase of residential care	825,000
Day care services	850,313
New facilities:	
Vineland State School	604,789
Woodbine State School	596,423
Administration of Mental Health Institutions	303,867
Community Mental Health Center at College of Medicine and Dentistry (Rutgers)	1,054,750
Sex Offender Unit at Diagnostic Center	37,106
Hospital for Chest Diseases including opening new facilities	125,238
Total Appropriation from State Lottery Fund	$9,175,390

DEPARTMENT OF COMMUNITY AFFAIRS

800-100. *Administrative Division*

Salaries		$441,762
Commissioner	($38,000)	
Officers and employees	(403,762)	
Materials and Supplies		7,550
Services Other Than Personal		74,458
Maintenance of Property:		
Recurring		9,810

Extraordinary:	
Compensation awards	$5,000
Total Appropriation, Administrative Division	$538,580

Receipts from the sale of printed material, together with balances as of June 30, 1972, are hereby appropriated as a revolving fund for the purpose of printing and reprinting literature for sale.

802-100. *Hackensack Meadowlands Development Commission*

Extraordinary:	
Expenses of the Commission	$450,000
Total Appropriation, Hackensack Meadowlands Development Commission	$450,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The sum of $450,000 hereinabove appropriated shall be refunded to the General Treasury from the proceeds of any obligations issued by the commission; provided, however, that the said commission shall pay interest at the rate of 6% per annum on the sum appropriated hereinabove and on any sums previously appropriated as loans to the aforesaid commission.

803-100. *New Jersey Urban Loan Authority*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

804-100. *New Jersey Sports and Exposition Authority*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The loan to the aforesaid authority shall be repaid to the General Treasury as required pursuant to

P. L. 1971, c. 137, together with interest at 6% per annum, out of the proceeds of any obligations issued by the said authority.

805-100. *Office of Community Services*

Salaries		$288,881
Officers and employees	($288,881)	
Materials and Supplies		4,600
Services Other Than Personal		35,620
Maintenance of Property:		
Recurring		550
Total Appropriation, Office of Community Services		$329,651

810-100. *Division of Local Finance*

Salaries		$563,843
Board members (3 @ $6,000)	($18,000)	
Officers and employees	(545,843)	
Materials and Supplies		20,450
Services Other Than Personal		77,471
Maintenance of Property:		
Recurring		1,150
Non-Recurring and Replacements		1,180
Total Appropriation, Division of Local Finance		$664,094

815-100. *Division of Housing and Urban Renewal*

Salaries		$346,420
Officers and employees	($346,420)	
Materials and Supplies		3,800
Services Other Than Personal		23,449
Maintenance of Property:		
Recurring		500
Non-Recurring and Replacements		500

Extraordinary:	
Cooperative Housing Inspection Program	$688,755
Total Appropriation, Division of Housing and Urban Renewal	$1,063,424

820-100. *Division of State and Regional Planning*

Salaries	$329,098
Officers and employees ($329,098)	
Materials and Supplies	11,302
Services Other Than Personal	33,732
Maintenance of Property:	
Recurring	824
Non-Recurring and Replacements	1,562
Extraordinary:	
For the State share of the cost of land development planning aspects of studies in the Northeastern New Jersey-New York urban area, to be conducted by the Tri-State Regional Planning Commission, contingent upon no less than 66⅔% participation by the United States Department of Housing and Urban Development and no less than 50% participation by other Federal agencies, subject to expenditure by the Tri-State Regional Planning Commission upon approval by the Commissioner of the Department of Community Affairs	$135,000
For the State share of the cost of land development planning aspects of studies in the Philadelphia-Camden urban area, to be conducted by the Delaware Valley Regional Planning Commission, contingent upon no less than 66⅔% participation by the United States Department of Housing and Urban Development and no less than 50% participation by other Federal agencies, subject to expenditure by the Delaware Valley Regional Planning Commission upon approval by the Commissioner of the Department of Community Affairs	43,000

Cooperative Governmental Planning	$100,000
Total Appropriation, Division of State and Regional Planning	$654,518

The unexpended balance as of June 30, 1972 in the Cooperative Governmental Planning account is hereby appropriated.

825-100. *Division on Aging*

Salaries	$81,859
Officers and employees ($81,859)	
Materials and Supplies	14,860
Services Other Than Personal	12,146
Maintenance of Property:	
Recurring	480
Non-Recurring and Replacements	500
Extraordinary:	
Conference on aging	1,000
Survey and demonstration projects	10,000
Older Americans' Act—State share	15,000
Total Appropriation, Division on Aging	$135,845

The unexpended balance as of June 30, 1972 in the Survey and Demonstration Project account, is hereby appropriated; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance as of June 30, 1972 in the Older Americans' Act—State share account is hereby appropriated to match Federal funds which may be available therefor; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

830-100. *Division of Youth*

Salaries	$42,262
Director ($13,500)	
Officers and employees (28,762)	

Materials and Supplies	$990
Services Other Than Personal	6,224
Maintenance of Property:	
Recurring	270
Extraordinary:	
State and Regional Conference on Children and Youth	1,000
Total Appropriation, Division of Youth	$50,746

840-100. *Women's Division*

Salaries	$23,282
Director ($15,470)	
New positions (7,812)	
Extraordinary:	
Expenses of the Division	10,000
Total Appropriation, Women's Division	$33,282
Total Appropriation, Department of Community Affairs	$3,920,140

MISCELLANEOUS EXECUTIVE COMMISSIONS

911-100. *Palisades Interstate Park Commission*

Salaries	$890,655
Officers and employees ($762,973)	
Positions established from lump-sum appropriation (127,682)	
Materials and Supplies	46,926
Services Other Than Personal	54,944
Maintenance of Property:	
Recurring	48,450
Non-Recurring and Replacements	34,430
Additions and Improvements	1,400
Total Appropriation, Palisades Interstate Park Commission	$1,076,805

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 balance as of June 30, 1972 from such revenues are hereby appropriated for maintenance of such stations, for extraordinary maintenance and for capital projects and plans.

The unexpended balances as of June 30, 1972 from stands, concessions and self-sustaining activities operated or supervised by this Commission, together with receipts from such activities, are hereby appropriated.

912-100. *Delaware River Joint Toll Bridge Commission*

Salaries	$581,990
Officers and employees ($581,990)	
Materials and Supplies	23,300
Services Other Than Personal	14,900
Maintenance of Property:	
Recurring	13,500
Non-Recurring and Replacements	62,600
Total Appropriation, Delaware River Joint Toll Bridge Commission	$696,290

913-100. *Interstate Sanitation Commission*

Extraordinary:	
New Jersey Share of Administrative Costs:	
Water Pollution (45%)	$120,150
Air Pollution (45%)	45,000
Total Appropriation, Interstate Sanitation Commission	$165,150

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

914-100. *Delaware River Basin Commission*

Extraordinary:	
Expenses of the Commission	$353,900
Total Appropriation, Delaware River Basin Commission	$353,900

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Miscellaneous Executive Commissions	$2,292,145

INTER-DEPARTMENTAL ACCOUNTS

940-100. *Rent—Buildings and Grounds*

Services Other Than Personal	$17,601,652
Less: Direct charges and charges to Non-State Fund Sources	*5,507,696*
Total Appropriation, Rent—Buildings and Grounds	$12,093,956

The Director of the Division of Budget and Accounting is hereby empowered to allocate to any State agency occupying space in any State-owned building equitable charges for the rental of such space, to include but not be limited to the costs of operation and maintenance thereof, and the amounts so charged shall be credited to the General State Fund; and, to the extent that such charges may exceed the amounts appropriated for such purposes to any agency financed from any fund other than the General State Fund, the required additional appropriation is hereby made out of such other fund.

With respect to the equitable charges allocated to agencies occupying the Department of Labor and

Industry Office Building, such amounts which may be attributable to the amortization of the portion of the building, the construction cost of which was provided from funds made available from the Unemployment Trust Fund, shall be credited to that fund.

Notwithstanding any other provision of law, no lease for the rent of any office or building shall be executed without the prior written approval of the State Treasurer, the Director of the Division of Budget and Accounting, the Executive Director of the Office of Fiscal Affairs, the President of the Senate and the Speaker of the General Assembly.

941-100. *Employee Benefits*

Extraordinary:	
Heath Act	$131,000
Veterans' Act	147,000
Miscellaneous special acts	14,000
Governors' widows annuity	12,000
Judicial pensions	1,030,000
Prison Officers' pensions	657,000
Public Employees' Retirement System	16,888,777
Premium for Non-Contributory Insurance	5,595,324
State share of Social Security Tax	26,950,000
State Police Retirement System	4,808,397
Premium for Non-Contributory Insurance—State Police	275,000
State Employees' Health Benefits	12,896,000
Pension Increase Act	7,000,000
Employer Contributions, Teachers' Insurance and Annuity Association	8,303,000
Pension and Insurance Contributions Payable to Teachers' Pension and Annuity Fund for Higher Education and State Employee Members	1,444,684
Unemployment Insurance Benefit Costs for Employees of State Hospitals and State Institutions of Higher Education, effective January 1, 1972, pursuant to P. L. 1971, c. 346	500,000
Total Appropriation, Employee Benefits	$86,652,182

The unexpended balance as of June 30, 1972 of the sum appropriated for the State share of Social Security Tax is hereby appropriated.

The sum appropriated for the State share of Social Security Tax is hereby made available for the payment of such tax which may be applicable to the prior fiscal year.

Out of the sum hereinabove appropriated, upon application to the Director of the Division of Budget and Accounting, an annuity of $4,000 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 all or part of the period during which he served as Governor, and provided further, that this shall not apply to any widow receiving a pension granted under R. S. 43:8–2, and continued by R. S. 43:7–1 et seq., R. S. 43:8–1 et seq. and R. S. 43:8–8 et seq.

Any adjustment which may be required for the payment of Premium for Non-Contributory Insurance shall result in a contra-adjustment in the payment of the normal contribution for the Public Employees' Retirement System.

Any adjustment which may be required for the payment of Premium for Non-Contributory Insurance shall result in a contra-adjustment in the payment of the normal contribution for the State Police 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 C. 43:15A–88 et seq.

Notwithstanding the provisions of any other law, the sum appropriated for the Public Employees' Retirement System may be paid to the System as follows: ½ of such sum may be paid on July 1, 1972 and ½ of such sum may be paid not later than

January 1, 1973, together with any earnings received from the investment or deposit of such sum during the period July 1, 1972 through the date of such payment.

Of the sum appropriated for Employer Contributions, Teachers' Insurance and Annuity Association, $4,147,000 is hereby made available to continue employer pension contributions at the same rate as was contributed in fiscal year 1970-71, notwithstanding the provisions of N.J.S. 18A:66–74(b).

The unexpended balance as of June 30, 1972 in the account Pension Increase Act is hereby appropriated.

942-100. *State Emergency Fund*

For allotment to the various departments or agencies, to meet any condition of emergency or necessity; provided, however, that a sum not in excess of $5,000 shall be available for the expense of officially receiving dignitaries and for incidental expenses including lunches for non-salaried board members and others for whom official reception shall be beneficial to the State. Allotments from this appropriation shall be made only upon authorization of the Governor	$450,000
For allotment to the various departments or agencies to pay compensation awards allowed State employees, upon approval of the Director of the Division of Budget and Accounting	100,000
For allotment to the various departments or agencies, as may be required, for additional telephone costs resulting from anticipated telephone rate increases upon approval by the Director of the Division of Budget and Accounting	220,000
Total Appropriation, State Emergency Fund	$770,000

The unexpended balance as of June 30, 1972 in the account to pay claims resulting from culmination of the State's sovereign immunity and for insurance underwriting to cover resulting liabilities against the State and its employees is hereby appropriated.

943-100. *Salary Benefits*

To the Director of the Division of Budget and Accounting for transfer to the various agencies for the cost of one salary range increment for State employees who are at the maximum rate of their salary range on June 23, 1972, to be paid on their next anniversary date, or on June 24, 1972 if they have been at the maximum rate for one year or more; provided that no such salary increment shall be given to employees whose salary rates are beyond the maximum of their salary range; and for the cost of reasonably comparable salary adjustments for State employees in certain no-range or single-rate positions, other than positions for which salaries are required to be provided by law $5,000,000

To the Director of the Division of Budget and Accounting for transfer to the various agencies for payment of an annual salary rate approximating $5,500 for a 40-hour workweek for full-time State employees serving in patient care and certain other service worker and maintenance class titles assigned to salary ranges, effective June 24, 1972 1,442,000

To the Director of the Division of Budget and Accounting for transfer to the various agencies for the cost of three days of non-accumulative personal leave, subject to enactment of enabling legislation 900,000

For assumption by the State of 100% of the cost of basic health benefits coverage and major medical coverage for dependents of State employees, effective January 10, 1973, subject to enactment of S-496 or similar legislation 3,900,000

For assumption by the State of the cost of health benefits coverage for State employees and their dependents, but not including survivors, when such employees retire after 25 years or more of service as established in State-administered retirement systems, excepting those who elect deferred retirement, but including those who retire for disability on the basis of fewer years of service as credited in such retirement systems, and the cost of charges under Part B of the Federal Medicare Program covering the eligible employee and the employee's spouse, where retirement is effective on or after July 1, 1972, subject to the enactment of enabling legislation	$180,000
Total Appropriation, Salary Benefits	$11,422,000

The appropriations for salary benefits provided hereinabove shall be subject to rules and regulations to be established by the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting; provided, however, that no range or single rate of pay in effect during 1971-72 which exceeds $38,000 per annum shall be increased, nor shall any range or single rate of pay be increased if the resulting rate of pay will be in excess of $38,000 per annum.

No salary range or rate of pay shall be increased or salary adjustment paid in any State department, agency, commission or higher education institution without the prior approval of the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting. A copy of any such proposed salary increase or adjustment shall be transmitted to the Executive Director, Office of Fiscal Affairs, upon the effective date of such proposal. Nothing herein shall be construed as applicable to the unclassified personnel of the Legislative Branch.

The Classification, Compensation, Promotion and Salary Administration Program Plans shall be established by Rutgers, The State University, the Newark College of Engineering, and the College of Medicine and Dentistry of New Jersey and shall be promulgated in accordance with the standards and guidelines established by the President of the Civil Service Commission and approved by the State Treasurer and the Director of the Division of Budget and Accounting and shall be subject to audit by the Department of Civil Service. Information copies of such Program Plans as hereinabove described shall be forwarded to the Executive Director, Office of Fiscal Affairs, upon promulgation of such plans.

Any sums appropriated to the several departments for salaries may be made 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; provided, however, that the first normal merit salary increment anniversary date shall be effective at the beginning of the bi-weekly pay period nearest to July 1, 1972. Nothing herein shall be construed as applicable to the unclassified personnel of the Legislative Branch. Any sums so appropriated for the Legislature and agencies thereof may be made available for unclassified personnel of the Legislative Branch as the Law Revision and Legislative Services Commission shall determine.

Any sums appropriated for salaries shall be made available for any person holding State office, position or employment, 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 University, the College of Medicine and Dentistry of New Jersey or to the State Board

of Higher Education for 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 such State office, position or employment, whose compensation from State funds is derived in whole or in part from Federal or other-than-General Fund sources, shall be entitled to the same salary adjustments and increments which may be authorized hereinabove which he would receive if his compensation were paid wholly from State funds; provided, however, that the Federal Government or other-than-General Fund sources consents thereto and pays the cost thereof.

Such additional sums which may be required as the State share for Social Security Tax, resulting from implementation of the salary adjustments hereinabove, may be transferred to Account 941-100, Employee Benefits, as the Director of the Division of Budget and Accounting shall determine.

Of the amount hereinabove appropriated for salary benefits, the sum hereinafter set forth is hereby appropriated from the State Lottery Fund:

For transfer to the various agencies for payment of an annual salary rate approximating $5,500 for a 40-hour workweek for full-time State employees serving in patient care and certain other service worker and maintenance class titles assigned to salary ranges:

Department of Education	$3,172
Department of Higher Education	202,745
Department of Institutions and Agencies	1,050,065
Total Appropriation from State Lottery Fund	$1,255,982

944-100. *Overtime Compensation*

To the Director of the Division of Budget and Accounting for transfer, as required, to the various agencies to compensate employees for authorized overtime at a rate of 1½ times the employees' applicable salary rate, for those employees in class titles eligible for cash overtime payments in accordance with C. 52:14–17.13 et seq. and the policies and regulations as issued by the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting; provided, however, that allowance may be made for such overtime to be authorized as compensatory time off, in accordance with the policies and regulations as issued by the President of the Civil Service Commission, the State Treasurer and the Director of the Division of Budget and Accounting $4,000,000

Total Appropriation, Overtime Compensation $4,000,000

Total Appropriation, Inter-Departmental Accounts $114,938,138

970. The Judiciary

Judicial Affairs

73100. *Court Operations*

73101.	Supreme Court	$645,659
73102.	Superior Court	6,404,153
	Total Appropriation	$7,049,812

Salaries:

Chief Justice	($47,500)
Associate Justice (6 @ $45,000) ...	(270,000)
Judges (78)	(2,977,000)
New positions, Judges (18)	(644,000)
Officers and employees	(2,532,163)
New positions	(165,029)

Materials and Supplies	(	$225,300)
Services Other Than Personal	(	164,230)
Maintenance of Property:		
Recurring	(	13,000)
Non-Recurring and Replacements	(	9,150)
Additions and Improvements	(	2,440)

73200. *Court Support Services*

73201.	Office of Standing Master	$102,600
73202.	Bar Examiners	61,930
73203.	Official Court Reporters	2,340,032
73204.	Special Projects	27,400
73205.	General Support	448,391
	Total Appropriation	$2,980,353

Salaries:		
Officers and employees	(	$2,647,548)
Materials and Supplies	(	49,000)
Services Other Than Personal	(	253,955)
Maintenance of Property:		
Recurring	(	1,100)
Non-Recurring and Replacements	(	1,000)
Extraordinary:		
Probation Research	(	23,000)
Court Information System Coordinator	(	4,400)
Additions and Improvements	(	350)

73300. *Court Administration*

73301.	Legal Services	$340,758
73302.	Probation Services	55,534
73303.	Management Services	368,634
	Total Appropriation	$764,926

Salaries:		
Officers and employees	(	$621,659)
New positions	(	45,188)

Materials and Supplies	($24,900)	
Services Other Than Personal	(57,369)	
Maintenance of Property:		
Recurring	(4,250)	
Non-Recurring and Replacements	(10,900)	
Additions and Improvements	(660)	
Total Appropriation, The Judiciary		$10,795,091
Total Appropriation, General State Operations		$869,560,336*

STATE AID

Department of Law and Public Safety

100-150. *Office of the Attorney General—State Aid*

For 25% of the non-Federal share of Law Enforcement Assistance Act projects undertaken by local governments, in compliance with the Federal Omnibus Crime Control and Safe Streets Act	($900,000)	
Sub-Total Appropriation, Office of the Attorney General		$900,000

160-150. *Division of Consumer Affairs—State Aid*

For payment of fees to counties and municipalities from the sale of solid fuel licenses in accordance with the provisions of R. S. 51:8–13, approximating	($2,000)	
For payment of fees to counties and municipalities from the sale of poultry licenses in accordance with the provisions of R.S. 4:11–48, approximating	(300)	

Sub-Total Appropriation, Division of Consumer Affairs	$2,300
Total Appropriation, Department of Law and Public Safety	$902,300

DEPARTMENT OF THE TREASURY

Administrative Division

210-150. *Storm Relief Fund—State Aid*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

210-151. *Payment to Municipality—State Aid*

For payment to the City of Newark, pursuant to P. L. 1970, c. 325	$9,250,000

Division of Taxation

240-150. *Payment to Counties (Five Per Centum Inheritance Taxes)—State Aid*

Payment to Counties (5% of Inheritance Taxes) R. S. 54:33–10	$3,700,000

There are hereby appropriated such additional funds as may be required for payments to each county pursuant to R. S. 54:33–10.

241-150. *County Boards of Taxation—State Aid*

Salaries:	
Members (69)	$433,125

245-150. *Payments To Municipalities*

(In Lieu of Railroad Property Tax)—State Aid

State Aid to certain municipalities in which railroad property is located, pursuant to C. 54:29A–2 et seq.	$9,916,264

Amount due from the assessment of Class II railroad property as adjusted	($6,978,171)	
Less: Amount of Class II Railroad Property Tax unpaid	(*4,853,723*)	
Anticipated collections from Class II Railroad Property Tax		*$2,124,448*
Sub-Total Appropriation		$7,791,816

In addition to the amount hereinabove appropriated for Payments to Municipalities (In lieu of Railroad Property Tax), there are hereby appropriated such additional sums as may be required for the payment of State Aid to certain municipalities in which railroad property is located pursuant to C. 54:29A–2 et seq.

246-150. *Payments to Municipalities (In Lieu of Business Personalty Tax)—State Aid*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated to implement the provisions of C. 54:11D–5.

There shall be distributed to or reserved for the several municipalities such sums as may be derived from the taxes received pursuant to C. 54:11D–1.

247-150. *Distribution of 10% of Net Sales Tax Revenue to Municipalities—State Aid*

Distribution of Sales Tax revenues to municipalities, pursuant to C. 54:32B–30 et seq.	$25,000,000

248-150. *Reimbursement to Municipalities for Senior Citizens' Tax Deduction—State Aid*

State reimbursement to municipalities for one-half of the senior citizens' tax deduction pursuant to C. 54:4–8.40 et seq.	$15,000,000

There are hereby appropriated such additional sums as may be required to comply with C. 54:4–8.40 et seq.

Division of Pensions

295-150. *Consolidated Police and Firemen's Pension Fund —State Aid*

State contribution pursuant to the provisions of R. S. 43:16–1 et seq.	$4,174,681
Total Appropriation, Department of the Treasury	$65,349,622

DEPARTMENT OF PUBLIC UTILITIES

350-150. *Grade Crossing Elimination—State Aid*

Extraordinary:	
For the public share of the cost to eliminate grade crossings and for other projects pursuant to C. 48:12–49.1 et seq.	$2,000,000
Total Appropriation, Department of Public Utilities	$2,000,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

360. DEPARTMENT OF HEALTH

Personal Health

22200. *Parental and Child Health Services*

22201. Crippled Children's Services	$1,178,284
Sub-Total Appropriation	$1,178,284
Extraordinary:	
Hospitalization and convalescent care	($1,138,284)
Appliances	(40,000)

Community Health Programs

23200. *Local Health Services*

23201. Local Health Services		$4,159,852
Sub-Total Appropriation		$4,159,852
Salaries:		
Officers and employees	($137,702)	
Materials and Supplies	(900)	
Services Other Than Personal	(5,200)	
Maintenance of Property:		
Recurring	(50)	
Extraordinary:		
State aid for basic health services, pursuant to C. 26:2F–4	(525,000)	
Special projects and development, pursuant to C. 26:2F–7	(200,000)	
State equalization aid for local health, pursuant to C. 26:2F–6	(3,291,000)	
The unexpended balance as of June 30, 1972 in this account is hereby appropriated.		
The capitation is hereby set at $2.00 for the calendar year 1973 for the purposes prescribed in C. 26:2F–1 et seq.		
Total Appropriation, Department of Health		$5,338,136

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Marine Services

Bureau of Navigation

420-150. *Inland Waterways and Shore Protection—State Aid*

Salaries		$256,732
Officers and employees	($256,732)	
Materials and Supplies		15,980
Services Other Than Personal		11,200
Maintenance of Property:		
Recurring		6,450
Non-Recurring and Replacements		7,000

Local Government Grants—	
Construction, maintenance, improvement and dredging of inland waterways; bulkheading and dredging at State marinas; and dredging State-controlled lakes	$750,000
Control of obnoxious aquatic vegetation in State-controlled lakes	25,000
State share of cooperative shore protection studies with the Federal government	25,000
State share of shore protection projects, pursuant to C. 12:6A–1 et seq.; contingent upon no less than 25% participation by local governments	1,675,000
Sub-Total Appropriation, Division of Marine Services	$2,772,362

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

From the amount provided herein for Shore Protection Projects, pursuant to C. 12:6A–1 et seq., a sum not to exceed $100,000 may be made available, without matching, for exploratory work to locate borrow material for beachfill, to protect the beach and property at State-owned parks and to maintain and repair existing shore protection jetties and groins heretofore constructed with State Aid.

Division of Water Resources

430-150. *Bureau of Planning and Management—State Aid*

Passaic River basin flood control projects, pursuant to C. 58:16B–1 et seq.	$1,317,000

Division of Fish, Game and Shell Fisheries

472-150. *State Mosquito Control Commission—State Aid*

For transfer to the Agricultural Experiment Station for airplane spraying in counties bordering on the Atlantic Ocean and Delaware Bay and in such other counties as the State Mosquito Control Commission may designate	$150,000

For transfer to the Agricultural Experiment Station for Mosquito Control and extermination pursuant to C. 29:9–12.6	$350,000
For transfer to the Agricultural Experiment Station for Mosquito Control on State-owned land	25,000
Sub-Total Appropriation, Division of Fish, Game and Shell Fisheries	$525,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The amounts hereinabove appropriated for the Mosquito Control Commission shall not be expended or contracted for without the approval of the Commissioner, Department of Environmental Protection.

Total Appropriation, Department of Environmental Protection	$4,614,362

500. Department of Education

State Aid Programs

31100. *Financial Assistance to Local School Districts*

31101.	General Formula Aid	$278,543,000
31102.	Emergency Aid	200,000
31104.	School Building Aid	36,666,852
31105.	Pupil Transportation	35,618,775
31106.	Aid to Non-Public Education	19,500,000
31107.	Aid for Children Resident in Institutions	627,000
31108.	Aid for Public School Safety	1,500,000
	Sub-Total	$372,655,627

31200. *General Assistance Programs for Public Schools*

31201.	Curriculum, Supervision and Administration	$1,476,878
31205.	County Superintendents Office	1,391,225

31209.	Aid for Equipment, Materials and Audio-Visual	$103,000
	Sub-Total	$2,971,103

32100. *Programs for the Handicapped*

32102.	Aid to Programs for the Handicapped	$42,295,110

32200. *Programs for the Disadvantaged*

32202.	Model Cities	$100,000
32204.	Early Childhood Program	100,000
32205.	Teacher Training for Disadvantaged Areas	596,797
32206.	Work-Study Program	200,000
	Sub-Total	$996,797

32300. *Adult Education Programs*

32301.	Adult and Continuing Education	$2,685,155
32302.	Schooling for Foreign-Born	96,000
	Sub-Total	$2,781,155

32400. *Programs for School Nutrition*

32401.	School Lunch Programs	$6,254,000

32500. *Career Development*

32501.	General Vocational Education	$4,047,000
32502.	Aid for Part-time County Vocational Schools	1,200,000
32505.	Manpower Development and Training	200,000
	Sub-Total	$5,447,000

34200. *Programs for the State Library and Historical Commission*

34201.	State Library and Historical Commission	$25,000
34202.	Aid to School and Public Libraries	7,990,457
	Sub-Total	$8,015,457

34300. *Programs for the State Museum and New Jersey School of the Arts*

34301.	State Museum and New Jersey School of the Arts	$325,000

39100. *Department Planning and Management*

39104.	Teachers Innovative Projects	$400,000

39200. *General Support*

39202.	Other General Support	$130,500
	Sub-Total Appropriation	$442,271,749

Salaries:	
County superintendents	($551,236)
Officers and employees	(1,745,888)
Positions established from lump-sum appropriation	(289,802)
Materials and Supplies	(119,200)
Services Other Than Personal	(138,520)
Maintenance of Property:	
Recurring	(1,250)
Extraordinary:	
Interest on Public Building Construction Bonds—P.L. 1968, c. 128	(1,083,036)
Urban Schools Development Council	(100,000)
Head Start Projects Assistance	(100,000)
Urban Education Corps	(493,855)
Career Development	(747,000)

Senator James F. Murray, Jr. Historian Fund	($25,000)
Research Library contracts	(271,282)
Workshops	(5,000)
Newark Museum Association	(325,000)
Innovative educational grants	(400,000)
Grants-in-Aid:	
State School Aid (N. J. S. 18A:58–1 et seq.) Formula (Foundation, Equalization, Minimum)	(200,543,000)
Equalization and incentive aid (N. J. S. 18A:58–1 et seq.)	(78,000,000)
Emergency Fund	(200,000)
School building aid	(24,846,000)
School building aid debt service	(6,926,000)
Equalization and incentive building aid (N. J. S. 18A:58–1 et seq.)	(4,873,000)
Transportation	(35,491,000)
Aid to non-public education	(19,500,000)
Children resident in institutions	(355,000)
Children resident on State-owned property	(272,000)
Public School Safety Act	(1,500,000)
County audio-visual aid centers	(100,000)
Special education program	(41,965,000)
Work-study program	(200,000)
High school equivalency	(1,130,000)
Adult education	(450,000)
Adult literacy	(889,000)
Evening schools for foreign-born residents	(96,000)
State school lunch aid	(6,254,000)
Vocational education	(3,300,000)
District and regional vocational schools	(1,200,000)
Manpower development and training program—State share	(200,000)
State aid for certain libraries	(7,585,680)

The unexpended balances as of June 30, 1972 in the Grants-in-Aid School Building Aid Debt Service, State School Lunch Aid, Public School Safety

Act and Aid to Non-Public Education accounts are hereby appropriated.

The unexpended balance as of June 30, 1972 in the remaining Grants-in-Aid accounts, not to exceed $250,000, is hereby appropriated.

Of the amount hereinabove included for Equalization and Incentive Aid (N. J. S. 18A:58–1 et seq.), not more than $200,000 may be used for administrative expenses resulting from implementation of the Equalization and Incentive Aid Program.

31100. *Financial Assistance to Local School Districts*

501-150. *Employee Benefits—Public School Teachers and College Faculties*

31103.	Teachers' Pension and Annuity Fund	$122,811,920
	Sub-Total Appropriation	$122,811,920

Grants-in-Aid:

State Contribution to Teachers' Pension and Annuity Fund:

Normal Contribution	($41,688,917)
Accrued Liability	(25,435,494)
Payment on behalf of Local Employee Veterans appointed after January 1, 1955	(186,810)
Premium for Non-Contributory Insurance	(6,975,699)
State share of Social Security .	(48,525,000)

The unexpended balance as of June 30, 1972 of the sum appropriated for the State share of Social Security Tax is hereby appropriated.

The sum appropriated for the State share of Social Security Tax shall be available for the payment of such tax applicable to the prior fiscal year.

Any adjustment in the Premium for Non-Contributory Insurance shall be reflected in the appropriation for Normal Contribution.

Notwithstanding the provisions of any other law, the sum appropriated for the State Contribution to the Teachers' Pension and Annuity Fund may be paid to the Fund as follows: ½ of such sum may be paid on July 1, 1972 and ½ of such sum may be paid not later than January 1, 1973, together with any earnings received from the investment or deposit of such sum during the period July 1, 1972 through the date of such payment.

Total Appropriation, Department of Education	$565,083,669

Of the amount hereinabove appropriated to the Department of Education, the sums hereinafter set forth are hereby appropriated from the

State Lottery Fund:	
Administration of State Aid for Education	$223,016
Career Development including a K-12 vocational education program	747,000
Innovative education grants	300,000
State School Aid:	
Formula, Equalization and Incentive Aid	33,529,100
School Building Aid	622,400
School Building Aid Debt Service	5,442,400
Pupil Transportation Aid	4,220,800
Adult Education	50,000
Public School Safety Act	353,000
Special Education Programs	9,276,100
Work-Study Program	25,000
High School Equivalency	99,600
Adult Literacy	113,400
Evening School for foreign-born	19,200
District and Regional Vocational Schools	494,400

Non-Public School Aid	$10,000,000
Local Library Aid	1,037,615
Total Appropriation from State Lottery Fund	$66,553,031

DEPARTMENT OF HIGHER EDUCATION

Office of the Chancellor

39200. *General Support Services*

540-150. *Educational Purposes—State Aid*

39210. General Support Services		$40,670,121
State Aid Grants for:		
County Colleges:		
Capital projects	($800,000)	
Operational costs	(28,748,000)	
Schools of Professional Nursing	(1,751,000)	
Schools for Industrial Education	(75,000)	
Aid to independent colleges and universities, subject to the enactment of enabling legislation	(7,000,000)	
Interest on Public Buildings Construction Bonds—P.L. 1968, c. 128	(1,851,051)	
Interest on Public Buildings Construction Bonds—P.L. 1971, c. 164	(275,070)	
Payment to Salem County in lieu of State Aid grants for County College operational costs	(170,000)	
Total Appropriation, Department of Higher Education		$40,670,121

The unexpended balance as of June 30, 1972 in this account, excluding the account Schools of Professional Nursing, is hereby appropriated.

In computing the State support for operational costs for any county college or any county-assisted junior college, there shall be excluded

from the total operational costs of such college that portion of salary costs which may result from any salary schedule adopted by the college which is higher than the salary schedule in effect during the same fiscal (academic) year for the New Jersey State colleges.

The sum hereinabove appropriated shall be available for the payment of obligations applicable to prior fiscal years.

Of the amount hereinabove appropriated to the Department of Higher Education, the sums hereinafter set forth are hereby appropriated from the

State Lottery Fund:	
County Colleges operation including provision for 6,277 additional students	$4,323,000
County College capital projects	800,000
Schools of Professional Nursing	11,000
Total Appropriation from State Lottery Fund	$5,134,000

620. Department of Transportation

Construction of Transportation Facilities

61100. *State and Local Highway Systems—State Aid*

61103.	Urban Area Traffic Operations Improvement Program (TOPICS)	$103,906
61107.	Federal Aid Secondary Highway Projects	332,098
61108.	State Aid Road System Projects	2,754,182
61110.	Federal Aid Urban System	7,152,024
	Less: Portion of Federal aid receivable which is applicable to State aid programs	*3,576,012*
	Sub-Total Appropriation	$6,766,198

Salaries:	
Officers and employees	($855,151)
Materials and Supplies	(7,715)
Services Other Than Personal	(27,320)
Extraordinary:	
Construction or reconstruction of municipal roads on the basis of $100,000 per county, pursuant to C. 27:15–1.14	(2,100,000)
Reconstruct county and municipal roads, pursuant to C. 27:13–10 et seq.	(200,000)
Federal Aid Urban System	(7,152,024)
Less: Portion of Federal aid receivable which is applicable to State aid programs	(*3,576,012*)

The unexpended balance as of June 30, 1972 in this account is hereby appropriated; provided, however, that the sum of $1,000,000 thereof shall be made available for Highway Betterments in the General State Operations portion of the appropriation.

Operation and Maintenance of Transportation Facilities

63100. *State and Local Highway Systems—State Aid*

63103. County and municipal maintenance and operations	$14,088,188
Sub-Total Appropriation	$14,088,188

Salaries:	
Officers and employees	($228,053)
Materials and Supplies	(1,250)
Services Other Than Personal	(3,885)
Extraordinary:	
Construction, reconstruction, maintenance and repair, operation, policing, and lighting of county	

roads and bridges; for the payment of principal and interest of obligations heretofore incurred for any of such purposes and for the extension of the county highway system, pursuant to C. 52:27B–20	(	$8,000,000)
Construction, reconstruction, maintenance and repair of county roads and bridges on the basis of $55,000 per county, pursuant to R. S. 27:14–1	(	1,155,000)
Construction, reconstruction, grading, drainage, maintenance, lighting or repair of municipal roads, pursuant to R. S. 27:15–1	(	4,500,000)
County and municipal aid for lighting	(	200,000)

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of Transportation	$20,854,386

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–1 et seq. (Emergency Transportation Tax Act) shall first be charged to the Transportation Fund established in such act.

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–58 et seq. (Transportation Benefits Tax Act) shall first be charged to the Transportation Benefits Fund established in such act.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Administration—General

700-150. *Veterans' Services—State Aid*

Veterans' Orphans Fund—Educational	$167,500
Payment to Blind Veterans	54,006
Payment to Paraplegic and Hemiplegic Veterans	175,700
Sub-Total Appropriation	$397,206

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

700-151. *County Tuberculosis Hospitals—State Aid*

For the support of patients in county tuberculosis hospitals, pursuant to R. S. 30:9–54:

Bergen Camden Essex Hudson Middlesex Passaic	$10,000
Sub-Total Appropriation	$10,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

700-152. *Special Aid*

For payment to the Hudson County Board of Chosen Freeholders for emergency aid to certain hospitals in Hudson County, subject to the enactment of enabling legislation	$1,500,000
Total Appropriation, Administration—General	$1,907,206

Division of Medical Assistance and Health Services

714-150. *Medical Assistance—State Aid*

For the purpose of making payments for the State share of Medical Assistance, pursuant to C. 30:4D–1 et seq. $129,676,100

The unexpended balance as of June 30, 1972 in this account, including State net share of reimbursement, and the net balance remaining after full payment of sums due the Federal Government of all funds recovered under C. 30:4D–1 et seq., during the fiscal year ending June 30, 1972, and in addition thereto, all such funds recovered under C. 30:4D–1 et seq., during the fiscal year ending June 30, 1973, are hereby appropriated.

The sum hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Division of Public Welfare

715-150. *Old Age Assistance—State Aid*

For the purpose of making payments for the State share of Old Age Assistance, pursuant to R. S. 44:7–25 ..... $8,607,215

The unexpended balance as of June 30, 1972 in this account, including State net share of reimbursement, and 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, 1972, and in addition thereto, all such funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1973 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-151. *General Assistance—State Aid*

For the purpose of making payments to municipalities for the State share of the cost of General Assistance, pursuant to C. 44:8–134 ..... $18,508,500

Receipts from State administered towns during 1972-73 and the unexpended balance in this account as of June 30, 1972 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-152. *Disability Assistance—State Aid*

For the purpose of making payments for the State share of Assistance to the Permanently and Totally Disabled, pursuant to C. 44:7–38 et seq... $9,359,776

The unexpended balance as of June 30, 1972 in this account, including State net share of reimbursement, and 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, 1972 and in addition thereto, all such funds recovered under R. S. 44:7–14 during the fiscal year ending June 30, 1973 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-153. *Dependent Children Assistance—State Aid*

For the purpose of making payments for the State share of cost of Dependent Children Assistance, pursuant to C. 44:10–4 et seq. $128,889,620

The unexpended balance as of June 30, 1972 in this account, including the State net share of reimbursement, and the net balance remaining after

full payment of sums due the Federal Government of all funds recovered under C. 44:10–4 et seq., during the fiscal year ending June 30, 1972, and in addition thereto, all such funds recovered under C. 44:10–4 et seq., during the fiscal year ending June 30, 1973, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

A sum not to exceed $450,000 shall be made available from the amount appropriated herein for payment for the State share of costs of fair hearings; provided, however, that expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

715-154. *Medical Assistance for the Aged—State Aid*

The unexpended balance as of June 30, 1972 in this account, including the State net share of reimbursement, and the net balance remaining after full payment of sums due the Federal Government of all funds recovered under C. 44:7–82, during the fiscal year ending June 30, 1972 and in addition thereto, all such funds recovered under C. 44:7–82, during the fiscal year ending June 30, 1973 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-155. *Blind Assistance—State Aid*

For the purpose of making payments for the State share of Blind Assistance, pursuant to C. 30:4B–1 et seq., and C. 30:4C–2 et seq. $495,000

The unexpended balance as of June 30, 1972 in this account, including the State net share of reimbursement, and the net balance remaining after full payment of sums due the Federal Government

of all funds recovered under C. 30:4B–1 et seq., during the fiscal year ending June 30, 1972 and in addition thereto, all such funds recovered under C. 30:4B–1 et seq., during the fiscal year ending June 30, 1973 are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

715-156. *Families of the Working Poor Assistance—State Aid*

For the purposes of making payments for the State share of costs of Families of the Working Poor Assistance, pursuant to C. 44:13–1 et seq. $21,316,500

The unexpended balance as of June 30, 1972 in this account, including the State net share of reimbursement, and the net balance remaining after full payment of sums due the Federal Government of all funds recovered under C. 44:13–1 et seq., during fiscal year ending June 30, 1972, and in addition thereto, all such funds recovered under C. 44:13–1 et seq., during the fiscal year ending June 30, 1973, are hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Bureau of Children's Services

717-150. *Child Care—State Aid*

For the purpose of making payment for the State share of Child Care costs of children under the care of the Bureau of Children's Services, pursuant to C. 30:4C–1 et seq. $15,387,500

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Total Appropriation, Division of Public Welfare	$202,564,111

Division of Mental Health and Hospitals

770-150. *County Mental Hospitals—State Aid*

For the Support of Patients in County Mental Hospitals, pursuant to R. S. 30:4–78:

Atlantic	$350,000
Burlington	330,000
Camden	1,300,000
Cumberland	420,000
Essex	6,600,000
Hudson	4,300,000
Bergen County Geriatric Psychiatric Unit	200,000
Sub-Total Appropriation	$13,500,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

770-152. *Community Mental Health Services—State Aid*

For the establishment, development, improvement, and expansion of community mental health services	$3,727,048

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

This appropriation 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 expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The sums hereinabove appropriated shall be available for the payment of bills applicable to prior fiscal years.

Total Appropriation, Division of Mental Health and Hospitals	$17,227,048
Total Appropriation, Department of Institutions and Agencies	$351,374,465

DEPARTMENT OF COMMUNITY AFFAIRS

800-150. *Administrative Division—State Aid*

Salaries	$404,739
New positions ($404,739)	
Materials and Supplies	8,000
Services Other Than Personal	21,321
Sub-Total Appropriation	$434,060

Grants and Subsidies:

State and Local Shares to Match Non-State Fund Grants:	
Economic Opportunity Programs	$1,000,000
Training Program	250,000
Youth Employment Program	1,450,000
State Programs in Aid of Local Agencies:	
Model Cities Assistance	2,600,000
Public Service Training: Internships	250,000
Housing and Urban Renewal Demonstration Projects:	
Revolving Housing Development and Demonstration Grant Fund, pursuant to P. L. 1969, c. 64	2,600,000

Urban Renewal Assistance, not to exceed 50% of Local Share	$780,000
Code Enforcement and Housing Inspection	850,000
Relocation and Down Payment Assistance	485,000
Neighborhood Education Centers, pursuant to C. 18A:54A–1 et seq.	385,000
Municipal Staff Interchange Assistance	18,000
To the capital district for municipal services and in lieu of taxes:	
Trenton	560,000
Ewing Township	300,000
For municipal aid, subject to enactment of enabling legislation, providing assistance to cities with a minimum population of 15,000 and with other qualifying factors	24,500,000
County offices on Aging, pursuant to C. 40:23–6.38	142,000
Program development	500,000
To Waterford Township for purchase of land	11,316*
Continuing Planning Assistance Program:	
To assist municipalities with master plans to establish planning as a continuing process; provided, however, that the State share to a municipality with a population of less than 50,000 according to the 1970 census shall not exceed $3,000 in any given year; and that the State share to a municipality with a population of 50,000 or more according to the 1970 census shall not exceed $5,000 in any given year; and that the State share to a county or Regional Planning Agency shall not exceed $5,000 in any given year; and that each of these shall be adjusted over a 6-year period from a maximum of 50% of the cost in the first year to 0% in the sixth year	136,000
Sub-Total Appropriation	$36,817,316*
Sub-Total Appropriation, Administrative Division	$37,251,376*

Appropriations made for State and local shares to match Non-State Fund grants are hereby made available for expenditure contingent upon receipt of not less than a like sum from Non-State Fund sources.

The funds hereinabove appropriated are available for Relocation and Down Payment Assistance applicable to the fiscal year 1972-73 only; provided, however, that the Commissioner, Department of Community Affairs, shall be empowered to continue existing contracts for rent supplements in accordance with the provisions of C. 52:27D–66.

The unexpended balance as of June 30, 1972 in the Continuing Planning Assistance account is hereby appropriated and none of the funds appropriated shall be available for expenditure unless matched by a participating local agency; provided, however, that said limitation shall be inapplicable to planning necessitated by the impact of any development or construction, or the removal thereof, by any State agency, State authority or Federal agency; and provided that all participating local agencies shall conform with technical standards and procedures established by, and be under contract with, the Department of Community Affairs.

The unexpended balance, excluding the Continuing Planning Assistance account, not to exceed $400,000, as of June 30, 1972, is hereby appropriated.

Notwithstanding the limitation on Urban Renewal Assistance not to exceed 50% of local share, any advances made under the provisions of C. 52:27D–50, which may subsequently be treated as a grant as therein provided, shall be disregarded in calculating the State 50% contribution toward the local share; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 in this act.

The amount hereinabove appropriated for Code Enforcement and Housing Inspection shall be payable from fees and fines derived therefrom and there are hereby appropriated revenues from such fees and fines in excess of the amount hereinabove set forth for additional costs of operations; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

801-150. *Interest on Bonds—State Aid*

Interest on State Housing Assistance Bonds—P. L. 1968, c. 127	$673,300
Total Appropriation, Department of Community Affairs	$37,924,676*

970. The Judiciary

Judicial Affairs

73100. *Court Operations—State Aid*

For amounts to be paid to various counties representing 40% of the salaries of county court judges, pursuant to N.J.S. 2A:3–19	$1,269,500
Reimbursement to counties for the cost of county court judges temporarily assigned to the Superior Court outside their counties, pursuant to C. 2A:3–19.1	50,000
Total Appropriation, The Judiciary	$1,319,500

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The amount hereinabove appropriated shall be available for any deficiency in this account as of June 30, 1972.

Total Appropriation, State Aid	$1,095,431,237*

CAPITAL CONSTRUCTION

Department of Law and Public Safety

110-170. *Division of Law*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

120-170. *Division of State Police*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

135-170. *Division of State Medical Examination*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

140-170. *Division of Motor Vehicles*

Bureau of Vehicle Inspection

Capital Construction:	
Motor Vehicle Inspection Stations, Burlington Township, Hunterdon County, Middlesex County	$480,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

There is hereby appropriated such sum as may be received from the sale or exchange of the Wilson Avenue site in Newark, acquired for a motor vehicle inspection station, for such other site in the City of Newark as may be obtained from the Housing Authority of Newark or the Newark Industrial Corporation which shall be used for the same purpose; provided, however, that said sum shall be applied only to the cost of an inspection station to be built in the City of Newark.

Total Appropriation, Department of Law and Public Safety	$480,000

DEPARTMENT OF THE TREASURY

210-170. *Administrative Division*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

230-170. *Division of Purchase and Property*

Capital Construction:		
Automatic controls for mechanical equipment	$130,000	
Roads and approaches	90,000	
Sub-Total Appropriation, Division of Purchase and Property		$220,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of the Treasury	$220,000

340. DEPARTMENT OF DEFENSE

Protection Against Natural and Man-Made Hazards

13100. *National Guard Administration and Operations*

340-170. *National Guard*

Capital Construction:		
Armory, Sea Girt	$215,000	
Sewer Outfall Line, Sea Girt	70,000	
Sub-Total Appropriation, National Guard		$285,000

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 the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance as of June 30, 1972 in this account is hereby appropriated and any additional Federal aid made available by the Congress for capital construction purposes are hereby appropriated for use by the Department of Defense.

Total Appropriation, Department of Defense $285,000

DEPARTMENT OF PUBLIC UTILITIES

352-110, 170. *New Jersey Public Broadcasting Authority*

Capital Construction:

Redemption of Public Buildings Construction Bonds—P. L. 1968, c. 128 ..... $55,000

Such sums as may be received or receivable from the Federal Government or received from private donations are appropriated for capital projects as the Authority may recommend and shall not be expended or contracted for without the approval of the Governor.

Total Appropriation, Department of Public Utilities $55,000

360. DEPARTMENT OF HEALTH

Community Health Programs

23300. *Narcotic and Drug Abuse Control*

360-110. *Redemption of Bonds*

Capital Construction:

Redemption of Public Buildings and Construction Bonds—P. L. 1968, c. 128 ..... $43,000

Total Appropriation, Department of Health $43,000

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Commissioner

410-110, 111, 112. *Redemption of Bonds*

Capital Construction:		
Redemption of Water Development Bonds—P. L. 1958, c. 35	$2,000,000	
Redemption of Recreation and Conservation Land Acquisition Bonds —P. L. 1961, c. 46	2,600,000	
Redemption of Water Conservation Bonds—P. L. 1969, c. 127	1,525,000	
Total Appropriation, Redemption of Bonds		$6,125,000

420-170. *Division of Marine Services*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The proceeds derived from the sale or exchange, based upon fair market value, of State-owned land and marinas are hereby appropriated for the acquisition of other lands or for the construction of new buildings to be used by the Division of Marine Services; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

430-170. *Division of Water Resources*

Capital Construction:		
Miscellaneous Culvert Replacements, Delaware and Raritan Canal		$85,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The proceeds derived from the sale or exchange, based upon fair market value, of State-owned land, and/or buildings heretofore acquired

under R. S. 13:13–1 et seq. are hereby appropriated for the purpose of replacing Delaware and Raritan Canal maintenance service centers; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

450, 451-470. *Division of Fish, Game and Shell Fisheries*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

490-170. *Division of Parks and Forestry*

Capital Construction:	
Forests, parks and recreational area development, land acquisition, and historic sites restoration including roads and approaches	$3,550,000
New Jersey Astronomical Society Building at Voorhees State Park	20,000
Total Appropriation, Division of Parks and Forestry	$3,570,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

The unexpended balance of the proceeds derived since July 1, 1962 from the sale or exchange, based upon the fair market value, of State-owned land heretofore acquired under Title 13 is hereby appropriated for the purpose described in Title 13 and particularly as set forth in R. S. 13:1–18; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

Total Appropriation, Department of Environmental Protection	$9,780,000

500. Department of Education

General Assistance for Public and Non-Public Education

31200. *General Assistance Programs for Public Schools*

500-110. *Redemption of Bonds*

Capital Construction:
Redemption of Public Building Construction Bonds—P. L. 1968, c. 128 ..... $204,000

Programs for Specific Groups and Limited Purposes

32500. *Career Development*

500-170. *Commissioner's Office*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Direct Public Services

34100. *Programs for the Deaf*

535-170. *Marie H. Katzenbach School for the Deaf*

Capital Construction:		
Roads and approaches	$20,000	
Renovations—Middle and Lower School Buildings	50,000	
Renovations—Toilets and Washrooms—Older Buildings	50,000	
Total Appropriation, Marie H. Katzenbach School for the Deaf		$120,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Of the amount hereinabove appropriated to the Marie H. Katzenbach School for the Deaf, the sums hereinafter set forth are hereby appropriated from the State Lottery Fund:
Renovations to buildings $100,000

34300. *Programs for the State Museum and New Jersey School of the Arts*

530-170. *Division of the State Museum*

Capital Construction:	
Exhibit Design and Fabrication	$50,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of Education	$374,000

540. Department of Higher Education

Higher Education

39000. *Department Management and General Support*

540-111, 112, 113. *Redemption of Bonds*

Capital Construction:		
Redemption of State Higher Education Bonds—P. L. 1959, c. 10	$7,000,000	
Redemption of State Higher Education Construction Bonds—P. L. 1964, c. 142	1,000,000	
Redemption of State Public Building Construction Bonds—P. L. 1968, c. 128	1,500,000	
Total Appropriation, Redemption of Bonds		$9,500,000

541-900. *State Higher Education Fund*

The earnings derived from the investment or reinvestment of the proceeds of the sale of bonds received in the State Higher Education Fund as provided under P. L. 1959, c. 176, section 2, not to exceed so much thereof as may be necessary for architectural inspection and supervising services, are hereby appropriated in connection with

the State Higher Education Construction program; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The unexpended balance as of June 30, 1972 in the State Higher Education Fund is hereby appropriated for the purposes defined in P. L. 1959, c. 176.

542-900. *1964 Higher Education Construction Fund*

The unexpended balance as of June 30, 1972 in the 1964 Higher Education Construction Fund is hereby appropriated for the purposes defined in P. L. 1964, c. 223.

33000. *Higher Education—Institutional Programs*

570-170. *Rutgers, The State University*

Capital Construction:	
Redemption of Mortgage	$250,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

572-170. *Agricultural Experiment Station*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

573-170. *College of Medicine and Dentistry of New Jersey*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

594-170. *State College Construction*

Capital Construction:	
Roads and approaches	$250,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of Higher Education	$10,000,000

612. Department of Transportation

Construction of Transportation Facilities

61100. *State Highway Facilities—State Highway Construction*

Capital Construction:		
61101.	Federal Aid Interstate Highway Projects (90-10)	$11,359,289
61102.	Federal Aid Primary—Urban Highway Projects (50-50)	18,671,393
61103.	Urban Area Traffic Operations Improvement Program (TOPICS) (50-50)	4,267,220
61104.	Federal Aid Primary—Rural Highway Projects (50-50)	1,058,238
61110.	Federal Aid Urban System Highway Projects (50-50)	4,983,496
	Sub-Total Appropriation, Projects	$40,339,636
61109.	Highway Construction Engineering	$8,918,000
Salaries:		
	Officers and employees	($22,479,388)
	Positions transferred from other Programs	(137,612)
Materials and Supplies		(279,000)
Services Other Than Personal		(3,482,000)
Maintenance of Property:		
	Recurring	(5,000)
	Non-Recurring and Replacements	(15,000)
Additions and Improvements		(20,000)
Less:		
	Portion of Federal aid receivable which is applicable to Highway Construction Engineering costs	*(9,000,000)*

Costs attributable to Highway Construction Engineering for bond issue projects ..... *($8,500,000)*	
Sub-Total Appropriation, State Highway Facilities—State Highway Construction..	$49,257,636

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

There is hereby allocated from funds previously appropriated from the State Transportation Fund the sum of $8,500,000 for costs attributable to highway construction engineering for bond issue projects.

In addition to the amounts hereinabove appropriated for State Highway Construction, 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 Port Authority, the Port of New York Authority, the Atlantic City Expressway Authority and local government jurisdictions, for construction purposes.

The sums provided herein for State Highway Construction shall be set forth in a construction program, by route number within the Program Elements of the appropriation, by the Commissioner of Transportation and shall not be expended or contracted for without the approval of the Governor.

From the amount provided herein for State Highway Construction and the purchase of right-of-way, there may be allocated such amounts as the Commissioner of Transportation may determine for personal services by contract or, in lieu thereof, by State employees for planning, engineering, design, research, construction, right-of-way acquisition or other costs related to the con-

struction program; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

The funds provided herein for the State share of Federal aid projects may be expended for Federal aid projects or Non-Federal aid projects except that not more than $4,000,000 may be used for non-participating portions of Federal aid projects; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

61300. *Transportation Buildings and Land*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

61400. *Redemption of Bonds*

Capital Construction:		
Redemption of Highway Improvement Bonds—P. L. 1930, c. 228	$680,000	
Redemption of State Transportation Bonds—P. L. 1968, c. 126	5,150,000	
Sub-Total Appropriation, Redemption of Bonds		$5,830,000
Total Appropriation, Department of Transportation		$55,087,636

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–1 et seq. (Emergency Transportation Tax Act) shall first be charged to the Transportation Fund established in such act.

Any appropriation herein or heretofore made for projects and programs within the purview of C. 54:8A–58 et seq. (Transportation Benefits Tax Act) shall first be charged to the Transportation Benefits Fund established in such act.

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Administration General

700-113, 114, 115. *Redemption of Bonds*

Capital Construction:		
Redemption of Institution Construction Bonds—P. L. 1960, c. 156	$1,800,000	
Redemption of Institution Construction Bonds—P. L. 1964, c. 144	1,400,000	
Redemption of Public Buildings Construction Bonds—P. L. 1968, c. 128	698,000	
Sub-Total Appropriation, Redemption of Bonds		$3,898,000

700-170. *Division of Business Management*

Capital Construction:	
Roads and approaches	$100,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

700-180. *Division of Community and Professional Services*

Capital Construction:	
Miscellaneous Capital	$88,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

There is hereby allocated from appropriations previously made from the Public Buildings Construction Fund the sum of $361,000 to provide equipment for facilities constructed with the proceeds of the 1968 bond issue.

Total Appropriation Administration—General	$4,086,000

Division of Public Welfare

717-170. *Bureau of Children's Services*

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Custody, Care and Rehabilitation

730-170. *Division of Correction and Parole*

12900. *Division Management and General Support*

Capital Construction:	
Miscellaneous Capital	$892,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

There is hereby allocated from appropriations previously made from the Public Buildings Construction Fund the sum of $77,000 to provide equipment for facilities constructed with the proceeds of the 1968 bond issue.

There is hereby allocated from appropriations previously made from the Public Buildings Construction Fund the sum of $1,847,000 for conversion of Rahway Prison dormitories to individual cells and the sum of $500,000 for changes to the cell-locking devices.

Mental Retardation

760-170. *Division of Mental Retardation*

25600. *Management and General Support*

Capital Construction:	
Air-condition cottages, Woodbridge State School	$732,000
Miscellaneous Capital	359,000
Total Appropriation, Division of Mental Retardation	$1,091,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

There is hereby allocated from appropriations previously made from the Public Buildings Construction Fund the sum of $551,000 to provide equipment for facilities constructed with the proceeds of the 1968 bond issue.

770-170. *Division of Mental Health and Hospitals*

Capital Construction:	
Miscellaneous Capital	$437,000

The unexpended balance as of June 30, 1972 in this account is hereby appropriated.

Total Appropriation, Department of Institutions and Agencies	$6,506,000

Of the amount hereinabove appropriated to the Department of Institutions and Agencies, the sums hereinafter set forth are hereby appropriated from the State Lottery Fund:

Repairs to institutions for disabled veterans	$88,000
Equipment for vocational shop—Trenton Prison	173,000
Vocational building—Bordentown Reformatory	649,000
Repairs and renovations to correction institutions	70,000
Repairs and renovations to institutions for the retarded	359,000
Repairs and renovations to State hospitals	437,000
Air-condition Cottages—Woodbridge State School	732,000
Total Appropriation from State Lottery Fund	$2,508,000

DEPARTMENT OF COMMUNITY AFFAIRS

801-110. *Redemption of Bonds*

Capital Construction:	
Redemption of State Housing Assistance Bonds—P. L. 1968, c. 127	$100,000
Total Appropriation, Department of Community Affairs	$100,000

MISCELLANEOUS EXECUTIVE COMMISSIONS

911-170. *Palisades Interstate Park Commission*

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, 1972, are hereby appropriated for maintenance of such stations, for capital projects and for extraordinary maintenance.

In addition to the amounts hereinabove appropriated for capital construction at the New Jersey portion of the Palisades Interstate Park, there are hereby appropriated such sums as may be received or receivable from the Federal government for capital construction purposes.

914-170. *Delaware River Basin Commission*

Capital Construction:

To reimburse the Federal government, when required, for funds advanced during construction of multi-purpose dams in the Delaware River Basin at Beltsville, Blue Marsh and Tocks Island, known as DRBC Group Project No. 1, for which New Jersey's share of the water supply portion thereof is anticipated to be $56,900,000 including $28,827,000 for construction and

$28,073,000 for interest to be repaid to the Federal government over a 55-year period; provided that the appropriation herein made shall be applied to the cost thereof and shall be deemed to be a token of the State's intent to consider participation in and acceptance of the long-range plan of the Delaware River Basin Commission as described in the proposed capital budget of the Commission for the fiscal year 1972-73 adopted November 1, 1971	$2,000
The unexpended balance as of June 30, 1972 in this account is hereby appropriated.	
Total Appropriation, Miscellaneous Executive Commissions	$2,000
Total Appropriation, Capital Construction	$82,932,636
Grand Total Appropriation	$2,047,924,209*

2. In addition to the amounts hereinabove specifically appropriated, there are appropriated, subject to allotment by the Director of the Division of Budget and Accounting, the following: sums required to refund amounts credited to the State Treasury which do not represent State revenues; Federal and other non-State funds received or receivable for the use of the State or its agencies in excess of those anticipated; funds donated to the Crippled Children's Commission; sums received representing insurance to cover losses by fire and other casualties; sums received by any State department or agency from the sale of equipment, when such sums 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 agency, except the Legislature and any of its agencies, 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 Executive Director, Office of Fiscal Affairs, in the case of requested transfers between divisions, agencies or program subcategories, 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. Regarding appropriations made to the Legislature or its agencies, upon request of the spending authority, the Executive Director, Office of Fiscal Affairs, may transfer part of any item to any other item within an appropriation and so notify the Director of the Division of Budget and Accounting.

4. The Director of the Division of Budget and Accounting, 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, except for the Legislature and any of its agencies, 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 transfer. Information copies of such transfers shall be transmitted to the Executive Director, Office of Fiscal Affairs, upon the effective date of such transfers. Where such transfers may be required among appropriations made to the Legislature and its agencies, the Executive Director, Office of Fiscal Affairs, subject to the approval of the President of the Senate and the Speaker of the General Assembly, is hereby empowered and it shall be his duty to effect such transactions hereinabove described and to notify the Director of the Division of Budget and Accounting.

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, social security tax, health benefits, debt service, charges for rents, telephone, insurance and postage to credit or transfer to the Department of the Treasury, or to the General State Fund, as applicable, from any other department or branch, out of funds appropriated thereto, such sums as may be required to cover the costs of such payment attributable to 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. An official copy of each such written ruling shall be transmitted to the Executive Director, Office of Fiscal Affairs, upon the effective date of such ruling.

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 Division of Building 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 is empowered to establish revolving funds, as required. Notice of the establishment of such revolving funds shall be transmitted to the Executive Director, Office of Fiscal Affairs, upon the effective date thereof.

9. The Director of the Division of Budget and Accounting is empowered to transfer or credit to the Bureau of Data Processing from any appropriation made to any department for data processing costs which had been appropriated or allocated to such

departments for their share of costs of the Bureau of Data Processing.

10. Upon request of any department receiving non-State funds, the Director of the Division of Budget and Accounting is empowered to transfer such funds from that department to other departments as may be charged with the responsibility for the expenditure thereof.

11. 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 the 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 disbursement from petty cash funds.

12. 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.

13. The State Treasurer, upon warrant of the Director of the Division of Budget and Accounting, shall pay any claim not exceeding $250 out of any appropriations made to the several departments, provided such claim is recommended for payment by the Attorney General. The Director of the Division of Budget and Accounting, upon the recommendation of the Attorney General, may settle any claim not exceeding $25 due and owing to the State. Any claimant who has presented a claim not exceeding $250 which has been denied or not recommended by the Attorney General shall be precluded from presenting said claim to the Legislature for consideration. Notice and description of such claim payment as hereinabove described shall be transmitted to the Executive Director, Office of Fiscal Affairs, at the time such claim is recommended for payment by the Attorney General.

14. There are hereby appropriated the unexpended balances as of June 30, 1972 in the accounts of the several departments and agencies heretofore appropriated or established in the categories of Maintenance of Property: Non-Recurring and Replacements, and Additions and Improvements, with the exception of office and vehicular equipment, where such unexpended balances exceed $100; provided, however, that the expenditure thereof shall be subject to transfers approved as prescribed in section 3 of this act.

15. Any change by the Department of Institutions and Agencies in the standards upon which or from which grants of categorical public assistance are determined, shall first be approved by the Director of the Division of Budget and Accounting. Notice and description of such changes as hereinabove described shall be transmitted to the Executive Director, Office of Fiscal Affairs, upon approval of such changes by the Director of the Division of Budget and Accounting.

16. Federal grant and project receipts, representing reimbursement for agency and central support services, indirect and administrative costs, shall be transmitted to the Department of the Treasury for credit to the General State Fund. Such receipts shall be forwarded to the Director of the Division of Budget and Accounting upon completion of the project or at the end of the fiscal year, whichever occurs earlier.

17. Unless otherwise provided, balances remaining as of June 30, 1972 in accounts of appropriations enacted subsequent to April 21, 1972 are hereby appropriated.

18. This act shall take effect July 1, 1972.

Approved except as to items set forth in the statement appended hereto dated June 22, 1972.

---

*STATEMENT ON SENATE BILL No. 900

Pursuant to Article V, Section I, Paragraph 15 of the Constitution, I am appending to Senate Bill No. 900 at the time of signing it, this statement of the items, or parts thereof, to which I object so that each item, or part thereof, so objected to shall not take effect.

On Page 14:

"105-100. *Division of Criminal Justice*"

* * * * *

Section 1, Line 11C "Courts ..... $27,685"
This item is reduced to $23,000.

* * * * *

"Total Appropriation, Division of Criminal Justice ..... $1,981,472"
This item is reduced to $1,976,787.

On Page 26:

"Total appropriation, Department of Law and Public Safety ..... $60,872,871"
This item is reduced to $60,868,186.

On Page 85:

"*Rutgers, The State University*

570-100. *General University*"

* * * * *

"33970. Institutional Support $19,956,665

Sub-Total, General Operations ..... $102,008,695"

* * * * *

"Total All Operations ..... $124,608,695"
These items are reduced to $19,856,665; $101,908,695 and $124,508,695, respectively.

On Page 85:

"Sub-Total Appropriation, General University $56,806,685"
This item is reduced to $56,706,685.

On Page 86:

"Services Other Than Personal ..... ($5,724,448)"
This item is reduced to ($5,624,448).

On Page 87:

"572-100. *Agricultural Experiment Station*"

* * * * *

"33130. Extension and Public Service ..... $2,495,662"
This item is reduced to $2,366,662.

* * * * *

"Sub-Total General Operations ..... $10,224,712"
This item is reduced to $10,095,712.

* * * * *

"Sub-Total Appropriation, Agricultural Experiment Station ..... $8,052,116"
This item is reduced to $7,923,116.

* * * * *

"Salaries: Officers and employees ..... ($7,582,863)"
This item is reduced to ($7,453,863).

* * * * *

"Total Appropriation, Rutgers, The State University ..... $64,858,801"
This item is reduced to $64,629,801.

On Page 91:

"Total Appropriation, Department of Higher Education ..... $244,495,477"
This item is reduced to $244,266,477.

On Page 137:

"Total Appropriation, General State Operations ..... $869,560,336"
This item is reduced to $869,326,651.

On Page 157:

Under "DEPARTMENT OF COMMUNITY AFFAIRS
800-150. *Administrative Division—State Aid*"

* * * * *

"To Waterford Township for purchase of land $11,316"
This item is deleted in its entirety.

On Page 158:

"Sub-Total Appropriation $36,817,316
Sub-Total Appropriation, Administrative Division ..... $37,251,376"
These items are reduced to $36,806,000 and $37,240,060 respectively.

On Page 159:

"Total Appropriation, Department of Community Affairs ..... $37,924,676"
This item is reduced to $37,913,360.

* * * * *

"Total Appropriation, State Aid ..... $1,095,431,237"
This item is reduced to $1,095,419,921.

On Page 173:

"Grand Total Appropriation ..... $2,047,924,209"

This item is reduced to $2,047,679,208.

Senate Bill No. 900 is the general appropriations bill for the fiscal year ending June 30, 1973.

The Appropriations Committee increased the recommended budget by $1,126,867. I have concurred in the majority of these recommendations. However, there are several items with which I cannot agree fully, and have accordingly eliminated or reduced them.

On Page 14 there is an item to reimburse Burlington County for State Grand Jury proceedings in the amount of $27,685, which includes some ordinary costs. Pending legislation provides for reimbursement to counties for extraordinary costs resulting from statewide Grand Jury matters. An undesirable precedent would be set if the State paid the ordinary cost of the Burlington County proceedings; hence, I have reduced this amount to $23,000, representing the extraordinary costs.

The budget for Rutgers University as contained in the Appropriations Bill includes a sum of $50,000 for the City of New Brunswick and $50,000 for the City of Camden as payment for municipal services rendered by these municipalities on behalf of the State University. These sums were items which I did not include in the regular budget message. In view of the fact that regular payments will be made to these municipalities in fiscal year 1973 under the provisions of the Municipal Aid Program financed through the Department of Community Affairs I have eliminated these items, thus reducing the total appropriation to Rutgers University by $100,000.

Under the appropriation for the Agricultural Experiment Station there is an amount of $129,000 for salaries for an expanded Federal Nutrition Program. This appropriation would fund 10 positions under the expanded program. In the fiscal year 1972 budget this same amount was deleted from the recommendation in anticipation of Federal funds to expand the program and this should continue into the fiscal year 1973.

Under the Department of Community Affairs the amount of $11,316 was included against the purchase of State land by Waterford Township. Since there is an unequal exchange of property involved, it is undesirable for the State to reimburse a Township

to make up the difference in the value of the exchange property simply to permit the municipality to return the $11,316 to the State as payment for the difference.

Respectfully,

[SEAL] /s/ WILLIAM T. CAHILL,
Attest: *Governor*
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor

CHAPTER 74

AN ACT concerning civil service, providing for the granting of administrative leave of absence for classified civil service employees of the State, and supplementing chapter 14 of Title 11 of the Revised Statutes.

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

C. 11:14-6 Administrative leave.

1. In addition to leaves of absence authorized pursuant to chapter 14 of Title 11, Civil Service, and supplements thereto, all employees in the classified service of the State service and those employees of Rutgers, The State University, Newark College of Engineering, and the College of Medicine and Dentistry of New Jersey whose counterparts in the New Jersey State colleges are or would be in the classified service shall be entitled to administrative leave of absence for not less than 3 days per calendar year for personal business, including religious observances. Administrative leave shall not be charged against accumulative vacation leave or overtime credits.

C. 11:14-7 Administrative leave not cumulative.

2. Administrative leave of absence shall not be cumulative and any administrative leave credit remaining unused by an employee at the end of any year shall be canceled.

C. 11:14-8 Use of administrative leave.

3. Administrative leave of absence may be used only at a time convenient to and approved in advance by the appointing author-

ity; provided, however, that administrative leave of absence allowed for a religious observance shall be granted on the days and hours required insofar as the same may be granted without interference with the proper conduct of government functions.

4. This act shall take effect immediately.

Approved June 27, 1972.

CHAPTER 75

AN ACT to amend the short title of the "Public and School Employees' Health Benefits Act," approved June 3, 1961 (P. L. 1961, c. 49), as said short title was amended by P. L. 1964, c. 125, so that the same shall read the "New Jersey State Health Benefits Program Act," and revising said act and P. L. 1964, c. 125.

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

1. Section 1 of P. L. 1961, c. 49 (C. 52:14–17.25) is amended to read as follows:

C. 52:14-17.25 Short title.

1. This act shall be known and may be cited as the "New Jersey State Health Benefits Program Act."

2. Section 2 of P. L. 1961, c. 49 (C. 52:14–17.26) is amended to read as follows:

C. 52:14-17.26 Definitions.

2. As used in this act

(a) The term "State" means the State of New Jersey.

(b) The term "commission" means the State Health Benefits Commission, created by section 3 of this act.

(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 2 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. An employee paid on a 10-month basis, pursuant to an annual contract, will be deemed to have satisfied the 2-month waiting period if he begins employment at the beginning of the contract year. The term "employee" shall also not include persons, active or retired, who are otherwise eligible for benefits under this act but who, although they meet the age eligibility requirement of the Federal medicare program, are not covered by the complete Federal program. 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 23 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. The term "dependents" shall not include spouses of persons, active or retired, who are otherwise eligible for the benefits under this act but who, although they meet the age eligibility requirement of the Federal medicare program, are not covered by the complete Federal program.

(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.

(f) The term "hospital" means (1) an institution operated pursuant to law which is primarily engaged in providing on its own premises, for compensation from its patients, medical diagnostic and major surgical facilities for the care and treatment of sick and injured persons on an inpatient basis, and which provides such facilities under the supervision of a staff of physicians and with 24 hour a day nursing service by registered graduate nurses, or (2) an institution not meeting all of the requirements of (1) but which is accredited as a hospital by the Joint Commission on Accreditation of Hospitals. In no event shall the term "hospital" include a convalescent nursing home or any institution or part thereof which is used principally as a convalescent facility, residential

center for the treatment and education of children with mental disorders, rest facility, nursing facility or facility for the aged or for the care of drug addicts or alcoholics.

3. Section 3 of P. L. 1961, c. 49 (C. 52:14–17.27) is amended to read as follows:

C. 52:14-17.27 State Health Benefits Commission; establishment of program; rules and regulations; legal advisor; annual report.

3. There is hereby created a State Health Benefits Commission, consisting of the State Treasurer, the Commissioner of 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 Director of the Division of Pensions shall be the secretary of the commission. 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 commission shall establish rules and regulations as may be deemed reasonable and necessary for the administration of this act.

The Attorney General shall be the legal advisor of the commission.

The commission shall publish annually a report showing the fiscal transactions of the program for the preceding year and stating other facts pertaining to the plan. The commission shall submit the report to the Governor and furnish a copy to every employer for use of the participants and the public.

4. Section 5 of P. L. 1961, c. 49 (C. 52:14–17.29) is amended to read as follows:

C. 52:14-17.29 Coverages.

5. (A) The contract or contracts purchased by the commission pursuant to section 4 shall provide separate coverages or policies as follows:

(1) Basic benefits which shall include

(a) Hospital benefits, including outpatient,

(b) Surgical benefits,

(c) Inpatient medical benefits,

(d) Obstetrical benefits, in the case of family contracts and

(e) Post-hospital services rendered by an extended care facility or by a home health agency and for specified medical care visits by a physician during an eligible period of such post-hospital services, to the extent and subject to the conditions and limitations agreed to by the commission and the carrier or carriers.

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. Such basic benefits shall include benefits for

(i) Additional days of inpatient medical service;

(ii) Surgery elsewhere than in a hospital;

(iii) X-ray, radioactive isotope therapy and pathology services;

(iv) Physical therapy services;

(v) Radium or radon therapy services;

and the extended basic benefits shall be subject to the same conditions and limitations, applicable to such benefits, as are set forth in "Extended Outpatient Hospital Benefits Rider," Form 1500, 71 (9-66), and in "Extended Benefit Rider" (as amended), Form MS 7050J (9-66) issued by the New Jersey "Blue Cross" and "Blue Shield" Plans, respectively, and as the same may be amended or superseded, subject to filing by the Commissioner of Insurance; 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% of the first $2,000.00 of charges for eligible medical services incurred subsequent to satisfaction of the deductible and 100% thereafter. There shall be a separate deductible for each calendar year for (a) each enrolled employee and (b) all enrolled dependents of such employee. Not more than $25,000.00 shall be paid for major medical expense benefits with respect to any one person for any 1 calendar year and not more than $100,000.00 shall be paid for such benefits with respect to any one person for the entire period of such person's

coverage under the plan, whether continuous or interrupted except that these maximums may be reapplied to a covered person in amounts not to exceed $2,000.00 a year. Maximums of $10,000.00 per calendar year and $20,000.00 for the entire period of the person's coverage under the plan shall apply to eligible expenses incurred because of mental illness or functional nervous disorders, and such may be reapplied to a covered person. For retired employees, the maximum lifetime benefit for each person shall be the unused balance of the lifetime maximum remaining while in active service or $20,000.00, whichever is less, with a minimum benefit of $5,000.00. 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.

Any service determined by regulation of the commission to be an "eligible medical service" under the major medical expense benefits coverage which is performed by a duly licensed practicing psychologist within the lawful scope of his practice shall be recognized for reimbursement under the same conditions as would apply were such service performed by a physician.

(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, such as the Federal medicare program, 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. The commission shall have the right to particularize subgroups for experience purposes and rates. 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 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.

5. Section 6 of P. L. 1961, c. 49 (C. 52:14–17.30) is amended to read as follows:

C. 52:14-17.30 Payment of premium; dependents' coverage; health benefits fund.

6. (A) For each active covered State employee and for his eligible dependents as the employee may have enrolled at his option the State, from funds appropriated therefor, 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 and his enrolled dependents and shall reimburse the active employee for his premium charges under Part B of the Federal medicare program covering the employee and the employee's spouse.

(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. There is hereby created a health benefits fund. Said fund shall be used to pay the premiums or periodic charges for which the State is responsible under this act.

6. Section 7 of P. L. 1961, c. 49 (C. 52:14–17.31) is amended to read as follows:

C. 52:14-17.31 Effective date of coverage; rules and regulations; furnishing of information to Division of Pensions.

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. 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. Such rules and regulations shall not defer the insurance with respect to any qualified dependent an employee has on the date the employee's employer becomes a participating employer, provided the employee was, immediately prior to said date, insured with respect to such dependent under a group major medical insurance plan of such employer which was in effect immediately prior to said date. 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 both basic coverage and major medical expense coverage but may not enroll for either 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, except such employee shall be covered, if on the date the employee's employer becomes a participating employer, said employee was, immediately prior to said date, insured under a group major medical insurance plan of such employer which was in effect immediately prior to said date.

In the event that the group major medical plan which covered an employee or his dependents immediately prior to the date the employee's employer becomes a participating employer provides, after termination of coverage thereunder, any continuation of benefits for medical expenses for hospitalization, surgery, medical treatment or any related service or supply, or would so provide in the absence of coverage pursuant to this act, no coverage shall be afforded pursuant to this act for any such expenses (i) which are covered, or which would be covered in the absence of coverage pursuant to this act, in whole or in part, by such prior insurance plan or (ii) which may be used in satisfaction of any deductible requirement under such prior insurance plan to establish entitlement to such continuation of benefits.

Each employee shall furnish the Division of Pensions, in such form as is prescribed, such information as is necessary on account of his own coverage and as necessary to enroll his dependents. Any employee not desiring coverage at the time he first becomes

eligible, shall give the division written notice of that fact in such form as the division may prescribe. Such employee may not enroll thereafter except at such times and under such conditions as the commission may prescribe.

If an employee of an employer other than the State eligible for coverage has a spouse who is also an employee of an employer other than the State eligible for coverage, the spouse may elect single coverage as an employee and to enroll as a dependent, in which event no coverage shall be provided for such spouse as an employee while covered as a dependent. The employee of an employer other than the State, who has enrolled such spouse, and who is required to pay the full cost of dependent coverage, may receive a refund from the State Division of Pensions equivalent in amount to the employer's cost for an employee's coverage. When both husband and wife are covered as employees, only one may enroll for their children as dependents.

A similar refund shall be authorized pursuant to such rules and regulations as the commission deems necessary or desirable in the case of an employee of an employer other than the State who is paying the full cost of dependent coverage for a spouse who is an employee of the State and eligible for coverage.

7. Section 8 of P. L. 1961, c. 49 (C. 52:14–17.32) is amended to read as follows:

C. 52:14-17.32 Termination of coverage; rates payable by employees covered by medicare.

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 and major medical coverage after retirement, any such continuance after retirement to be provided at such rates and under such conditions as shall be prescribed by the commission, subject, however, to the requirements hereinafter set forth in this section. The commission may also establish regulations prescribing an extension of coverage when an employee or dependent is totally disabled at termination of coverage.

Rates payable by retired employees for themselves and their dependents, by active employees for dependents covered by medicare benefits, and by the State or other employer for an active

employee alone covered by medicare benefits, shall be determined on the basis of utilization experienced according to classifications determined by the commission, provided, however, that the total rate payable by such retired employee for himself and his dependents, or by such active employee for his dependents and the State or other employer for such active employee alone, for coverage hereunder and for Part B of medicare, shall not exceed by more than 25%, as determined by the commission, the total amount which would have been required to have been paid by him and by the State or other employer for the coverage maintained had he continued in office or active employment and he and his dependents were not eligible for medicare benefits. "Medicare" as used in this act means the coverage provided under Title XVIII of the Social Security Act as amended in 1965, or its successor plan or plans.

From funds appropriated therefor, the State shall pay the premium or periodic charges for the benefits provided to a retired State employee and his dependents covered under the program, but not including survivors, if such employee retired from a State-administered retirement system effective on or after July 1, 1972, on a benefit based on 25 years or more of service credited in such retirement system, excepting the employee who elected deferred retirement, but including the employee who retired on a disability pension based on fewer years of service credited in such retirement system and shall also reimburse such retired employee for his premium charges under Part B of the Federal medicare program covering the retired employee and the employee's spouse.

8. Section 3 of P. L. 1964, c. 125 (C. 52:14–17.34) is amended to read as follows:

C. 52:14-17.34 Extension of benefits; participation by other public agencies and organizations.

3. In order that the New Jersey State Health Benefits Program Act may be extended to include other public and school employees, participation by counties, municipalities, school districts, public agencies or organizations as defined in section 71 of P. L. 1954, c. 84, including the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Interstate Sanitation Commission, the Delaware River Basin Commission, New Jersey Housing Finance Agency, New Jersey Educational Facilities Authority, Hackensack Meadowlands Development Commission and the Compensation Rating and Inspection Bureau, hereinafter defined as employers, is hereby authorized.

9. Section 4 of P. L. 1964, c. 125 (C. 52:14–17.35) is amended to read as follows:

C. 52:14-17.35 Definitions.

4. As used in this act and in the act to which this act is a supplement:

(a) The term "employer" means a county, municipality, school district, public agency or organization as defined in section 71 of P. L. 1954, c. 84, including the New Jersey Turnpike Authority, the New Jersey Highway Authority, the Interstate Sanitation Commission, the Delaware River Basin Commission, New Jersey Housing Finance Agency, New Jersey Educational Facilities Authority, Hackensack Meadowlands Development Commission and the Compensation Rating and Inspection Bureau.

(b) The term "State Treasury" means the State agency responsible for the administration of the New Jersey State Health Benefits Program Act which is to be located in the Division of Pensions in the Department of the Treasury.

10. Section 8 of P. L. 1964, c. 125 (C. 52:14–17.39) is amended to read as follows:

C. 52:14-17.39 Establishment of rates.

8. The rates charged for any contract purchased under the authority of the New Jersey State Health Benefits Program Act shall be established in accordance with the provisions of subsection (C) of section 5 of P. L. 1961, c. 49; provided, however, that the commission may, in its discretion, prescribe that the rates for employee coverage and for dependents coverage be determined separately for State employees and employees of participating employers.

11. This act shall take effect immediately, or as otherwise provided for in this act, except that section 5 of this act shall take effect on the first of a biweekly or monthly pay period on or after January 1, 1973.

Approved June 27, 1972.

CHAPTER 76

AN ACT authorizing the city of Passaic in the county of Passaic to appoint Michael Tersigni, Edmund Sieper and Ronald Weasthoven to the fire department of the city of Passaic.

WHEREAS, Michael Tersigni, Edmund Sieper and Ronald Weasthoven have applied for appointment to the fire department of the city of Passaic; and

WHEREAS, Said applicants have failed to qualify for appointment under rules and regulations of the Civil Service Commission for reasons of physical handicaps which were determined to be of a minor nature by the physician who examined them; and

WHEREAS, The city manager and chief of the fire department of the city of Passaic have recommended to the mayor and council of the city of Passaic that said applicants be appointed to the fire department inasmuch as said physical handicaps will not impede them in the performance of their duties; and

WHEREAS, The mayor and council of the city of Passaic are in agreement with said recommendation.

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

Private act.

1. The city of Passaic in the county of Passaic is authorized to appoint Michael Tersigni, Edmund Sieper and Ronald Weasthoven to the fire department of the city of Passaic notwithstanding that they have failed to meet certain physical standards required for such appointment pursuant to the rules and regulations of the Civil Service Commission; namely that the eyesight of Michael Tersigni is less than the minimum so required, that Edmund Sieper is color-blind, and that the height of Ronald Weasthoven is less than the minimum so required.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any fireman, otherwise eligible for membership, appointed pursuant to this act.

3. This act shall take effect upon due adoption of an ordinance of the city of Passaic for the purpose of adopting same.

Approved June 30, 1972.

CHAPTER 77

A SUPPLEMENT to "An act relating to public buildings and making appropriations for construction, reconstruction, development, extension, improvement and equipment of public buildings, all for higher education purposes," approved April 11, 1972 (P. L. 1972, c. 10).

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

1. There is hereby appropriated to the Department of Higher Education from the Higher Education Buildings Construction Fund, established pursuant to the New Jersey Higher Education Buildings Construction Bond Act of 1971, P. L. 1971, c. 164, the sum of $24,375,000.00, or that portion thereof as may be required, for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various public institutions of higher education. The appropriations will fund the foregoing types of projects approved by the Board of Higher Education in the amounts and at the institutions as follows:

Institution		Amount
Glassboro State College		$ 2,966,000
Alterations and renovations to existing structures	$2,520,000	
Site development and utilities	446,000	
Jersey City State College		2,907,000
Purchase and renovation of Office Building	$350,000	
Alterations and renovations to existing structures	1,843,000	
Site development and utilities	714,000	
Montclair State College		1,195,000
Site development and utilities	$1,195,000	
Newark State College		860,000
Site development and utilities	$860,000	
Ramapo College of New Jersey		5,632,000
Science building	$3,815,000	
Physical education building	1,132,000	

Athletic fields, site development and utilities	685,000	
Richard Stockton State College		6,540,000
Phase III academic facilities	$6,350,000	
Site development and utilities	190,000	
Trenton State College		1,790,000
Alterations and renovations to existing structures	$711,000	
Athletic fields, site development and utilities	1,079,000	
William Paterson College of New Jersey		1,020,000
Alterations and renovations to existing structures	$260,000	
Site development and utilities	760,000	
Rutgers, The State University		1,465,000
Newark property acquisition and renovations	$600,000	
Camden science facilities and renovations, design	45,000	
Douglass-Cook library addition, design	70,000	
Douglass-Cook renovations and alterations	750,000	
Total		$24,375,000

2. There is hereby appropriated to the Department of Higher Education from the Higher Education Buildings Construction Fund, established pursuant to the Higher Education Buildings Construction Bond Act of 1971, P. L. 1971, c. 164, the sum of $4,800,000.00 or that portion thereof as may be required, as the State's 50% share for land acquisition and the planning, construction, rehabilitation and equipping of facilities, services, and buildings at the various county colleges for the period July 1, 1972 to December 31, 1972 to include repayment of $300,000.00 advanced from the Public Buildings Construction Fund, as approved by the Board of Higher Education.

3. This act shall take effect immediately.

Approved June 30, 1972.

CHAPTER 78

A SUPPLEMENT to "An act relating to public buildings and making appropriations for construction, reconstruction, development, extension, improvement and equipment of public buildings, all for education purposes," approved May 14, 1969 (P. L. 1969, c. 44).

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

1. There is hereby appropriated to the State Department of Education, from the Public Buildings Construction Fund, the sum of $1,929,329.00 or so much thereof as may be necessary, for buildings, structures, facilities and equipment required for the operation of vocational education programs, which funds, together with the unexpended balances appropriated by P. L. 1971, c. 263, in the amount of $2,070,671.00, will provide a total of $4,000,000.00 available for expenditure for the period January 1, 1972 to June 30, 1973 for the following projects, which are hereby approved:

	To June 30, 1973
Atlantic County	
Atlantic County Area Vocational-Technical School	$150,000
Bergen County	
Bergen County Area Vocational-Technical School	
Paramus (Special Needs Center)	132,500
Shared-Time Centers:	
Northeast Bergen	30,000
South Bergen	30,000
Northwest Bergen	30,000
Burlington County	
Burlington County Area Vocational-Technical School	61,000
Shared-Time Centers:	
Mount Holly	10,000
Medford-Mt. Laurel	10,000

Camden County	
Camden County Area Vocational-Technical School	37,500
Camden City Area Vocational-Technical School Special Needs Center	10,000
Lower Camden County Regional Area Vocational-Technical School	6,000
Cape May County	
Cape May County Area Vocational-Technical School	6,000
Auxiliary Buildings	15,000
Addition	25,000
Cumberland County	
Cumberland County Area Vocational-Technical School	225,000
Essex County	
Essex County Area Vocational-Technical School	
Technical Career Center	.....
Newark Manpower Training and Skills Center Project C.O.E.D.	680,000
Gloucester County	
Gloucester County Area Vocational-Technical School	175,000
Hunterdon County	
Hunterdon Central Area Vocational-Technical School	8,000
North Hunterdon Regional Area Vocational-Technical School	50,000
Mercer County	
Mercer County Area Vocational-Technical School Assunpink Center	200,000
Middlesex County	
Middlesex County Area Vocational-Technical School	
Northwest Middlesex County	10,000
Monmouth County	
Monmouth County Area Vocational-Technical School	

Freehold	18,000
Keyport	3,000
Neptune	1,000
Morris County	
Morris County Area Vocational-Technical School	
Denville Center	120,000
Ocean County	
Ocean County Area Vocational-Technical School	
Brick Township	125,000
Jackson Township	150,000
Ocean Township	120,000
Toms River	10,000
Passaic County	
Passaic County Area Vocational-Technical School	46,500
Special Needs Center	115,000
Salem County	
Salem County Area Vocational-Technical School	20,000
Somerset County	
Somerset County Area Vocational-Technical School	500,100
Sussex County	
Sussex County Area Vocational-Technical School Addition	100,000
Union County	
Union County Area Vocational-Technical School	60,000
Thomas A. Edison Area Vocational-Technical School (Elizabeth)	325,000
Union Township Area Vocational-Technical School	20,000
Linden Area Vocational-Technical School	250,000
Warren County	
Warren County Area Vocational-Technical School	115,400
Totals	$4,000,000

2. This act shall take effect immediately.

Approved June 30, 1972.

CHAPTER 79

A SUPPLEMENT to "An act making appropriation for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. There is hereby appropriated out of the General Treasury, the following:

DEPARTMENT OF PUBLIC UTILITIES

350-100. GENERAL

Extraordinary:

For the expansion and improvement of the department's operations $250,000

2. This act shall take effect immediately.

Approved June 30, 1972.

CHAPTER 80

AN ACT concerning State colleges and amending sections 18A:3–14, 18A:64–6 and 18A:64–18 of the New Jersey Statutes.

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

1. N. J. S. 18A:3–14 is amended to read as follows:

Powers and duties.

18A:3–14. The Board of Higher Education shall:

a. Conduct research on higher educational needs;

b. Develop and maintain a comprehensive master plan which shall be long range in nature and be regularly revised and updated;

c. Establish new colleges, schools, units, divisions, institutes, departments, branches, campuses, as required by the master plan,

provided that provision is made therefor in the annual or a supplemental or special appropriation act of the Legislature or otherwise;

d. Establish minimum admission standards for all public institutions of higher education, except that nothing in this chapter shall be construed to prevent individual institutions from establishing higher minimum admission requirements;

e. Establish minimum standards for all public institutions of higher education for degree granting, approve new programs and degrees and approve discontinuance of degrees and educational programs as required. Nothing, however, in this law shall be construed to prevent individual institutions from establishing higher minimum standards for degree granting. "Programs" as used in this subsection means areas or fields in which degrees or nondegree certificates might be granted and shall not include individual courses nor course content nor shall it include the course composition of areas or fields already in existence;

f. Receive all budget requests from the institutions, coordinate and balance such requests, and submit a combined request for appropriations annually to the Governor;

g. Be an agency of communication with the Federal Government on public funds available to the State for higher education, and receive and recommend the disbursement of such funds by the State;

h. Set policy on salary and fringe benefits, and establish general personnel policies for the public institutions of higher education;

i. Coordinate with the State Board of Education and the commissioner to effectuate and advance public education at all levels;

j. Encourage harmonious and cooperative relationship between public and private institutions of higher education;

k. Review periodically existing programs of instruction, research, and public service in the public institutions of higher education, and advise them of desirable change;

l. Keep the Governor, the Legislature, and the public informed of the needs and accomplishments, both qualitative and quantitative, of public higher education in New Jersey through published reports, releases, conferences, and other means;

m. License institutions of higher education pursuant to the authority of sections 18A:68–3 to 18A:68–5 inclusive;

n. Approve the basis or conditions for conferring degrees pursuant to the authority of sections 18A:68–6 to 18A:68–8 inclusive;

o. Exercise enforcement powers as provided by sections 18A:68–9 to 18A:68–11 inclusive;

p. Require from institutions of higher education such reports as may be necessary to enable the board to perform the duties imposed upon it by statute;

q. Make to the Governor and the Legislature such recommendations as the board deems necessary with regard to appropriations that may be required for services, lands, buildings, and equipment to be furnished by institutions of higher education other than the State University of New Jersey and make contracts in behalf of the State with such institutions in accordance with legislative appropriations; provided, that no disbursement of moneys so appropriated shall be made to any such institution or institutions utilized by the State for the purpose of public higher education, except on recommendation of the board; and the board shall see to the application of the money for such purposes;

r. Exercise visitorial general powers of supervision and control over such institutions of higher education as may be utilized by the State. Its visitorial general powers of supervision and control are hereby defined as visiting such institutions of higher education to examine into their manner of conducting their affairs and to enforce an observance of the laws of the State;

s. Fix and determine tuition rates and other fees to be paid by students at the State colleges except fees for room and board which will be established by the board of trustees of each respective State college within guidelines established by the Board of Higher Education.

2. N. J. S. 18A:64–6 is amended to read as follows:

Powers and duties.

18A:64–6. The board of trustees of a State college shall, subject to the general policies, guidelines, and procedures set by the Board of Higher Education, have general supervision over and shall be vested with the conduct of the college. It shall, subject to the general policies, guidelines, and procedures set by the Board of Higher Education, have the power and duty to:

a. Adopt and use a corporate seal;

b. Determine the educational curriculum and program of the college;

c. Determine policies for the organization, administration and development of the college;

d. Study the educational and financial needs of the college; annually acquaint the Governor and Legislature with the condition of the college; and prepare, and after concurrence by and jointly with the Board of Higher Education, present the annual budget

to the Governor and Legislature, subject to the rules and regulations of the Department of the Treasury, Division of Budget and Accounting, and in accordance with law;

e. Notwithstanding the provisions of P. L. 1944, c. 112:

(i) direct and control the expenditures of the college in accordance with the provisions of the budget, the quarterly allocations of the Department of the Treasury, the appropriations acts of the Legislature and the provisions of this act, and in accordance with the terms, of any applicable trusts, gifts, bequests, or other special provisions;

(ii) empower the president of the college or such other officer as he may, with the approval of the board of trustees, designate, to enter into contracts and agreements, create encumbrances, incur obligations and execute instruments of indebtedness all in accordance with the policies adopted by the board of trustees, the provisions of the budget, the appropriations acts of the Legislature, and subject to the provisions of this act and any regulations, policies, guidelines and procedures adopted pursuant thereto;

(iii) file with the Department of the Treasury, Division of Budget and Accounting, the name of the fiscal officer or officers approved by the trustees of the college pursuant to (ii) above; who shall have the duty to ascertain that all contracts, agreements, obligations, encumbrances, or instruments of indebtedness are made in accordance with (ii) above and that sufficient funds are legally available for the expenditure; and

(iv) transmit statements of indebtedness to the Director of the Division of Budget and Accounting who shall execute and register warrant checks in settlement of those statements and shall transmit them forthwith to the State Treasurer who shall thereupon sign and deliver the same to the payees.

f. Transfer funds between the primary expenditure accounts only after approval by the Department of Higher Education, the Division of Budget and Accounting, and the Legislative Budget and Finance Director.

g. With the approval of the Board of Higher Education appoint and fix the compensation of a president of the college who shall be the executive officer of the college and an ex-officio member of the board of trustees, without vote and shall serve at the pleasure of the board of trustees;

h. Notwithstanding the provisions of Title 11, Civil Service, of the Revised Statutes, upon nomination by the president appoint a

treasurer and such deans and other professional members of the academic, administrative and teaching staffs as shall be required and fix their compensation and terms of employment in accordance with salary ranges and policies adopted by the Board of Higher Education, and concurred in by the Governor which salary policies shall prescribe qualifications for various classifications and shall limit the percentage of the education staff that may be in any given classification;

i. Appoint, remove, promote and transfer such other officers, agents or employees as may be required for carrying out the purposes of the college and assign their duties, determine their salaries and prescribe qualifications for all positions, all in accordance with the provisions of Title 11, Civil Service, of the Revised Statutes;

j. Grant diplomas, certificates and degrees;

k. Subject to the general policies, guidelines and procedures established by the Board of Higher Education and concurred in by the State Treasurer and the Director of the Division of Purchase and Property, enter into contracts and agreements for the purchase of lands, buildings, equipment, materials, supplies and services; enter into contracts and agreements with the State or any of its political subdivisions or with the United States, or with any public body, department or other agency of the State or the United States or with any individual, firm, or corporation which are deemed necessary or advisable by the board for carrying out the purposes of the college;

l. If necessary, take and condemn land and other property in the manner provided by chapter 1 of Title 20, Eminent Domain, of the Revised Statutes, whenever authorized by law to purchase land or other property;

m. Adopt, after consultation with the president and faculty, bylaws and make and promulgate such rules, regulations and orders, not inconsistent with the provisions of this article that are necessary and proper for the administration and operation of the college and the carrying out of its purposes;

n. Establish fees for room and board sufficient for the operation, maintenance, and rental of student housing and food service facilities.

3. N. J. S. 18A:64–18 is amended to read as follows:

Deposit and disposition of certain moneys.

18A:64–18. All moneys received in connection with the operation of the State colleges shall be deposited in a special account of the General State Fund and shall be available for use by the State

college subject to the provisions of its annual appropriation, except that:

a. Moneys which are derived by the State colleges as room and board revenues from student housing and food service facilities and which are not pledged for the payment of principal and interest on bonds of this State and which are in excess of sums required for the operation, maintenance, and rental of such facilities, shall be retained by the State Treasurer in a separate account for each college and may be expended by each college for the cost of operation, maintenance and rental of such facilities in subsequent years. The unexpended balance in any such account at the end of any fiscal year shall be retained in such account for the purposes of this act and shall not lapse into the General Treasury.

b. Moneys which are derived from student union building fees collected at a State college, which are in excess of the sums required for the operation, maintenance and rental of such a facility, shall be retained by the State Treasurer in a separate account for each college and may be expended by each college for the cost of operation, maintenance and rental of such facilities in subsequent years. The unexpended balance of any such account at the end of any fiscal year shall be retained in such account for the purposes of this act and shall not lapse into the General Treasury.

c. Moneys which are derived from the operation of parking facilities, which are in excess of sums required for the operation and maintenance of such facilities at a State college, shall, with the approval of the State Treasurer, be retained in a separate account for each college and may be expended by each college for the cost of operation, maintenance and rental of such facilities in subsequent years. The unexpended balance of any such account at the end of any fiscal year shall be retained in such account for the purposes of this act and shall not lapse into the General Treasury.

4. This act shall take effect July 1, 1972.

Approved June 30, 1972.

CHAPTER 81

AN ACT concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes.

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

C. 9:17B-1 Rights of persons 18 years of age and older.

1. The Legislature finds and declares and by this act intends, pending the revision and amendment of the many statutory provisions involved, to:

a. Extend to persons 18 years of age and older the basic civil and contractual rights and obligations heretofore applicable only to persons 21 years of age or older, including the right to contract, sue, be sued and defend civil actions, apply for and be appointed to public employment, apply for and be granted a license or authority to engage in a business or profession subject to State regulation, serve on juries, marry, adopt children, attend and participate in horse race meetings and parimutuel betting and other legalized games and gaming, sell, purchase and consume alcoholic beverages, act as an incorporator, registered agent or director of a corporation, consent to medical and surgical treatment, execute a will, and to inherit, purchase, mortgage or otherwise encumber and convey real and personal property.

b. Abolish the right of a person between the ages of 18 and 21 years to disaffirm and be relieved of contractual obligations by reason of age.

C. 9:17B-2 Rights or provisions not altered by act.

2. The Legislature by this act does not intend to:

a. Effect the release from confinement or transfer from one institution to another of a person attaining age 18 rather than 21 years;

b. Affect the right of a court to exercise its discretion in not sentencing a person between 18 and 21 years of age to a State Prison;

c. Alter the right of persons under 20 years of age to be eligible for enrollment in public schools;

d. Alter the provisions of the uniform law relative to gifts to minors;

e. Alter the provisions of N. J. S. 2A:14–21 with respect to the time within which a person under 21 years of age on January 1, 1973 may commence an action or make an entry under a cause or right accrued prior to said date.

C. 9:17B-3 Persons 18 years of age and older deemed to be adults; exceptions.

3. Except with respect to the provisions of N. J. S. 2A:14–21, with respect to the right of a court to take any action it deems

appropriate and in the interest of a person under 21 years of age, or to require a change in action heretofore taken by a court with respect to a person under 21 years of age, or with respect to the provisions of the "New Jersey Uniform Gifts to Minors Act," (P. L. 1963, c. 177, C. 46:38–13 et seq.), every person 18 or more years of age shall in all other matters and for all other purposes be deemed to be an adult and, notwithstanding any other provision of law to the contrary, shall have the same legal capacity to act and the same powers and obligations as a person 21 or more years of age. Except as herein otherwise provided, every act or action of any such person shall be as valid, binding and enforceable by or against such person as if, at the time such act or action was performed or undertaken, such person was 21 or more years of age and no act or action by any such person performed or undertaken on or after the effective date of this act shall be subject to disaffirmance because of minority.

4. This act shall take effect January 1, 1973.

Approved July 5, 1972.

CHAPTER 82

AN ACT concerning elections and amending R. S. 19:31–3 and An act concerning elections, supplementing Title 19, repealing sections 19:15–7, 19:15–13, 19:15–14, 19:15–15, 19:15–16, 19:15–35 and 19:15–36, of the Revised Statutes and repealing "An act concerning elections, and supplementing Title 19 of the Revised Statutes," approved June 3, 1941 (P. L. 1941, c. 177)," approved April 21, 1944 (P. L. 1944, c. 230).

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

1. R. S. 19:31–3 is amended to read as follows:

Permanent registration forms; original and duplicate forms; contents.

19:31–3. a. Permanent registration forms for the registration of voters shall be prepared and supplied by the commissioner in

sufficient quantities to enable all eligible voters to register. Such forms shall consist of an equal number of original forms of one color and duplicate forms of another color. Each set of original and duplicate permanent registration forms shall be serially numbered and each of such forms shall be suitable for locking in a loose-leaf binder, shall be approximately 10 inches by 16 inches so as to contain on the face thereof a margin of approximately 2 inches for binding, and shall contain the information hereinafter required.

b. Space shall be provided on both the original and duplicate forms at the top for the word "original" on the original forms and the word "duplicate" on the duplicate forms, to be followed immediately below by the words "permanent registration" on both forms, which shall contain the following information concerning each applicant for registration:

(1) The full name, including middle initials if any.

(2) The place of residence and street address. If the applicant resides in a hotel, apartment or tenement house or institution, such additional information shall be included as may be deemed necessary to give the exact location of the applicant's place of residence.

(3) The applicant's statement that he is 18 years of age or over, that he is a citizen of the United States and of the State of New Jersey, that he will have resided in the State of New Jersey for at least 6 months and in the county for at least 40 days immediately preceding the next general election, all of which shall be indicated by the word "Yes."

(4) Whether he is a native-born citizen or a citizen by naturalization.

(5) The name of the municipality and house number and street in such municipality from which he last registered.

(6) The signature in person or by the mark of the applicant.

(7) Immediately above the space for the signature of the applicant shall be printed these words: "I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct."

(8) Date of filling out the blank and the signature of the person recording such information and taking such affidavit and the authority of the person taking such affidavit.

Following the above information shall appear additional questions to be answered only in the event that the applicant is unable to sign his name; leaving space above the questions for the words "identification statement" followed immediately below by the words "applicant unable to sign name."

(9) What is your full name?

(10) What is or was your father's full name?

(11) What is or was your mother's full name?

(12) Are you married or single?

(13) Where did you actually reside immediately prior to taking up your present residence; state floor and character of premises?

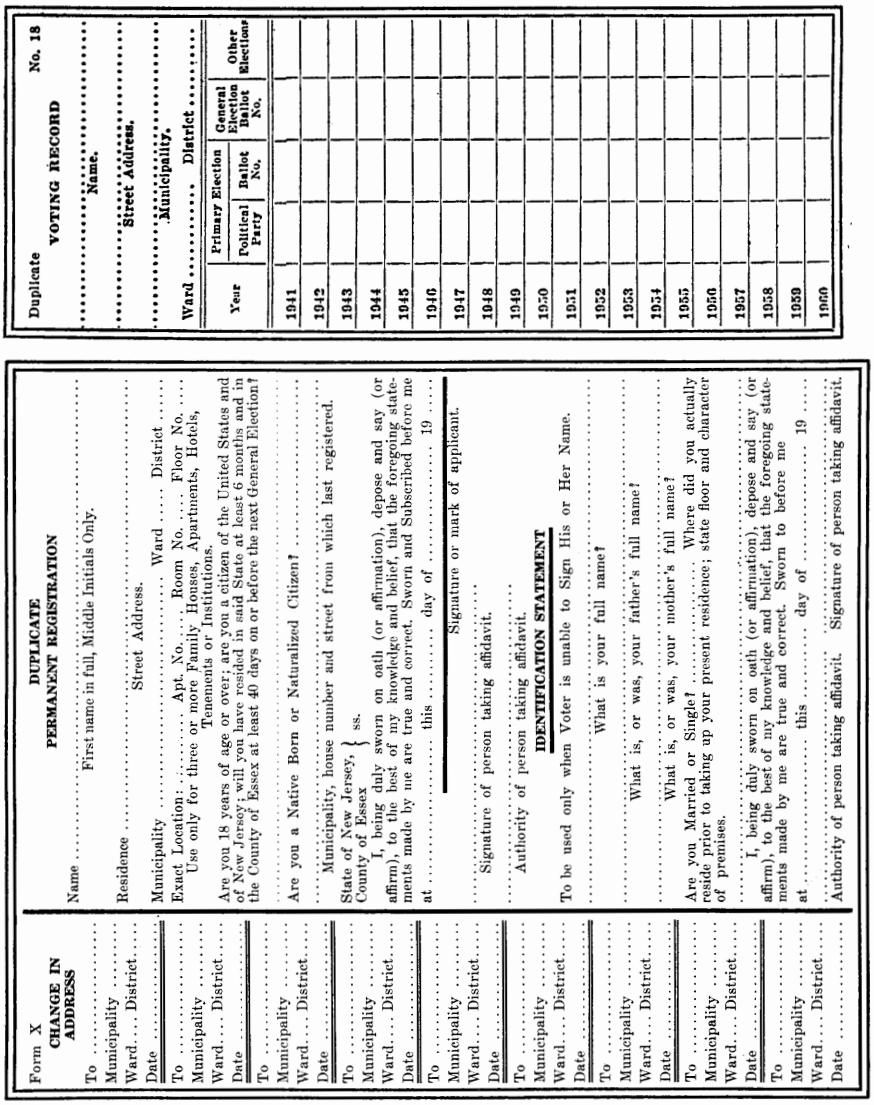
(14) Immediately below shall be printed these words: "I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct."

(15) Date of filling out the answers, and the signature of the person recording such answers and taking such affidavit and the authority of the person taking such affidavit.

Immediately to the left of the above permanent registration and identification statement shall be printed a column approximately 2½ inches wide for subsequent changes in address or removals of such applicant from one district to another.

Immediately to the right of the permanent registration and identification statement shall be printed a form for recording the fact that the registered voters have voted. The face of the record of voting form shall be ruled to provide for serial number, the words "original voting record" on the original record of voting form and the words "duplicate voting record" on the duplicate record of voting forms, followed by the name, address and the municipality, ward and district of the registrant at the top of the space. The remainder of the space shall be ruled to provide a record for a period of 20 years of the number of the ballot cast by the registrant at the primary election for the general election, the general election and other elections and also the first three letters of the name of the political party whose ballot such registrant cast at the primary election for the general election.

c. The original and duplicate permanent registration and voting forms shall be in substantially the following form:



Form X
CHANGE IN ADDRESS
To .....
Municipality .....
Ward ... District ....
Date .....

DUPLICATE
PERMANENT REGISTRATION
Name .....
First name in full, Middle Initials Only.
Residence .....
Street Address.
Municipality ..... Ward ..... District .....
Exact Location: ..... Apt. No. ..... Room No. ..... Floor No. ....
Use only for three or more Family Houses, Apartments, Hotels, Tenements or Institutions.
Are you 18 years of age or over; are you a citizen of the United States and of New Jersey; will you have resided in said State at least 6 months and in the County of Essex at least 40 days on or before the next General Election?
.....
Are you a Native Born or Naturalized Citizen? .....
.....
Municipality, house number and street from which last registered.
State of New Jersey, } ss.
County of Essex
I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct. Sworn and Subscribed before me at ..... this ..... day of ..... 19 ....
Signature or mark of applicant.
.....
Signature of person taking affidavit.
.....
Authority of person taking affidavit.
IDENTIFICATION STATEMENT
To be used only when Voter is unable to Sign His or Her Name.
.....
What is your full name?
.....
What is, or was, your father's full name?
.....
What is, or was, your mother's full name?
.....
Are you Married or Single? ..... Where did you actually reside prior to taking up your present residence; state floor and character of premises.
.....
I, being duly sworn on oath (or affirmation), depose and say (or affirm), to the best of my knowledge and belief, that the foregoing statements made by me are true and correct. Sworn to before me at ..... this ..... day of ..... 19 ....
.....
Authority of person taking affidavit. Signature of person taking affidavit.

Duplicate No. 18
VOTING RECORD
.....
Name.
.....
Street Address.
.....
Municipality.
Ward ..... District .....

Year	Primary Election Political Party	Primary Election Ballot No.	General Election Ballot No.	Other Election
1941				
1942				
1943				
1944				
1945				
1946				
1947				
1948				
1949				
1950				
1951				
1952				
1953				
1954				
1955				
1956				
1957				
1958				
1959				
1960				

2. Section 1 of P. L. 1944, c. 230 (C. 19:31A–7) is amended to read as follows:

C. 19:31A-7 Signature comparison record on duplicate permanent registration and voting form; voter's signature; form of record.

1. The commissioner of registration shall have printed on the back of the duplicate permanent registration and voting form a signature comparison record, which record shall have in the left-hand side one-half inch from the top, a line upon which the voter

when registering shall place his signature. Directly underneath this line shall be printed the words "sample signature."

The signature comparison record shall be printed so as to leave a margin one and one-half inches on the left-hand side for the purpose of binding. The remainder of the space shall be ruled to provide a record of registrants' signatures as made for comparison purposes before receiving a ballot at any election. The form shall be sufficient to record such signatures for a period of twenty years and shall be subdivided into seven columns.

At the top of the first column at the left-hand side shall appear the word "year." Said column shall be approximately three-quarters of an inch wide.

At the top of the second column shall appear the abbreviation for the words "signature compared by." In this column the district election board official shall place his initials certifying that he has compared the signature of the voter placed in third column with the sample signature at the top of the signature comparison record. Said column shall be approximately one-half inch in width.

At the top of the third column shall appear the word "primary." Upon the line in said column opposite the particular year the voter shall place his signature when voting in the primary election for the general election in the year as stated in the first column. This column shall be approximately three and one-fourth inches wide.

At the top of the fourth column shall appear the abbreviation of the words "signature compared by." In this column the district election board official shall place his initials certifying that he has compared the signature of voter placed in the fifth column, with the sample signature at the top of the signature comparison record. Said column shall be approximately one-half inch in width.

At the top of the fifth column shall appear the word "general." Upon the line in said column opposite the particular year the voter shall place his signature when voting in the general election in the year as stated in the first column. This column shall be approximately three and one-fourth inches wide.

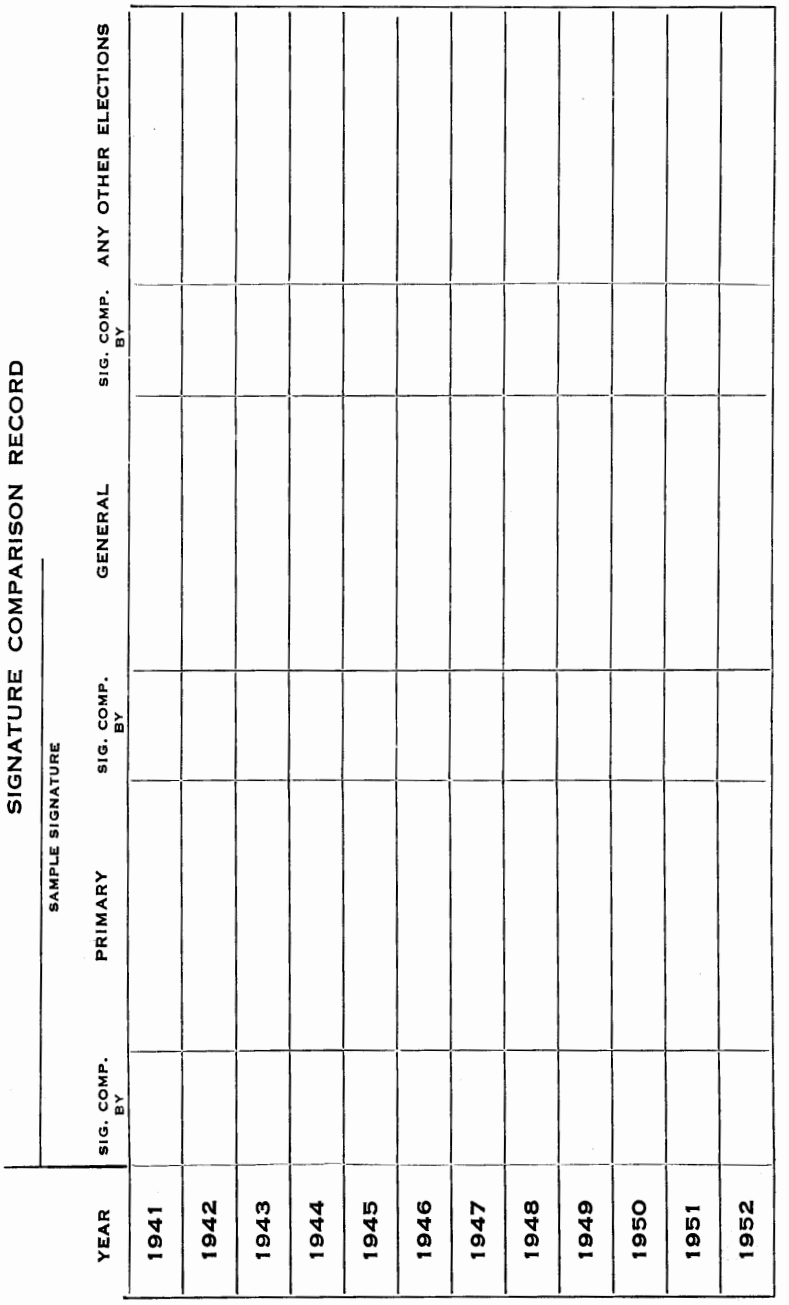
At the top of the sixth column shall appear the abbreviation of the words "signature compared by." In this column the district election board official shall place his initials certifying that he has compared the signature of voter placed in the seventh column, with the sample signature at the top of the signature comparison record. Said column shall be approximately one-half inch in width.

At the top of the seventh column shall appear the words "any other election." Upon the line in said column opposite the partic-

ular year the voter shall place his signature when voting in any election other than a primary election for a general election or a general election. The signature shall be placed on the line opposite the year stated in the first column which corresponds with the year during which such other election shall be held. This column shall be three and one-fourth inches wide.

At the time the voter registers in addition to obtaining the signature on the original and duplicate registration forms the commissioner of registration shall also require the registrant to sign the signature comparison record on the back of the duplicate registration form above the line below which are the words "sample signature."

The signature comparison record shall be in substantially the following form:



3. This act shall take effect immediately.
Approved July 5, 1972.

CHAPTER 83

AN ACT concerning counties, authorizing and empowering every county to provide, operate and maintain public off-street parking facilities, to raise and appropriate moneys and to issue bonds and other obligations of the county therefor, to fix charges for the use of such facilities and to enter into agreements with municipalities and others with respect to such facilities.

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

C. 40:34A-1 County authorized to provide off-street parking facilities.

1. Every county is hereby authorized and empowered, subject to the approval of the municipality in which the parking facility is to be located, to acquire by purchase, condemnation, gift, lease or otherwise any real property or any interest therein for the purpose of providing off-street parking facilities for the public parking of vehicles, and to use for said purpose any real property theretofore acquired for any other public use or purpose, and to improve any real property, and to acquire, construct, reconstruct, enlarge, alter or improve, and to furnish or equip, and to operate and maintain, any building, structure, property or facility which is necessary or desirable for said purpose. For said purpose the board of chosen freeholders of the county is authorized and empowered to raise and appropriate moneys in the same manner as moneys are raised and appropriated for other county purposes, to issue bonds or notes of the county pursuant to the local bond law, to fix and establish, and from time to time revise, rates, fees and other charges for use of any such off-street parking facilities, and to establish rules and regulations with respect to the use of such facilities.

C. 40:34A-2 Establishment of facility as part of county's public parking system.

2. Said board by resolution may determine and establish that any one or more or all of such off-street parking facilities shall be part of the county's public parking system which shall constitute a municipal public utility of the county for any purpose provided under the local bond law or the local budget law.

C. 40:34A-3 Period of usefulness of facility.

3. The period of usefulness of every off-street parking facility for any purpose under the local bond law, whether with respect to

original acquisition or construction or subsequent reconstruction, enlargement, alteration, improvement, furnishing, or equipment shall be not greater than 30 years.

C. 40:34A-4 Exemption from taxation.

4. Every off-street parking facility is hereby declared to be 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.

C. 40:34A-5 Municipality authorized to pledge funds, borrow money, issue bonds, etc.

5. Every municipality shall have the power from time to time, by or pursuant to ordinance duly adopted or by instruments or other action authorized by such ordinance and for such period and upon such terms, with or without consideration, as may be provided in such ordinance and accepted by the county: (a) to pledge to the county, and covenant and agree with the county to pay to or on the order of the county, all or any part of any funds theretofore or thereafter received by the municipality for or with respect to the parking or storage of motor vehicles, in streets or otherwise, including funds collected in parking meters located in or along streets or otherwise, (b) to sell, lease, lend, donate, grant or convey to the county, or permit the county to use, maintain or operate as part of its public parking system, any parking project, lot, facility, garage or undertaking constructed or owned by the municipality, or any meters, equipment or other real or personal property owned by the municipality, which may be necessary or useful and convenient for the purposes of the county or such parking system, (c) to appropriate money for all or any part of the cost of acquisition or construction of any off-street parking facility of the county and, in accordance with the limitations and any exceptions thereto and in the manner or mode of procedure prescribed by the local bond law, to incur indebtedness, borrow money and issue its negotiable bonds for the purpose of financing such facility and appropriation, and to pay the proceeds of such bonds to the county, (d) to covenant and agree with the county to pay to or on the order of the county annually or at shorter intervals not exceeding such sums or amounts of money as may be stated or provided for by formula or otherwise in such ordinance or in any agreement thereunder authorized as a subsidy for the promotion of its purposes, or for payments on account of any cost or expense or the use or services of all or any of the off-street parking facilities of the county or the establishment or provision thereof, and (e) upon

authorization by it in accordance with law of the performance of any act or thing which it is empowered by law to authorize and perform and after appropriation of the moneys (if any) necessary for such performance, to covenant and agree with the county to do and perform such act or thing and as to the time, manner and other details of its doing and performance.

C. 40:34A-6 Municipality authorized to carry out contracts or agreements.

6. Every municipality which shall make any contract, covenant or agreement with a county or pledge to a county pursuant to this act is hereby authorized and directed to do and perform any and all acts or things necessary, convenient or desirable to carry out and perform the same and to provide for the payment or discharge of any obligation thereunder in the same manner as other obligations of such municipality. Any such contract, covenant, agreement or pledge which may be made with or without consideration and for an unspecified or unlimited period of time and on any terms or conditions therein set forth shall be valid and binding on the parties thereto, and any instrument making or evidencing the same, may be pledged or assigned by the county to secure its bonds or notes and thereafter may not be modified except as provided by the terms of such instrument or by the terms of such pledge or assignment.

C. 40:34A-7 Municipality authorized to acquire property and furnish utilities.

7. For the purpose of aiding and cooperating in the planning, undertaking, construction or operation of an off-street parking facility of a county, any municipality in which such facility is or is to be located in whole or in part may: (a) acquire real property in its name for such facility or for new or for widening of existing roads, streets, parkways, avenues, highways or sidewalks for or to such facility, or partly for such purposes and partly for other municipal purposes, by purchase or condemnation in the manner provided by law for the acquisition of real property by a municipality, (b) cause water, sewer, lighting or drainage facilities, or other works or services which it is otherwise empowered to undertake to be furnished to or in connection with such facility, (c) furnish, dedicate, close, pave, install, grade, regrade, plan, or replan roads, streets, parkways, avenues, highways, sidewalks or other places which it is otherwise empowered to undertake or (d) do any and all things necessary or convenient to aid and cooperate in the planning, undertaking, construction or operation of such facility, and cause services to be furnished to the county in connection therewith of the character which such municipality is otherwise empowered to furnish.

C. 40:34A-8 Municipality authorized to incur expense of public improvements.

8. In connection with any public improvements made by any municipality in exercising the powers herein granted or referred to, such municipality may incur the entire expense thereof. Any law or statute to the contrary notwithstanding, any sale, lease, loan, grant, gift, conveyance, contract, pledge or agreement provided for in this act to be made by any municipality may be made by such municipality without prior appropriation therefor, or any referendum, appraisal, public notice, advertisement or bidding, and without the consent of any board, officer or other agency of the State.

C. 40:34A-9 County authorized to enter into agreements with governmental agencies.

9. Every county is hereby authorized and empowered to enter into agreements of any nature whatsoever with the United States of America or the State of New Jersey or agencies of departments thereof or with any other county or with any municipality in connection with an off-street parking facility of the county including, and without limiting the generality of the foregoing, agreements with respect to any matters herein authorized or provided for, or with respect to aid or contribution for the cost of acquisition or construction or of operation or maintenance of any such facility, or agreements with respect to annual or other subsidy therefor or for pilot, experimental or test purposes, and any such agreement may be made with or without consideration and for an unspecified or unlimited period of time and on any terms and conditions therein set forth, and without necessity for prior appropriation therefor, and any such agreement may be pledged or assigned to secure bonds and notes of the county.

10. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 84

AN ACT to amend and supplement the "New Jersey State Wage and Hour Law," approved June 17, 1966 (P. L. 1966, c. 113).

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

1. Section 5 of P. L. 1966, c. 113 (C. 34:11–56a4) is amended to read as follows:

C. 34:11-56a.4 Minimum rate; overtime rate; exceptions.

5. Every employer shall pay to each of his employees wages at a rate of not less than $1.75 per hour for 40 hours of working time in any week and 1 and ½ times such employee's regular hourly wage for each hour of working time in excess of 40 hours in any week, except this overtime rate shall not include any individual employed in a bona fide executive, administrative, or professional capacity or, if an applicable wage order has been issued by the commissioner under section 17 (C. 34:11–56a16) of this act, not less than the wages prescribed in said order. The wage rates fixed in this section shall not be applicable to employees engaged in domestic service in the home of the employer, to persons under the age of 18 not possessing a special vocational school graduate permit issued pursuant to section 15 of chapter 153 of the laws of 1940 (C. 34:2–21.15) or to persons employed as salesmen of motor vehicles; or to persons employed as outside salesmen as such term shall be defined and delimited in regulations adopted by the commissioner.

The provisions of this section for the payment to an employee of not less than 1½ times such employee's regular hourly rate for each hour of working time in excess of 40 hours in any week shall not apply to employees engaged to labor on a farm, or employed in a hotel or to an employee of a common carrier of passengers by motor bus or employees engaged in labor relative to the raising or care of livestock.

Day haul employees engaged on a piece-rate basis to labor on a farm shall be paid for each day worked not less than the minimum hourly wage rate multiplied by the total number of hours worked. For the purposes of this act, day haul employees shall mean persons employed to labor on a farm on a daily basis without provision for living quarters at the place of his employment.

C. 34:11-56a4.2 Applicability of provisions of act.

2. The provisions of this act shall be applicable to wages covered by wage orders issued pursuant to section 17 of P. L. 1966, c. 113 (C. 34:11–56a16).

3. This act shall take effect on the expiration of 90 days following enactment.

Approved July 10, 1972.

CHAPTER 85

AN ACT concerning smoking in certain public conveyances and amending N. J. S. 2A:170–65.

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

1. N. J. S. 2A:170–65 is amended to read as follows:

Smoking in bus, trolley car or railroad passenger car.

2A:170–65. Any person who smokes or carries a lighted cigar, cigarette or tobacco in any form, in any bus or trolley car, or in a railroad passenger car in which a "No Smoking" sign is posted, is a disorderly person and shall be punished by a fine of not more than $25.00.

2. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 86

AN ACT concerning elections and amending the "Presidential Ballot Law (1964)," approved July 1, 1964 (P. L. 1964, c. 134).

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

1. Section 28 of P. L. 1964, c. 134 (C. 19:58–28) is amended to read as follows:

C. 19:58-28 Ballot tabulation.

28. The inner envelopes containing the Presidential ballots shall be opened and the Presidential ballots shall be removed therefrom and counted, and the votes so cast canvassed, and the results thereof certified, by the county board of elections and the votes so counted and canvassed shall be counted, in determining the result of the election of such electors, at the same time and in the same manner as is required by the act hereby supplemented in the case of absentee ballots, except that it shall only be necessary to count or

canvass such votes on a county wide basis and not on a ward and district basis.

2. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 87

AN ACT concerning elections and amending and supplementing the "Absentee Voting Law (1953)," approved July 1, 1953 (P. L. 1953, c. 211).

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

C. 19:57-15.1 Adoption of electronic or mechanical canvassing systems.

1. Notwithstanding any provision of law to the contrary, any county may adopt a system of electronic scanning, punch cards or other mechanical or electronic device, which system has been previously approved by the Secretary of State, to be used in counting or canvassing absentee ballots. The county clerk in any county adopting such a system may prepare and use absentee ballots that do not conform generally to the ballot to be used at said election to the extent that such nonconformance is necessary in the operation of the electronic or mechanical canvassing system.

In preparing the absentee ballot, the county clerk shall insert the names of the candidates on the appropriate ballot, punch card or other device in the same order in which they appear on the official ballot with full instructions to the voter as to how to mark or puncture the ballot.

2. Section 14 of P. L. 1953, c. 211 (C. 19:57–14) is amended to read as follows:

C. 19:57-14 Form of absentee ballot; forwarding of list of candidates whose names do not appear on ballot.

14. Each absentee ballot to be used at any election to be held while this act is in effect shall be printed entirely in black ink and, except as otherwise provided, shall conform generally to the ballot to be used at said election in the absentee voter's election district and shall be so prepared that the absentee voter may indicate thereon his choice of such of the candidates for the offices to be filled, and as to such public questions to be voted upon, at said

election by the voters of the entire State or of the county in which such absentee voter's election district is situated, as shall be ascertained and known on the thirty-fourth day preceding such election and sufficient space shall be provided thereon for such absentee voter to write in the name of and vote for any candidate for, or his personal choice for, any public office to be voted for at such election in such election district. A list of the candidates for the offices to be filled in each election district in the county, whose names are known and ascertained on said thirty-fourth day but do not appear upon said ballot, with a statement of the office for which each is a candidate, shall be forwarded with such ballot.

In the preparation of absentee ballots the name of any candidate who has been nominated for any office shall be placed upon the absentee ballot or list of candidates, as the case may be, to be used in the general election to be held in said year in each election district in which he is a candidate, whether or not such candidate has accepted such nomination prior to said date; provided, that he has not prior to said date declined the same.

3. Section 15 of P. L. 1953, c. 211 (C. 19:57–15) is amended to read as follows:

C. 19:57-15 Form of absentee ballot; primary election.

15. Each absentee ballot to be used at any primary election for the general election to be held while this act is in effect shall, except as otherwise provided, conform to the ballot to be used at said election in the absentee voter's election district and to the form herein prescribed for absentee ballots to be used in such general elections except that it shall be so prepared that the absentee voter may indicate thereon his choice of the candidates of one political party for each of the officers to be voted upon at said election by the voters of said election district and shall be separated into party ballots, which shall all be printed upon one sheet. If the county clerk through investigating the voter's voting record has ascertained that under the laws of this State such voter is qualified to vote only in a certain party primary he shall so indicate upon the primary ballot the party primary in which such voter is so entitled to vote.

Each such absentee ballot shall be plainly marked to indicate that but one party ballot is to be voted by each absentee voter and that the party ballot voted by him must conform to the name of the political party indicated on the certificate on the flap of the inner envelope in which the absentee ballot is to be enclosed and there shall also be indicated upon said ballot the qualifying statement

appearing in said certificate and governing such absentee voter's choice of the party ballot.

4. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 88

AN ACT to amend the "Financial Business Tax Law (1946)," approved April 26, 1946 (P. L. 1946, c. 174).

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

1. Section 2 of P. L. 1946, c. 174 (C. 54:10B–2) is amended to read as follows:

C. 54:10B-2 Definitions.

2. Definitions. For the purposes of this act, unless the context otherwise requires:

(a) "Director" shall mean the Director of the Division of Taxation of the State Department of the Treasury.

(b) "Financial business" shall mean all business enterprise which is (1) in substantial competition with the business of national banks and which (2) employs moneyed capital with the object of making profit by its use as money, through discounting and negotiating promissory notes, drafts, bills of exchange and other evidences of debt; buying and selling exchange; making of or dealing in secured or unsecured loans and discounts; dealing in securities and shares of corporate stock by purchasing and selling such securities and stock without recourse, solely upon the order and for the account of customers; or investing and reinvesting in marketable obligations evidencing indebtedness of any person, copartnership, association or corporation in the form of bonds, notes or debentures commonly known as investment securities; or dealing in or underwriting obligations of the United States, any State or any political subdivision thereof, or of a corporate instrumentality of any of them. This shall include, without limitation of the foregoing business commonly known as industrial banks, dealers in commercial paper and acceptances, sales finance, personal finance, small loan and mortgage financing businesses, as well as any other enterprise employing moneyed capital coming into competition with the busi-

ness of national banks; provided, that the holding of bonds, notes, or other evidences of indebtedness by individual persons not employed or engaged in the banking or investment business and representing merely personal investments not made in competition with the business of national banks, shall not be deemed financial business. Nor shall "financial business" include national banks, production credit associations organized under the Farm Credit Act of 1933, stock and mutual insurance companies duly authorized to transact business in this State, security brokers or dealers or investment companies or bankers not employing moneyed capital coming into competition with the business of national banks, real estate investment trusts, or any of the following entities organized under the laws of this State: credit unions, savings banks, savings and loan and building and loan associations, pawnbrokers, and State banks and trust companies.

(c) "Net worth" shall mean:

(1) In the case of a corporation—the aggregate of the values disclosed by the books of the corporation for (1) issued and outstanding capital stock, (2) paid-in or capital surplus, (3) earned surplus and undivided profits, (4) surplus reserves which can reasonably be expected to accrue to holders or owners of equitable shares, excluding reasonable valuation reserves and (5) the amount of all indebtedness owing directly or indirectly to holders of 10% or more of the aggregate outstanding shares of the taxpayer's capital stock of all classes, as of the close of a tax year.

(2) In the case of a partnership, individual proprietorship, joint venture or any other unincorporated association—the aggregate of the values disclosed by the books of the taxpayer for capital and undivided profits; provided, that there shall be no deduction from assets of debts owing to partners, proprietors or members, as of the close of a tax year.

(d) "Tax year" shall mean the calendar year with respect to which a tax is measured pursuant to this act.

(e) "Taxpayer" shall mean any person, copartnership, association or corporation subject to taxation under this act.

2. This act shall take effect immediately, and shall be applicable to taxpayers whose accounting periods end on or after December 31, 1971.

Approved July 10, 1972.

CHAPTER 89

AN ACT to amend the "Corporation Business Act (1945)," approved April 13, 1945 (P. L. 1945, c. 162).

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

1. Section 4 of P. L. 1945, c. 162 (C. 54:10A–4) is amended to read as follows:

C. 54:10A-4 Definitions.

4. For the purposes of this act, unless the context requires a different meaning:

(a) "Commissioner" shall mean the Director of the Division of Taxation of the State Department of the Treasury.

(b) "Allocation factor" shall mean the proportionate part of a taxpayer's net worth or entire net income used to determine a measure of its tax under this act.

(c) "Corporation" shall mean any corporation, joint-stock company or association and any business conducted by a trustee or trustees wherein interest or ownership is evidenced by a certificate of interest or ownership or similar written instrument.

(d) "Net worth" shall mean the aggregate of the values disclosed by the books of the corporation for (1) issued and outstanding capital stock, (2) paid-in or capital surplus, (3) earned surplus and undivided profits, (4) surplus reserves which can reasonably be expected to accrue to holders or owners of equitable shares, not including reasonable valuation reserves, such as reserves for depreciation or obsolescence or depletion, and (5) the amount of all indebtedness owing directly or indirectly to holders of 10% or more of the aggregate outstanding shares of the taxpayer's capital stock of all classes, as of the close of a calendar or fiscal year. The foregoing aggregate of values shall be reduced by 50% of the amount disclosed by the books of the corporation for investment in the capital stock of one or more subsidiaries, which investment is defined as ownership (1) of at least 80% of the total combined voting power of all classes of stock of the subsidiary entitled to vote and (2) of at least 80% of each class, if any, of nonvoting stock. In the case of investment in an entity organized under the laws of a foreign country, the foregoing requisite degree of ownership shall effect a like reduction of such investment from net worth of the

taxpayer, if the foreign entity is considered a corporation for any purpose under the United States Federal income tax laws, such as (but not by way of sole examples) for the purpose of supplying deemed-paid foreign tax credits or for the purpose of status as a controlled foreign corporation. In calculating the net worth of a taxpayer entitled to reduction for investment in subsidiaries, the amount of liabilities of the taxpayer shall be reduced by such proportion of the liabilities as corresponds to the ratio which the excluded portion of the subsidiary values bears to the total assets of the taxpayer.

If in the opinion of the commissioner, the corporation's books do not disclose fair valuations the commissioner may make a reasonable determination of the net worth which, in his opinion, would reflect the fair value of the assets, exclusive of subsidiary investments as defined aforesaid, carried on the books of the corporation, in accordance with sound accounting principles, and such determination shall be used as net worth for the purpose of this act.

(e) "Indebtedness owing directly or indirectly" shall include, without limitation thereto, all indebtedness owing to any stockholder or shareholder and to members of his immediate family where a stockholder and members of his immediate family together or in the aggregate own 10% or more of the aggregate outstanding shares of the taxpayer's capital stock of all classes.

(f) "Investment company" shall mean any corporation whose business during the period covered by its report consisted, to the extent of at least 90% thereof of holding, investing and reinvesting in stocks, bonds, notes, mortgages, debentures, patents, patent rights and other securities for its own account, but this shall not include any corporation which: (1) is a merchant or a dealer of stocks, bonds and other securities, regularly engaged in buying the same and selling the same to customers; or (2) had less than 90% of its average gross assets in New Jersey, at cost, invested in stocks, bonds, debentures, mortgages, notes, patents, patent rights or other securities or consisting of cash on deposit during the period covered by its report.

(g) "Regulated investment company" shall mean any corporation which for a period covered by its report, is registered and regulated under the Investment Company Act of 1940 (54 Stat. 789), as amended.

(h) "Taxpayer" shall mean any corporation required to report or to pay taxes, interest or penalties under this act.

(i) "Fiscal year" shall mean an accounting period ending on any day other than the last day of December on the basis of which the taxpayer is required to report for Federal income tax purposes.

(j) Except as herein provided, "privilege period" shall mean the calendar or fiscal accounting period for which a tax is payable under this act.

(k) "Entire net income" shall mean total net income from all sources, whether within or without the United States, and shall include the gain derived from the employment of capital or labor, or from both combined, as well as profit gained through a sale or conversion of capital assets. For the purpose of this act, the amount of a taxpayer's entire net income shall be deemed prima facie to be equal in amount to the taxable income, before net operating loss deduction and special deductions, which the taxpayer is required to report to the United States Treasury Department for the purpose of computing its Federal income tax; provided, however, that in the determination of such entire net income,

(1) Entire net income shall exclude 100% of dividends which were included in computing such taxable income for Federal income tax purposes, paid to the taxpayer by one or more subsidiaries owned by the taxpayer to the extent of the 80% or more ownership of investment described in subsection (d) of this section. With respect to other dividends, entire net income shall not exclude 50% of the total included in computing such taxable income for Federal income tax purposes;

(2) Entire net income shall be determined without the exclusion, deduction or credit of:

(A) the amount of any specific exemption or credit allowed in any law of the United States imposing any tax on or measured by the income of corporations;

(B) any part of any income from dividends or interest on any kind of stock, securities or indebtedness, except as provided in subsection (k)(1) of this section;

(C) taxes paid or accrued to the United States on or measured by profits or income, or the tax imposed by this act, or any tax paid or accrued with respect to subsidiary dividends excluded from entire net income as provided in subsection (k)(1) of this section;

(D) net operating losses sustained during any year or period other than that covered by the report;

(E) 90% of interest on indebtedness owing directly or indirectly to holders of 10% or more of the aggregate outstanding shares of

the taxpayer's capital stock of all classes; except that such interest may, in any event, be deducted

(i) up to an amount not exceeding $1,000.00,

(ii) in full to the extent that it relates to bonds or other evidences of indebtedness issued, with stock, pursuant to a bona fide plan of reorganization, to persons, who, prior to such reorganization, were bona fide creditors of the corporation or its predecessors, but were not stockholders or shareholders thereof;

(3) The commissioner may, whenever necessary to properly reflect the entire net income of any taxpayer, determine the year or period in which any item of income or deduction shall be included, without being limited to the method of accounting employed by the taxpayer.

(l) "Real Estate Investment Trust" shall mean any unincorporated trust or unincorporated association qualifying and electing to be taxed as a real estate investment trust under Federal law.

2. Section 5 of P. L. 1945, c. 162 (C. 54:10A–5) is amended to read as follows:

C. 54:10A-5 Amount of franchise tax.

5. The franchise tax to be annually assessed to and paid by each taxpayer shall be the sum of the amount computed under subsection (a) hereof, or, in the alternative to the amount computed under subsection (a) hereof, the amount computed under subsection (f) hereof, and the amount computed under subsection (c) hereof:

(a) That portion of its entire net worth as may be allocable to this State as provided in section 6 multiplied by the following rates: 2 mills per dollar on the first $100,000,000.00 of allocated net worth; $\frac{4}{10}$ of a mill per dollar on the second $100,000,000.00; $\frac{3}{10}$ of a mill per dollar on the third $100,000,000.00; and $\frac{2}{10}$ of a mill per dollar on all amounts of allocated net worth in excess of $300,000,000.00.

(b) (Deleted by amendment, P. L. 1968, c. 250, s. 2.)

(c) 3¼% of its entire net income or such portion thereof as may be allocable to this State as provided in section 6; provided, however, that with respect to reports covering privilege periods or parts thereof ending after December 31, 1967, the rate shall be 4¼%; and, that with respect to reports covering privilege periods or parts thereof ending after December 31, 1971, the rate shall be 5½%.

(d) Provided, however, that the franchise tax to be annually assessed to and paid by any investment company or regulated investment company or real estate investment trust which has

elected to report as such and has filed its return in the form and within the time provided in this act and the rules and regulations promulgated in connection therewith, shall, in the case of an investment company, be measured by 25% of its entire net income and 25% of its entire net worth, and, in the case of a regulated investment company or a real estate investment trust, by 4% of its entire net income and 15% of its entire net worth, at the rates hereinbefore set forth for the computation of tax on net income and net worth, respectively, but in no case less than $250.00.

(e) The tax assessed to any taxpayer pursuant to subsection (a) of this section shall not be less than the greatest of

(i) 5/10 of a mill per dollar on the first $100,000,000.00 and 2/10 of a mill per dollar on all amounts in excess of $100,000,000.00 of the average of the taxpayer's real and tangible personal property within the State allocated to this State in accordance with paragraph (A) of section 6 hereof (in the case of a taxpayer which does not maintain a regular place of business outside this State other than a statutory office, the allocation shall be 100%); or

(ii) in the case of a domestic corporation, the least of the amounts prescribed by subparagraphs (aa) or (bb) or (cc) of this subsection (e);

(aa) an amount measured by the number of shares which the taxpayer is authorized to issue as follows: where authorized capital stock does not exceed 5,000 shares $25.00; where the authorized capital stock is in excess of 5,000 shares but does not exceed 10,000 shares $55.00; and where the authorized capital stock exceeds 10,000 shares, for the first 10,000 shares $55.00 and for each additional 10,000 shares or part thereof, $27.50; or

(bb) 1 1/100 of a mill per dollar on the total assets of the corporation; or

(cc) $100,000.00; or

(iii) $25.00 in the case of a domestic corporation or $50.00 in the case of a foreign corporation.

(f) In lieu of the portion of the tax based on net worth and to be computed under subsection (a) of this section, any taxpayer, the value of whose total assets everywhere, less reasonable reserves for depreciation, as of the close of the period covered by its report, amounts to less than $150,000.00, may elect to pay the tax shown in the following table:

If total assets are at least	But less than	The tax shall be For domestic corporations	The tax shall be For foreign corporations
$0 00	$18,000 00	$25 00	$50 00
18,000 00	22,000 00	31 00	50 00
22,000 00	26,000 00	37 00	50 00
26,000 00	30,000 00	43 00	50 00
30,000 00	34,000 00	49 00	50 00
34,000 00	38,000 00	55 00	55 00
38,000 00	42,000 00	61 00	61 00
42,000 00	46,000 00	67 00	67 00
46,000 00	50,000 00	73 00	73 00
50,000 00	54,000 00	79 00	79 00
54,000 00	58,000 00	85 00	85 00
58,000 00	62,000 00	91 00	91 00
62,000 00	66,000 00	97 00	97 00
66,000 00	70,000 00	103 00	103 00
70,000 00	74,000 00	109 00	109 00
74,000 00	78,000 00	115 00	115 00
78,000 00	82,000 00	121 00	121 00
82,000 00	86,000 00	127 00	127 00
86,000 00	90,000 00	133 00	133 00
90,000 00	94,000 00	139 00	139 00
94,000 00	98,000 00	145 00	145 00
98,000 00	102,000 00	151 00	151 00
102,000 00	106,000 00	157 00	157 00
106,000 00	110,000 00	163 00	163 00
110,000 00	114,000 00	169 00	169 00
114,000 00	118,000 00	175 00	175 00
118,000 00	122,000 00	181 00	181 00
122,000 00	126,000 00	187 00	187 00
126,000 00	130,000 00	193 00	193 00
130,000 00	134,000 00	199 00	199 00
134,000 00	138,000 00	205 00	205 00
138,000 00	142,000 00	211 00	211 00
142,000 00	146,000 00	217 00	217 00
146,000 00	150,000 00	223 00	223 00

3. This act shall take effect immediately and shall be applicable to taxpayers whose accounting periods end on or after December 31, 1971.

Approved July 10, 1972.

CHAPTER 90

AN ACT permitting the appointment of certain persons to the position of field representative of narcotic education in the office of the sheriff of a county of the first class, on a permanent basis without having to take a civil service examination.

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

C. 40A:9-119.1 Field representative of narcotic education; appointment.

1. Any person who has held on a temporary basis the position of field representative of narcotic education in the office of the sheriff of a county of the first class, and who has been employed in the sheriff's office for no less than 14 years and who has at least 14 years of service with municipal government shall be eligible for appointment as field representative of narcotic education on a permanent basis without having to take a civil service open competitive examination.

2. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 91

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1972, and regulating the disbursement thereof," approved June 24, 1971 (P. L. 1971, c. 240).

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

1. The following sum is hereby appropriated out of the General Treasury for the purpose specified:

DEPARTMENT OF INSTITUTIONS AND AGENCIES

700-100. ADMINISTRATION—GENERAL

Extraordinary:

To defray the expenses of the State in connection with the holding of the National Convention of the Blinded Veterans Association, New Jersey Regional Group ... $10,000

2. There is hereby additionally appropriated to the Department of Institutions and Agencies 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. The unexpended balance as of June 30, 1972 in the account described above shall be appropriated in fiscal year 1972–73.

4. This act shall take effect immediately.

Approved July 10, 1972.

CHAPTER 92

AN ACT concerning the State Parole Board and amending P. L. 1948, c. 84, approved May 28, 1948 (P. L. 1948, c. 84).

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

1. Section 2 of P. L. 1948, c. 84 (C. 30:4–123.2) is amended to read as follows:

C. 30:4-123.2 Duties and salary of chairman and members.

2. The chairman and associate members of the board shall devote their entire time to the performance of their duties. The chairman shall receive an annual salary of $27,000.00, and the associate members of the board shall receive an annual salary of $25,000.00 each.

2. This act shall take effect immediately; however, the salary changes for associate members of the board shall become operative at the beginning of the biweekly pay period next following enactment.

Approved July 11, 1972.

CHAPTER 93

AN ACT relating to county park commissions in counties of the first and second class governed by the provisions of sections 40:37–96 to 40:37–174, and supplementing subdivision C of article 5 of chapter 37 of Title 40 of the Revised Statutes.

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

C. 40:37-130.2 Additional bond issue for county parks and parkways; total amount; disposition of proceeds.

1. To meet the further expenses to be incurred by counties of the first and second class, under the provisions of R. S. 40:37–96 to 40:37–174, to which this act is a supplement, for the acquisition, development and improvement of parks and parkways, in such counties in this State, in which said sections of the Revised Statutes are, or shall hereafter be, operative, the board of chosen freeholders in any such county may, from time to time, in addition to any bonds theretofore authorized by law, on the request of the board of park commissioners in any such county, in the name and on the credit of the said county, borrow money by issuing the bonds of said county to a sum not exceeding in the aggregate $5,000,000.00 over and above the total amount theretofore authorized by law. Such bonds shall be issued in accordance with the provisions of the local bond law being chapter 2 of Title 40A of the New Jersey Statutes (sections 40A:2–1 et seq.). The proceeds of the sale of the said bonds after deducting expenses for negotiating the same and for engraving, and all other expenses connected with their issue and sale, shall be paid over to the said park commisison.

2. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 94

AN ACT relating to the issuance and renewal of licenses of real estate brokers and real estate salesmen and amending R. S. 45:15–10.

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

1. R. S. 45:15–10 is amended to read as follows:

Examinations; granting, annual renewal and expiration of licenses.

45:15–10. Before any such license shall be granted the applicant, and in the case of an association or corporation the directors or officers thereof actually engaged in the real estate business as broker and salesman, shall submit to an examination to be conducted by the commission which examination may be written or oral, or partly written and party oral, and shall include reading, writing, spelling, elementary arithmetic, a general knowledge of the statutes of New Jersey concerning real property, conveyancing, mortgages, agreements of sale and leases and of the provisions of this article. The commission may make rules and regulations for the conduct of such examinations. Upon satisfactorily passing such examination a license shall be granted by the commission to the successful applicant therefor as a real estate broker or a real estate salesman, and the applicant upon receiving the license is authorized to conduct in this State the business of a real estate broker or of a real estate salesman, as the case may be. Such license shall expire on the last day of the twelfth calendar month following the calendar month in which issued; provided, however, the commission may, in order to stagger the expiration dates of licenses, issue or renew licenses which shall expire on a date fixed by the commission, with the approval of the Commissioner of Insurance, not sooner than 5 months nor later than 17 months, after the date of issue, and the fee for such licenses shall be in amounts proportionately less or greater than the fee fixed in R. S. 45:15–15; such license shall be renewed, without examination, annually thereafter, upon the payment of the fee fixed by R. S. 45:15–15.

2. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 95

AN ACT providing for the transfer of the Office of State Athletic Commissioner from the Department of State to the Department of Law and Public Safety, and supplementing P. L. 1948, c. 439 (C. 52:17B–1 et seq.).

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

C. 52:17B-140 Office of State Athletic Commissioner continued and transferred.

1. The Office of State Athletic Commissioner transferred to the Department of State pursuant to P. L. 1948, c. 445 (C. 52:16A–1 et seq.) is continued and is transferred, together with its functions, powers and duties and the functions, powers and duties of the Secretary of State with respect thereto, to the Department of Law and Public Safety and the Attorney General, respectively. The person in office as State Athletic Commissioner on the effective date of this act shall continue in office for the remainder of the term for which he was appointed and until his successor is appointed and qualified. Any vacancy in the office shall be filled as heretofore.

C. 52:17B-141 Provisions applicable to transfer.

2. The transfer directed by this act shall be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 96

AN ACT transferring the Legalized Games of Chance Control Commission from the Department of State to the Department of Law and Public Safety and amending and supplementing P. L. 1954, c. 7.

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

1. Section 1 of P. L. 1954, c. 7 (C. 5:8–1) is amended to read as follows:

C. 5:8-1 Legalized Games of Chance Control Commission; creation, membership.

1. There is hereby constituted the "Legalized Games of Chance Control Commission," in the Department of Law and Public Safety, which shall consist of five citizens of the State, who are not holders of any public office, and who shall be appointed by the Governor, with the advice and consent of the Senate, not more that three of whom shall be members of any one political party.

C. 5:8-1.1 Provisions applicable to transfer.

2. The transfer of the commission to the Department of Law and Public Safety as provided by this act shall be effected pursuant to the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 97

AN ACT authorizing counties and municipalities to contract with the Department of Transportation for the installation of traffic control devices in certain cases.

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

C. 39:4-121.3 Installation or alteration of traffic control devices on county or municipal streets or highways.

1. Upon approval by the Department of Transportation of a request by a county or municipality for the installation or alteration of a traffic control device on a county or municipal street or highway, the county or municipality may, and is authorized to, enter into an agreement with the Commissioner of Transportation for the Department to perform the work or contract for the installation or alteration at the expense of the county or municipality.

2. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 98

AN ACT transferring the State Bureau for Surplus Property from the Division of Field Services, State Department of Education, to the Division of Purchase and Property, Department of the Treasury.

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

C. 52:18A-19.11 State Bureau for Surplus Property transferred.

1. The State Bureau for Surplus Property, in the Division of Field Services, State Department of Education, together with its functions, powers and duties, is hereby transferred to the Division of Purchase and Property in the Department of the Treasury.

C. 52:18A-19.12 Provisions applicable to transfer.

2. The transfer directed by this act will be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 99

AN ACT concerning interest and usury and amending R. S. 31:1–1.

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

1. R. S. 31:1–1 is amended to read as follows:

Contract rate; computation of interest or discount; determination of rates.

31:1–1. (a) Except as otherwise provided by law, no person shall, upon contract, take, directly or indirectly, for loan of any money, wares, merchandise, goods and chattels, above the value of $6.00 for the forbearance of $100.00 for a year, the total amount or the value of which is less than $50,000.00, or where the security given for the loan is a mortgage on real property consisting of a lot of land upon which there is constructed or in the course of construction a dwelling house of three family units or less, at least one of which is occupied by, or is to be occupied by, the borrower, and after that rate for a greater or less sum or for longer or shorter time; and except further, that the Commissioner of Banking, with the advice of a special advisory board constituted as hereinafter provided, may by regulation adopted, amended and rescinded from time to time, provide that the value which may be taken for any such loan shall be a value more than $6.00 but not more than $8.00 for the forbearance of $100.00 for a year, as shall be prescribed in such regulation, and after that rate for a greater or less sum or for longer or shorter time. The special advisory board herein provided for shall consist of the members of the Banking Advisory Board

as constituted pursuant to Article 43 of the Banking Act of 1948, P. L. 1948, chapter 67, plus two additional persons appointed by the Governor with the advice and consent of the Senate, one of whom shall be an officer of an association as defined in section 5 (3) of the Savings and Loan Act (1963), P. L. 1963, chapter 144, and the other of whom shall be an officer of a life insurance company incorporated under the laws of this State. The two additional persons so appointed shall hold office for a term of 1 year. When, however, pursuant to any such contract, interest or discount is taken or reserved for a period of less than 1 year, or when interest is required to be paid at intervals of less than 1 year, such interest or discount may be computed on a daily basis, or on a monthly basis, or on a combination of both such bases when the period for which interest or discount is taken or reserved contains 1 or more months and 1 or more days; and, in any such case, a day shall be deemed to be a 1/360 part of a year, and a month shall be deemed to be a 1/12 part of a year, regardless of the number of days contained in such month. Any computation of interest or discount made on any such basis shall constitute a compliance with this section, and any such basis may be applied regardless whether the principal debt is payable in more than or less than 1 year from the time of making the loan.

(b) In making, amending and rescinding regulations pursuant to subsection (a) of this section, the Commissioner of Banking and the special advisory board shall consider the general state of the economy, the discount rates prescribed by the Federal Reserve Bank of New York and the Federal Reserve Bank of Philadelphia, the advance rate as prescribed by the Federal Home Loan Bank of New York, the availability of funds for loans, studies and statistics published by the Federal Home Loan Bank Board and other agencies of the United States and of this State, and such other factors and bases for determination as the commissioner and the board may deem pertinent. The rate established by any such regulation shall reasonably reflect prevailing market conditions, regionally and nationally, based upon the studies, statistics and factors considered, and shall remain in force until such time as such regulation is rescinded or such rate is increased or decreased by a subsequent regulation. Any such regulation shall have prospective effect only.

2. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 100

AN ACT concerning public support of bus services, and amending P. L. 1969, c. 134.

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

1. Section 5 of P. L. 1969, c. 134 (C. 27:1A–28.5) is amended to read as follows:

C. 27:1A-28.5 Approval of contract; agreement to reimburse department; agreements and appropriations by counties.

5. Any contract authorized by the provisions of this act shall be approved by and entered into by the commuter operating agency of the department. As a condition for entering into an agreement authorized by the provisions of this act the department may require the county or counties or public agency thereof in which such essential services are to be provided to enter into an agreement to reimburse the department for not less than 25% of the cost of providing such passenger service. Counties are hereby authorized to enter into such agreements and to appropriate funds to cover the cost of agreements with the department for the purpose of preserving essential bus or transit services.

2. Section 8 of P. L. 1969, c. 134 is amended to read as follows:

8. This act shall take effect immediately but shall terminate on July 1, 1973.

3. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 101

AN ACT to amend "An act establishing and concerning a Department of Transportation as a principal department in the Executive Branch of the State Government, establishing therein a commuter operating agency, providing an appropriation therefor, repealing chapter 88 of the laws of 1964, and supplementing Title 27 of the Revised Statutes," approved December 12, 1966 (P. L. 1966, c. 301).

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

1. Section 18 of P. L. 1966, c. 301 (C. 27:1A–18) is amended to read as follows:

C. 27:1A-18 Contracts for compliance with recommendations.

18. In order to conserve and improve passenger service necessary for public use now and in future years in this State, but subject to the limitations of this act, the State of New Jersey, acting by and through the agency, may enter into contracts with any rail carrier, providing for acceptance by such carrier of all or any part of the agency's determination. Prior to entering into any such contract, the agency shall hold public hearings where it shall make known the terms and conditions of the proposed contract to interested parties and the general public. Every contract entered into pursuant to this section shall be subject to the following terms and conditions:

(a) Contracts involving expenditure of public funds for improvements to capital facilities shall require continuance of specified passenger service by the carrier for stated periods not limited to a fiscal year, and shall further require that title to such improvements shall be vested with the State, except that where public funds are expended to repair or rehabilitate existing facilities, such title to or other interest in such improvements as the carrier may have shall be the subject of negotiation between the agency and the carrier.

(b) No such contract shall provide for payments by the State to a carrier for service rendered in excess of the full cost of such passenger service less such setoffs and deductions are provided for in this act. Such contract may, however, provide for payments to the carrier for service rendered on a current basis during the term of the contract. If during any contract period, a carrier shall realize a profit from the passenger service contracted for, which profit exceeds a return on investment of 6%, ½ of the excess shall be paid to the agency. The accounting procedures to be employed to determine the extent of any profit or loss, as the case may be, shall be a subject of negotiation between the parties to the contract.

(c) Every such contract shall describe the passenger service which the carrier shall be required to operate. Such description shall set forth the operation of the contracted service which shall include timetables, train consists and fair tariffs applicable to the

service and any other provisions that the agency may deem reasonable.

2. This act shall take effect immediately.

Approved July 18, 1972.

CHAPTER 102

AN ACT to amend "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 $650,000,000.00 for the purpose of improving the public transportation system of the State, including the improvement of State highways and the improvement of mass transportation facilities; providing the ways and means to pay and discharge the principal thereof and interest thereon; and providing for the submission of this act to the people at a general election," approved June 1, 1972 (P. L. 1972, c. 46).

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

1. Section 18 of P. L. 1972, c. 46 is amended to read as follows:

18. 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. Revenues derived from the tax collected upon the sale of motor fuels under and by virtue of the Motor Fuel Tax Act (Title 54, chapter 39 of the Revised Statutes as amended and supplemented), or so much thereof as may be required; and

b. 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 receipts for said year from the taxes specified in subsections a., b., and c. of this section shall thereupon be considered and treated as part of the General State Fund, available for general purposes.

2. This act shall take effect immediately.

Approved July 19, 1972.

CHAPTER 103

AN ACT to amend the "Hackensack Meadowlands Reclamation and Development Act," approved January 13, 1969 (P. L. 1968, c. 404).

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

1. Section 59 of P. L. 1968, c. 404 (C. 13:17–60) is amended to read as follows:

C. 13:17-60 Declaration of policy; report to Legislature.

59. (a) The Legislature hereby finds and declares that a vital component of any comprehensive plan for the development of the

meadowland district, is a program whereby the financial benefits and liabilities of each constituent municipality, are clearly established and equitably distributed. Article 9 of this act provides for such a program, by the creation of an intermunicipal account, and specifically provides that each constituent municipality will be guaranteed, in perpetuity, against loss of its present existing tax ratable values within the meadowland district occurring by reason of the acquisition of taxable real property, through purchase, eminent domain or gift, by a governmental body or agency to be used for a public purpose, to the extent that such loss of existing tax ratable values is not offset by increased true value of the remaining taxable real property within the district, and will equitably share in the new financial benefits and new costs resulting from the development of the meadowland district as a whole. This article further provides that the Hackensack Meadowlands Development Commission shall not be able to receive any funds from the intermunicipal account.

(b) The Hackensack Meadowlands Development Commission shall, in 1974, and every year thereafter, submit a report to the Meadowlands Municipal Committee and the Legislature, relating to the operation of the intermunicipal account in the prior year, and shall recommend, when it deems necessary, such amendments to this article as it may deem necessary, to carry out the legislative intent herein stated.

2. Section 59.1 of P. L. 1968, c. 404 (C. 13:17–61) is amended to read as follows:

C. 13:17-61 Definitions.

59.1. As used in this article, unless the content indicates another meaning or intent:

(a) "Adjustment year" means the year in which the respective obligations of the intermunicipal account and the constituent municipalities of the district are due and payable.

(b) "Intermunicipal account" means the administrative device established and administered by the commission to record all the transactions made pursuant to this article for the purpose of calculating the meadowlands adjustment payment for each constituent municipality, and to act as the clearing-house for the transfer of the meadowlands adjustment payments among the constituent municipalities as required by this article.

(c) "Meadowlands adjustment payment" means the amount that is payable by each constituent municipality to the intermunicipal

account, or the amount that is payable by the intermunicipal account to each municipality, as the commission shall determine the case to be pursuant to the provisions of this article.

(d) "Resident enrollment" means the number of full-time pupils who are residents of the school district and who are enrolled in day schools on the last day of September during the school year in which calculation of aid is made and are attending the public school of the school district or a school district or State teachers college demonstration school in which the school district of residence pays tuition; school district may count in its enrollment any pupil regularly attending on a full-time basis a county vocational school in the same county for which the school district pays tuition.

(e) "Base year" means the calendar year 1970.

(f) "Comparison year" means the second calendar year preceding the adjustment year.

(g) "Apportionment rate" means a rate determined as follows:

(1) The total property taxes levied for local, school, and veteran and senior citizens purposes, as certified pursuant to R. S. 54:4–52, of the municipality in the comparison year, divided by

(2) The aggregate true value of all taxable real property, exclusive of Class II railroad property, located in the municipality, both within and without the district in the comparison year, as determined by the Director of the Division of Taxation on October 1 of the comparison year, pursuant to P. L. 1954, c. 86, as amended, as the same may have been modified by the Division of Tax Appeals.

C. 13:17-64 Repealed.

3. Section 62 of P. L. 1968, c. 404 (C. 13:17–64) is repealed.

4. Section 65 of P. L. 1968, c. 404 (C. 13:17–67) is amended to read as follows:

C. 13:17-67 Increase or decrease in aggregate true value of taxable real property; determination of aggregate true value; amount payable to intermunicipal account.

65. (a) As used in this section, except as otherwise specifically provided:

(1) The increase or decrease in aggregate true value of taxable real property for any adjustment year shall be the difference between

(i) The aggregate true value of that portion of taxable real property, exclusive of Class II railroad property, in the municipality located within the district in the comparison year, and

(ii) The aggregate true value of said property in the base year.

(2) Aggregate true value of all taxable real property shall be determined by aggregating the assessed value of all real property within the district boundaries in each constituent municipality, and dividing said total by the average assessment ratio as promulgated by the Director of the Division of Taxation in the Department of the Treasury for State school aid purposes on October 1 of the respective years for which aggregate true value is to be determined, pursuant to P. L. 1954, c. 86, as amended, as the same may have been modified by the Division of Tax Appeals.

(3) For the purpose of calculating aggregate true value, the assessed value of taxable real property for any given year shall comprise:

(i) The assessed value shown on the assessment duplicate for such year, as certified by the county board of taxation and reflected in the county table of aggregates prepared pursuant to R. S. 54:4–52, as the same may be modified by the county board of taxation upon appeal, plus

(ii) The prorated assessed values pertaining to such year, as certified by the county board of taxation on or before October 10, with respect to the assessor's added assessment list for such year, as the same may be modified by the county board of taxation upon appeal, plus

(iii) The assessed values pertaining to such year, as certified by the county board of taxation on or about October 10, with respect to the assessor's omitted property assessment list for such year, as the same may be modified by the county board of taxation upon appeal.

(b) The amount payable to the intermunicipal account by each constituent municipality in any adjustment year shall be determined in the following manner: the apportionment rate calculated for the comparison year shall be multiplied by the increase, if any, in aggregate true value of taxable real property for such year; provided, however, that the amount payable to the intermunicipal account shall be limited to ten percent of the amount so calculated in the adjustment year 1973 and shall increase four percentage points a year until 50% of the amount so calculated is paid into the intermunicipal account in the adjustment year 1983 and thereafter.

(c) If, during any comparison year, a constituent municipality has received a payment in lieu of real estate taxes on property located within the district, then, for the purpose of calculating the

increase or decrease in the municipality's aggregate true value under subsection (a)(1) of this section, there shall be added to the aggregate true value otherwise determined for such comparison year an amount determined by dividing the amount of said in lieu payment by the municipal tax rate for the comparison year and dividing the result by the average assessment ratio for school aid purposes as promulgated by the Director of the Division of Taxation, as same may have been modified by the Division of Tax Appeals.

5. Section 66 of P. L. 1968, c. 404 (C. 13:17–68) is amended to read as follows:

C. 13:17-68 Computation of guarantee payment payable by intermunicipal account to each constituent municipality.

66. (a) The guarantee payment payable by the intermunicipal account to each constituent municipality in any adjustment year shall be computed as follows:

(1) If there is a decrease in the aggregate true value of taxable real property of any constituent municipality, as determined pursuant to subsection (a) of section 65 of this act, the commission shall, subject to the provision of subsection (b) of this section, calculate the amount of decreased aggregate true value, occurring in the comparison year, by reason of the acquisition, through purchase, eminent domain or gift, during the year preceding the comparison year, of taxable real property by a governmental body or agency to be used for a public purpose, whereby said taxable real property parcels or portions thereof became exempt from local real property taxes. Such decreased aggregate true value shall be calculated in the same manner as aggregate true value is determined pursuant to subsection (a) of section 65 of this act and shall be based on the assessed value in the year of acquisition, of the parcels or portions thereof affected.

(2) There shall be payable as a guarantee payment from the intermunicipal account to each municipality, an amount to be calculated by multiplying the lesser of

(i) the amount of the decrease in aggregate true value determined pursuant to subsection (a) of section 65 of this act and

(ii) the amount of the decrease, if any, in aggregate true value calculated to be attributable to conversion of taxable property to exempt status, specified in paragraph (1) of this subsection,

by the apportionment rate, as defined in subsection (g) of section 59.1 of this act, determined for the comparison year. If, in any comparison year and with respect to any constituent municipality, no amount of decrease in aggregate true value is found to be attributable to the conversion from taxable to exempt status specified in paragraph (1) of this section, no guarantee payment shall be payable to such municipality in the applicable adjustment year.

(b) The commission shall not be required to make the calculation prescribed in paragraph (1) of subsection (a) of this section, unless the governing body of any constituent municipality claiming a decrease in aggregate true value attributable to the conversion of real property from a taxable to an exempt status specified in paragraph (1) of subsection (a) of this section shall, no later than December 1 in the comparison year, file with the commission a statement to such effect, setting forth a description of the parcels, or portions thereof, involved, together with such other information as may be pertinent, in such form as the commission shall prescribe.

C. 13:17-69 Repealed.

6. Section 67 of P. L. 1968, c. 404 (C. 13:17–69) is repealed.

7. Section 68 of P. L. 1968, c. 404 (C. 13:17–70) is amended to read as follows:

C. 13:17-70 Service payment for school district services.

68. For school district services, the service payment payable by the intermunicipal account to any constituent municipality in any adjustment year shall be found by dividing:

(a) The total local school tax levy, as shown on the Table of Aggregates pursuant to R. S. 54:4–52 for the comparison year, by the

(b) School resident enrollment on September 30 of such comparison year, as certified pursuant to section 63 of this act, and multiplying the result by the increase, if any, in resident enrollment within the district boundaries of that constituent municipality between September 30, 1970 and September 30 of the comparison year.

C. 13:17-71 Repealed.

8. Section 69 of P. L. 1968, c. 404 (C. 13:17–71) is repealed.

9. Section 70 of P. L. 1968, c. 404 (C. 13:17–72) is amended to read as follows:

C. 13:17-72 Apportionment of balance among constituent municipalities; commission not to receive funds from intermunicipal account.

70. (a) If, in any adjustment year, the amount payable to the constituent municipalities by the intermunicipal account for guarantee payments and school district service payments is less than the amount payable to the intermunicipal account pursuant to section 65 of this act, the balance, if any, shall be apportioned among the constituent municipalities in the same ratio as the number of acres within the district of each constituent municipality bears to the total number of acres in the district, and shall be known as an apportionment payment.

(b) The commission shall not be able to receive any funds from the intermunicipal account for any purpose.

10. Section 71 of P. L. 1968, c. 404 (C. 13:17–73, is amended to read as follows:

C. 13:17-73 Deduction of service payments.

71. If, in any adjustment year, the amount payable to the constituent municipalities by the intermunicipal account for guarantee payments and service payments exceeds the amount payable to said account pursuant to section 65 of this act, the total service payments payable to all constituent municipalities shall be reduced by the amount of the deficit and the service payment payable to each constituent municipality shall be reduced by the same ratio as the total service payment to all constituent municipalities was reduced.

11. Section 72 of P. L. 1968, c. 404 (C. 13:17–74) is amended to read as follows:

C. 13:17-74 Meadowlands adjustment payment; determination and payment.

72. (a) On or before February 1, 1973 and on or before February 1 of each year thereafter, the commission shall certify to the chief financial officer of each constituent municipality an amount, known as the meadowlands adjustment payment. The meadowlands adjustment payment for each constituent municipality shall be determined by adding all the payments payable to that municipality from the intermunicipal account for school district service payments, guarantee payments, and apportionment payments, if any, and by subtracting therefrom the obligations of that municipality to the intermunicipal account, as calculated pursuant to sections 65 and 71 of this act.

(b) If the meadowlands adjustment payment for any constituent municipality in any adjustment year is payable to the constituent municipality, the amount of said payment shall be identified in the municipal budget of that municipality for that year as "meadowlands adjustment" within the category "miscellaneous revenues anticipated," and shall be due and payable in three equal installments to be made by the intermunicipal account to that municipality on May 15, August 15, and November 15 of that year.

(c) If the meadowlands adjustment payment for any constituent municipality in any adjustment year is payable to the intermunicipal account, the amount of said payment shall be entered as a special line item appropriation in the budget of the municipality for that year and shall be payable in three equal installments to be made by the municipality to the account on May 15, August 15, and November 15 of that year. No transfers may be made from said appropriation except as is herein provided.

12. This act shall take effect immediately.

Approved July 19, 1972.

CHAPTER 104

AN ACT concerning annual salaries and salary ranges in the executive branch and revising and repealing parts of the statutory law.

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

1. Section 1 of P. L. 1969, c. 194 (C. 52:14–15.104) is amended to read as follows:

C. 52:14-15.104 Governor, certain members of cabinet and administrative and professional positions; annual salaries.

1. Annual salaries of the Governor and certain members of his cabinet and salary ranges for the administrative and professional positions enumerated below are fixed and established as follows:

Title	Salary Range Minimum	Salary Range Maximum	Salary
EXECUTIVE			
Governor			$50,000
Counsel to Governor	$30,335	$39,437	

Title	Salary Range Minimum	Maximum	Salary
AGRICULTURE DEPARTMENT			
Secretary of Agriculture			$38,000
BANKING DEPARTMENT			
Commissioner, Department of Banking			$38,000
CIVIL SERVICE DEPARTMENT			
President, Civil Service Commission			$38,000
Chief Examiner and Secretary	$28,890	$37,560	
COMMUNITY AFFAIRS DEPARTMENT			
Commissioner of Community Affairs			$38,000
Assistant Commissioner of Community Affairs	$27,514	$35,770	
Director, Division of State and Regional Planning	24,956	32,444	
Director, Division of Local Finance	21,558	28,026	
Director, Office of Community Services	21,558	28,026	
Director, Division of Housing and Urban Renewal	21,558	28,026	
Director, Office of Aging Programs	13,233	17,205	
Director, Women's Division	13,233	17,205	
Director, Division of Youth	13,233	17,205	
EDUCATION DEPARTMENT			
Commissioner, Department of Education			$38,000
ENVIRONMENTAL PROTECTION DEPARTMENT			
Commissioner, Environmental Protection			$38,000
Director, Division of Water Resources	$23,768	$30,896	
Director, Division of Parks and Forestry	22,636	29,428	
Director of Fish, Game and Shell Fisheries	21,558	28,026	

Title	Salary Range Minimum	Salary Range Maximum	Salary
Director, Division of Marine Resources	$19,553	$25,421	
Director, Division of Environmental Quality	23,768	30,896	
HEALTH DEPARTMENT			
Commissioner, Department of Health			$38,000
Director, Division of Narcotic and Drug Abuse Control	$26,204	$34,064	
HIGHER EDUCATION DEPARTMENT			
Chancellor			$38,000
INSTITUTIONS AND AGENCIES DEPARTMENT			
Commissioner, Department of Institutions and Agencies			$40,000
Public Defender	$27,514	$35,770	
Director, Division of Veterans Services	14,590	18,970	
INSURANCE DEPARTMENT			
Commissioner of Insurance			$38,000
LABOR AND INDUSTRY DEPARTMENT			
Commissioner of Labor and Industry			$38,000
Director, Division of Employment Security	$24,956	$32,444	
Director, Division of Labor	20,531	26,693	
LAW AND PUBLIC SAFETY DEPARTMENT			
Attorney General			$40,000
Colonel and Superintendent, State Police	$26,204	$34,064	
Director, Division of Motor Vehicles	26,204	34,064	
State Medical Examiner	24,956	32,444	
Director, Division of Alcoholic Beverage Control	26,204	34,064	
State Superintendent of Weights and Measures	16,086	20,910	

Title	Salary Range Minimum	Maximum	Salary
State Department			
Secretary of State			$38,000
Director, Division of Administrative Procedure	$17,735	$23,057	
Transportation Department			
Commissioner of Transportation			$40,000
Assistant Commissioner for Highways	$28,890	$37,560	
Assistant Commissioner for Public Transportation	24,956	32,444	
Treasury Department			
State Treasurer			$40,000
Director, Division of Budget and Accounting	$31,852	$39,817	
Director, Division of Taxation	27,514	35,770	
Director, Division of Purchase and Property	26,204	34,064	
Director, Division of Investments	26,204	34,064	
Director, Division of Pensions	24,956	32,444	
Director, Division of State Lottery	27,514	35,770	

Repealer.

2. The following acts are repealed:

P. L. 1970, c. 45 (C. 52:14–15.104a); P. L. 1970, c. 221 (C. 52:14–15.104b); and P. L. 1971, c. 328 (C. 52:14–15.106).

3. This act shall take effect June 24, 1972.

Approved July 21, 1972.

CHAPTER 105

AN ACT concerning the membership of a county welfare board, amending R. S. 44:1–11, R. S. 44:4–20 and R. S. 44:7–7, and supplementing article 3 of chapter 1 of Title 44 of the Revised Statutes.

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

1. R. S. 44:1–11 is amended to read as follows:

County welfare board; membership.

44:1–11. The welfare board shall be composed of not less than five nor more than seven citizens of the county or municipalities participating, at least two of whom shall be women, to be appointed by the board of chosen freeholders, who, with two designated members of the board of chosen freeholders and the county adjuster, when not serving as superintendent of welfare, as ex-officio members, shall constitute the county welfare board and managers of the welfare-house. The holding of any other office by a member of the welfare board shall not constitute such holding as incompatible with his office as member of the welfare board.

C. 44:1-12.1 Terms of members.

2. In any case in which the membership of a county welfare board is increased by two additional citizen members appointed pursuant to the authority conferred by section 1 of this act (R. S. 44:1–11), the terms of office of the additional members first appointed shall be one for a term of 4 years, and one for a term of 5 years, with such terms to be designated by the board of chosen freeholders in making such appointments.

3. R. S. 44:4–20 is amended to read as follows:

County welfare board; membership; creation as corporate entity.

44:4–20. In every county wherein the provisions of this chapter have been adopted, there shall be constituted and appointed a county welfare board composed as provided in R. S. 44:1–11. Such boards are hereby created corporate entities with power to sue and be sued, to use a common seal, and to make bylaws. The holding of any other office by any member of the welfare board shall not constitute such holding as incompatible with his office as member of such welfare board.

4. R. S. 44:7–7 is amended to read as follows:

County welfare board; establishment; creation as corporate entity; membership, terms, vacancies, meetings, expenses.

44:7–7. The board of chosen freeholders of each of the several counties shall cause to be established in the respective counties, where such is not already established, a county welfare board, hav-

ing as one of its duties the supervision of old age assistance, but nothing in this chapter shall be construed to affect the membership of any welfare board established prior to March 16, 1936, or the term of service of any employee theretofore appointed by any such welfare board. Such boards are hereby created corporate entities, with power to sue and be sued, to use a common seal and to make bylaws. The members of said welfare board shall be appointed by the boards of chosen freeholders in and for the respective counties, and shall be constituted and composed as provided in R. S. 44:1–11. Citizen members shall hold their offices for five years, except that the first appointments shall be respectively for 1, 2, 3, 4 and 5 years, which terms, as to duration, shall be in the order of appointments as made and indicated. Vacancies in such offices shall be filled for the unexpired term only. The holding of any other office by any member of said county welfare board shall not constitute such holding as incompatible with his office as member of such county welfare board. They shall meet regularly once each month, and at such other times as may be necessary or as they may by rule provide. Attendance at any meeting of any such board by four members, at least two of whom shall be citizen members, may constitute a quorum for the transaction of business under this chapter. They shall serve without compensation, but their necessary expenses shall be allowed and paid in the same manner as other expenses are paid by the county welfare board.

5. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 106

AN ACT to amend and supplement "An act concerning the county colleges and supplementing chapter 64A and Title 18A of the New Jersey Statutes," approved January 28, 1971 (P. L. 1971, c. 12).

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

1. Section 6 of P. L. 1971, c. 12 (C. 18A:64A–22.6) is amended to read as follows:

C. 18A:64A-22.6 Certification to State Treasurer.

6. Within 10 days after issuance of any bonds or notes entitled to the benefits of this act, the treasurer of the county issuing such bonds or notes shall certify to the State Treasurer the exact amounts payable on account of interest and principal on such bonds and interest on such notes and the dates upon which such amounts are payable by the county and the name and address of the paying agent or paying agents therefor. The amounts so certified by the county treasurer to the State Treasurer shall be appropriated and paid to the county on or before the dates of each payment by the county on such bonds or notes in an amount with respect to each such date equal to the amount payable on such date and shall be used by the county only for such payment.

C. 18A:64A-22.6a Designation of paying agents.

2. No bonds or notes entitled to the benefits of this act shall be issued unless there is designated therefor a paying agent or paying agents, at least one of which is a bank or trust company authorized to do business in this State. All amounts of State aid to be paid under the provisions of this act for debt service (principal and interest) on bonds or notes entitled to the benefits of this act shall, on or before the date for such payment of interest and principal, be paid on behalf of the county issuing such bonds or notes to the paying agent or paying agents for such bonds or notes in amount with respect to such date as reflects the amount of principal or interest, respectively, payable as to such date by reason of such State aid hereunder payable with respect to such county. Amounts so paid to such paying agent or paying agents shall be applied to the payment of debt service (principal and interest) on such bonds or notes and for no other purpose.

3. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 107

AN ACT transferring certain powers, duties and responsibilities of the Superintendent of State Police to the Commissioner of Labor and Industry.

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

C. 21:1B-9 Transfer of certain powers, functions and duties to Commissioner of Labor and Industry.

1. All the powers, functions and duties heretofore exercised by the Superintendent of State Police pursuant to the provisions of P. L. 1950, c. 139, as amended (C. 21:1B–1 et seq.) and pertaining to the design, construction, location, installation and operation of equipment for storing, handling and utilizing liquefied petroleum gases at places of employment are hereby transferred to and vested in the Commissioner of Labor and Industry.

C. 21:1B-10 Rules, regulations and orders continued.

2. a. All rules and regulations promulgated by the Superintendent of State Police relating to such places of employment shall remain in full force and effect until they are superseded by rules and regulations promulgated by the Commissioner of Labor and Industry.

b. All orders of the Superintendent of State Police shall be continued in full force and effect unless modified or disapproved by the Commissioner of Labor and Industry; provided, however, that no order may be modified or disapproved with regard to an installation in existence on the effective date of this act except where such installation creates a hazardous condition that endangers the public.

C. 21:1B-11 Provisions applicable to transfer.

3. The transfer directed by this act shall be effected pursuant to the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

4. This act shall take effect 90 days following the enactment thereof.

Approved July 27, 1972.

CHAPTER 108

AN ACT concerning certain professional and occupational licenses and certificates of registration, and supplementing Title 45 of the Revised Statutes.

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

C. 45:1-7 Issuance of certain licenses or certificates of registration.

1. Notwithstanding any of the provisions of Title 45 of the Revised Statutes or of any other law to the contrary, all professional or occupational licenses or certificates of registration, except such licenses or certificates issued to real estate brokers or salesmen pursuant to chapter 15 of Title 45, which prior to the effective date of this act were issued for periods not exceeding 1 year and were annually renewable, shall, on and after the effective date of this act, be issued for periods of 2 years and be biennially renewable; provided, however, the boards or commissions in charge of the issuance or renewal of such licenses or certificates may, in order to stagger the expiration dates thereof, provide that those first issued or renewed after the effective date of this act, shall expire and become void on a date fixed by the respective boards or commissions, not sooner than 6 months nor later than 29 months, after the date of issue.

The fees for the respective licenses and certificates of registration issued pursuant to this act for periods of less or greater than 1 year shall be in amounts proportionately less or greater than the fees established by law.

2. This act shall take effect on July 1 following its enactment, except that it shall become effective immediately, so far as to permit the taking of such measures and the making of such expenditures as shall be necessary to administer the provisions of this act prior to said July 1, and to make such preparations as may be necessary to provide for the administration of this act on and after said date.

Approved July 27, 1972.

CHAPTER 109

AN ACT concerning the licensing and regulation of convalescent and nursing home administrators, and the transfer of powers incident thereto.

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

C. 26:2H-27 Transfer of certain powers, functions and duties to Department of Health.

1. All of the powers, functions and duties heretofore exercised by the State Board of Control of the Department of Institutions and Agencies pursuant to P. L. 1968, c. 356 (C. 30:11–11 et seq.), and all amendments thereto, are hereby transferred to and vested in the State Department of Health.

C. 26:2H-28 Nursing Home Administrator's Licensing Board transferred.

2. The Nursing Home Administrator's Licensing Board established by P. L. 1968, c. 356 (C. 30:11–11 et seq.), and all amendments thereto, together with all of its powers, functions and duties incident thereto, is hereby transferred to and vested in the State Department of Health.

3. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 110

AN ACT to transfer the functions, powers and duties of the Department of Education and the State Board of Education in connection with Child Care Centers and early Child Development Centers to the Department of Institutions and Agencies.

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

C. 30:1-25 Transfer of certain functions, powers and duties to Department of Institutions and Agencies.

1. The functions, powers and duties of the Department of Education and the State Board of Education in connection with Child Care Centers pursuant to chapter 70 of Title 18A of the New Jersey

Statutes and early Child Development Centers pursuant to P. L. 1971, c. 149 (C. 18A:6–79 et seq.) are hereby transferred to the Department of Institutions and Agencies.

C. 30:1-26 Provisions applicable to transfer.

2. The transfer directed by this act shall be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 111

AN ACT to validate certain proceedings for the issuance of bonds and notes issued or to be issued pursuant to such proceedings.

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

Validating act.

1. All proceedings heretofore had or taken by any municipality or county or by any officials thereof for or in connection with the authorization or issuance of bonds or notes of the municipality or county pursuant to the Local Bond Law (N. J. S. 40A:2–1 to 40A:2–64, inclusive,) and any ordinance with respect to such bonds or notes heretofore adopted and any bonds or notes of the municipality or county issued or to be issued in pursuance of such proceedings or ordinance, are hereby ratified, validated and confirmed notwithstanding that no supplemental debt statement or complete executed original thereof was in the office of the Director of the Division of Local Finance, in the Department of Community Affairs prior to final passage of said ordinance; provided, however, that no action, suit or other proceeding of any nature to contest the validity of such proceedings 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 heretofore expired, is instituted within 30 days after the effective date of this act.

2. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 112

AN ACT authorizing local units to enter into contracts for joint operation of electronic data processing, and supplementing chapter 48 of Title 40 of the Revised Statutes.

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

C. 40A:11-12.1 Definitions.

1. As used in this act, except as otherwise clearly indicated or required by the context:

a. "local unit" means a county, municipality, school district, regional school district, vocational school district, community college, authority, or other governmental instrumentality of this State;

b. "governing body" means the board of chosen freeholders of a county or the council, commission, committee or other board or body, by whatever name designated, having control of the finances of a municipality; and in the case of any local unit having a chief executive officer authorized by law to participate in such control through recommendation, approval or veto, includes such officer to the extent of such participation;

c. "electronic data processing" means the storage, retrieval, combination or collation of items of information by means of electronic equipment involving the translation of words, numbers and other symbolic elements into electrical impulses or currents;

d. "operate" and "operation" mean the acquisition, construction, management and administration of any lands, public improvements, works, facilities, services or undertakings.

C. 40A:11-12.2 Authority to provide certain services; joint operation.

2. a. The governing body of any local unit may by contract provide electronic data processing services for another governing body or bodies of any other local unit or units, undertake with such other local unit or units the joint operation of electronic data processing of their several official records and other information relative to their governmental activities, services and responsibilities.

b. The records and other information originating with any local unit participating in such a contract may be combined, com-

piled, and conjoined with the records and other information of any and all other participating local units for the purposes of such electronic data processing; and any provisions of law requiring such records to be kept confidential or to be retained by any local unit or any officer or agency thereof shall be deemed to be isolated thereby.

C. 40A:11-12.3 Charge for services.

3. A contract entered into pursuant to this act shall set forth the charge for all services provided, or in the case of a joint undertaking the proportion of the cost each party thereto shall assume and specify all the details of the management of the joint undertaking, and any other matters that may be deemed necessary for insertion therein, and may be amended from time to time by the contracting parties.

C. 40A:11-12.4 Agent for joint enterprise.

4. For the purpose of carrying into execution a contract for a joint enterprise under this act, any local unit party to such contract may act as agent for any or all the parties in acquiring, by lease, purchase or otherwise, any property, facilities or services, in appointing such officers and employees as may be necessary and directing its activities, to the same extent as a local unit is authorized to do separately.

C. 40A:11-12.5 Authority to raise and disburse money.

5. Any local unit may raise and disburse all necessary money, by taxation or the issuance of bonds, in the manner provided by law to pay its respective share of the costs of operating joint electronic data processing under a contract pursuant to this act. Any authorization for incurring debt or issuing bonds shall be restricted to the purposes, and subject to the requirements of, the Local Bond Law.

C. 40A:11-12.6 Approval required.

6. Before any local units enter into any contract or agreement for activities permitted by this act, they shall first apply to the Director of the Division of Local Finance submitting such information as the director shall require. The director shall within 45 days of receipt of the request either approve or disapprove the proposed action based upon his evaluation of the efficiency, usefulness, compliance with accounting, auditing, and fiscal requirements of the division and such other pertinent factors as he may deem appropriate. The local finance board is hereby authorized to promulgate

such guidelines, regulations, or other requirements as it may deem appropriate for the guidance of the director in exercising this power. In the absence of any approval from the director, it shall be unlawful for any local unit to participate in the activities otherwise permitted by this act.

7. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 113

AN ACT concerning disorderly persons, and amending N. J. S. 2A:170–81.

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

1. N. J. S. 2A:170–81 is amended to read as follows:

Business and practices excepted.

2A:170–81. The provisions of this article shall not apply to:

a. Any person, partnership or corporation lawfully engaged in the business of searching or insuring titles to real estate, in so far as may relate to the rendering of legal advice or to the preparation and execution of conveyances or other instruments connected with or incidental to the guaranteeing or searching of titles to real estate either by such person, partnership or corporation, or his or its employees; or

b. Any person or corporation lawfully exercising trust functions, whether as trustee, executor, administrator, guardian, assignee, receiver or otherwise, in so far as may relate to conveyances or other instruments, excepting wills, connected with or incidental to the creation, execution or discharge of trust functions; or

c. Any person, partnership or corporation engaged in the leasing, sale or exchange of real or personal property, or in the loaning of money on mortgages on real or personal property, in so far as may relate to legal documents incidental to any lease, mortgage, sale or exchange; or

d. The drawing of deeds, bonds, mortgages, leases, releases, agreements or assignments by a licensed real estate broker or any one employed by him; or

e. Any corporation which, prior to July 4, 1924, was engaged in the business of drawing and filing certificates of incorporation or amendments thereto, the drawing of bylaws, and generally the superintending and directing of the proceedings necessary to incorporate and form corporations, in so far as these enumerated powers or businesses are concerned; or

f. Any person or corporation furnishing to any person lawfully engaged in the practice of law such information or such clerical assistance in and about his professional work as, except for the provisions of this article, may be lawful, but the lawyer receiving such information or service shall at all times maintain full professional and direct responsibility to his client for the information and service so rendered; or

g. Any corporation incorporated pursuant to "The Professional Service Corporation Act," approved December 16, 1969 (P. L. 1969, c. 232) (C. 14A:17–1 et seq.), the shareholders of which are licensed to practice law in this State and which is incorporated for the specific purpose of the practice of law.

2. This act shall take effect immediately.

Approved July 27, 1972.

CHAPTER 114

AN ACT concerning unlawful discrimination against physically handicapped persons and amending and supplementing the "Law Against Discrimination," approved April 16, 1945 (P. L. 1945, c. 169).

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

1. Section 5 of P. L. 1945, c. 169 (C. 10:5–5) is amended to read as follows:

C. 10:5-5 Definitions.

5. As used in this act, unless a different meaning clearly appears from the context:

a. "Person" includes one or more individuals, partnerships, associations, organizations, labor organizations, corporations, legal rep-

resentatives, 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.

f. "Employee" does not include any individual employed by his parents, spouse or child, or in the domestic service of any person.

g. "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.

h. "Division" means the "Division on Civil Rights" created by this act.

i. "Attorney General" means the Attorney General of the State of New Jersey or his representative or designee.

j. "Commission" means the Commission on Civil Rights created by this act.

k. "Director" means the Director of the Division on Civil Rights.

l. "A place of public accommodation" shall include, but not be limited to: any tavern, roadhouse, hotel, motel, trailer camp, summer camp, day camp, or resort camp, whether for entertainment of transient guests or accommodation of those seeking health, recreation or rest; any producer, manufacturer, wholesaler, distributor, retail shop, store, establishment, or concession dealing with goods or services of any kind; 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, any stations and terminals thereof; any bathhouse, boardwalk, or seashore accommodation; any auditorium, meeting place, or hall; any theatre, 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, or other place of amusement; any comfort station; any dispensary, clinic or hospital; 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 anything 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.

m. "A publicly assisted housing accommodation" shall include all housing built with public funds or public assistance pursuant to P. L. 1949, c. 300, P. L. 1941, c. 213, P. L. 1944, c. 169, P. L. 1949, c. 303, P. L. 1938, c. 19, P. L. 1938, c. 20, P. L. 1946, c. 52, and P. L. 1949, c. 184, 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.

n. The term "real property" includes real estate, lands, tenements and hereditaments, corporeal, and incorporeal, and leaseholds, provided however, that, except as to publicly assisted housing accommodations, the provisions of this act shall not apply to the rental: (1) of a single apartment or flat in a two-family dwelling, the other occupancy unit of which is occupied by the owner as his residence or the household of his family at the time of such rental; or (2) of a room or rooms to another person or persons by the owner or occupant of a one-family dwelling occupied by him as his residence or the household of his family at the time of such rental.

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.

o. "Real estate broker" includes a person, firm or corporation who, for a fee, commission or other valuable consideration, or by reason of 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.

p. "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.

q. "Physical handicap" means any physical disability, infirmity, malformation or disfigurement which is caused by bodily injury, birth defect or illness including epilepsy, and which shall include, but not be limited to, any degree of paralysis, amputation, lack of physical coordination, blindness or visual impediment, deafness or hearing impediment, muteness or speech impediment or physical reliance on a seeing eye dog, wheelchair, or other remedial appliance or device.

C. 10:5-4.1 Construction of act.

2. All of the provisions of the act to which this act is a supplement shall be construed to prohibit any unlawful discrimination against any person because of the physical handicap of such person or any unlawful employment practice against such person, unless the nature and extent of the handicap reasonably precludes the performance of the particular employment.

3. This act shall take effect immediately.

Approved August 1, 1972.

CHAPTER 115

AN ACT to provide for the remission of time from sentence of prisoners in county penal institutions.

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

C. 30:8-28.1 Employment of inmates of county penal institutions; compensation in cash or remission of time from sentence.

1. The inmates of all county penal institutions established and maintained pursuant to chapter 8 of Title 30 of the Revised Statutes who may be employed in such productive occupations as are consistent with their health, strength and mental capacity shall receive compensation for such employment in the form of cash or remission of time from sentence or both. Such remission from the time of sentence shall be in accordance with standards and regulations promulgated by the Department of Institutions and Agencies

but shall not, in any instance, exceed 1 day for each 5 days of productive occupation. Any such remission shall in no way affect deductions for good behavior as provided by law.

C. 30:8-28.2 Standards and regulations.

2. The Department of Institutions and Agencies shall prepare and enforce standards and regulations for the operation of this act in accordance with the provisions thereof.

C. 30:8-28.3 Effective date; no retroactive effect.

3. This act shall take effect July 1, 1972, and shall have no retroactive effect.

Approved August 4, 1972.

CHAPTER 116

AN ACT to abolish certain commissions, providing for the disposition of the files, records and property thereof, lapsing to the general treasury any and all unexpended appropriations thereto, and repealing sundry acts.

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

1. The commissions named in section 2 of this act are abolished and the terms of office of the members thereof are terminated. The files and records remaining in the possession of any thereof shall be made available for inspection by the Legislative Services Agency and the Division of the State Library, Archives and History for a determination as to material which should be retained by the Legislative Services Agency, filed in the State Library, delivered to another State agency or destroyed. Any physical property of any such commission shall be reported to the Division of Purchase and Property for appropriate disposition. Any and all unexpended balances of funds appropriated to such commissions are lapsed to the general treasury.

2. The following commissions are abolished and the following cited acts are repealed:

a. The County and Municipal Law Revision Commission created by P. L. 1956, c. 231 (C. 1:13–1 et seq.);

b. The Eminent Domain Law Revision Commission created pursuant to P. L. 1962, c. 50 (C. 1:16–9 et seq.);

c. The Commission on State Aid to Hospitals for the cost of care of indigent patients, created by P. L. 1965, c. 140 (C. 52:9K–1 et seq.);

d. The Highway and Traffic Safety Study Commission, created by P. L. 1965, c. 239 (C. 52:9L–1 et seq.);

e. The "State Aid to School Districts Study Commission," created by P. L. 1966, c. 32;

f. The Commission to Study the Causes and Prevention of Crime, created by P. L. 1966, c. 84;

g. The "Public and School Employees' Grievance Procedure Study Commission," created by P. L. 1966, c. 170 and reconstituted by P. L. 1967, c. 8;

h. The Workmen's Compensation Law Study Commission, created by P. L. 1966, c. 126, s. 18 and reconstituted by P. L. 1967, c. 147;

i. The Commission to Study the Relationship Between the Public and Private School Systems in New Jersey and to determine methods of increasing financial assistance to private school students, created by P. L. 1966, c. 216;

j. The Commission to Study the Law of Divorce and Nullity, created by P. L. 1967, c. 57;

k. The Commission to Study the Unsatisfied Claim and Judgment Fund Law, created by P. L. 1967, c. 240;

l. The Commission to Study Obscenity in Certain Publications, created by P. L. 1966, c. 316;

m. The Commission to Study Inequitable Distribution of Property Tax Resources, created by P. L. 1968, c. 259;

n. The Commission to Study Obscenity and Depravity in Public Media, created by P. L. 1969, c. 121;

o. The New Jersey Water Research and Development Commission, created by P. L. 1958, c. 148 (C. 58:23–1 et seq.).

3. This act shall take effect immediately.

Approved August 4, 1972.

CHAPTER 117

AN ACT concerning the regulation and licensing of employment agencies and providing for the transfer of certain functions, powers and duties of the Commissioner of Labor and Industry and the Private Employee Agency Section in the Department of Labor and Industry to the Attorney General and the Division of Professional Boards in the Department of Law and Public Safety.

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

C. 52:17B-139.1 Transfer of certain functions, powers and duties.

1. All the functions, powers and duties of the Commissioner of Labor and Industry and the Private Employee Agency Section in the Department of Labor and Industry with respect to the regulation and licensing of employment agencies pursuant to the provisions of P. L. 1951, c. 337 (C. 34:8–24 et seq.) are hereby transferred to the Attorney General and the Division of Consumer Affairs in the Department of Law and Public Safety.

C. 52:17B-139.2 Meaning of certain references.

2. Whenever the term "Commissioner of Labor and Industry" or "commissioner" occurs in P. L. 1951, c. 337 (C. 34:8–24 et seq.), the same shall be deemed to mean or refer to the Attorney General or his duly authorized representative.

C. 52:17B-139.3 Provisions applicable to transfer.

3. The transfer directed by this act shall be made in accordance with the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

4. This act shall take effect 90 days following the enactment thereof.

Approved August 4, 1972.

CHAPTER 118

AN ACT to authorize the township of Jackson in the county of Ocean to make permanent the appointment of Louis DeMair, Frank Hughes, Edward Moran and Willard Gross to the police department of the township of Jackson.

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

1. Pursuant to the provisions of P. L. 1948, c. 199 (C. 1:6–10 et seq.), under which a petition for a special law has been filed with the Legislature, the township of Jackson, in the county of Ocean is authorized to make permanent the appointment of Louis DeMair, Frank Hughes, Edward Moran and Willard Gross to the police department of the township of Jackson notwithstanding their ages are greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–147.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the township of Jackson for the purpose of adopting same.

Approved August 4, 1973.

CHAPTER 119

AN ACT to amend "An act concerning loans made by banks to small business concerns, and supplementing an act concerning banking and banking institutions (Revision of 1948), approved April 29, 1948 (P. L. 1948, c. 67)," approved July 31, 1964 (P. L. 1964, c. 162).

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

1. Section 3 of P. L. 1964, c. 162 (C. 17:9A–59.27) is amended to read as follows:

C. 17:9A-59.27 Schedule of finance charges.

3. (a) A bank may make and collect a finance charge on a small business loan according to the following schedule:

(1) when the amount of the sum borrowed does not exceed $5,500.00, the finance charge shall not exceed $6.00 per $100.00 per year on the sum borrowed;

(2) when the amount of the sum borrowed exceeds $5,500.00 but does not exceed $7,500.00, the finance charge shall not exceed $6.00 per $100.00 per year on the first $5,500.00 of the sum borrowed, plus $5.50 per $100.00 per year on the excess over $5,500.00;

(3) when the amount of the sum borrowed exceeds $5,500.00 but does not exceed $50,000.00, the finance charge shall not exceed $6.00 per $100.00 per year on the first $5,500.00 of the sum borrowed, plus $5.50 per $100.00 per year on the excess over $5,500.00 up to $7,500.00 plus $5.00 per $100.00 per year on the excess over $7,500.00.

(b) The finance charge shall be computed on the sum borrowed for the period from the making of such loan to the date scheduled for the payment of such loan in full and shall be added to the amount of the sum borrowed.

2. Section 5 of P. L. 1964, c. 162 (C. 17:9A–59.29) is amended to read as follows:

C. 17:9A-59.29 Limitation on loans.

5. No bank shall make a small business loan in a sum in excess of $50,000.00, nor shall a bank make any such loan for the payment of which a small business concern will be liable to it in any capacity, if the amount of such loan, exclusive of the finance charge thereon, when added to the principal balances owing on all other small business loans made by such bank for the payment of which such small business concern is liable in any capacity, will, in the aggregate, exceed $50,000.00. When a bank makes a small business loan to a small business concern at a time when such concern is liable to the bank upon another or other small business loans, the principal amounts owing upon such other small business loan or loans shall, for the purpose of determining the finance charge which may be

made on such loan, be deemed to be a part of the sum then being borrowed by such small business concern. For the purposes of this section, the principal balance owing on a small business loan shall be deemed to be the face amount of the note evidencing such loan, less the aggregate of all installments paid thereon, and less a credit computed according to the formula contained in section 11 of this act.

3. This act shall take effect immediately.

Approved August 4, 1972.

CHAPTER 120

AN ACT concerning Limited-Dividend Nonprofit Housing Corporations and Associations and amending P. L. 1949, c. 184 and P. L. 1967, c. 112.

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

1. Section 6 of P. L. 1949, c. 184 (C. 55:16–6) is amended to read as follows:

C. 55:16-6 Formation of housing corporation; certificate; contents.

6. Any three or more persons of the State may form a housing corporation for the aforesaid purposes by making, signing, acknowledging and filing a certificate as required for other corporations formed under Title 14, Corporations, General, of the Revised Statutes, which certificate shall also contain the following matters:

(1) The name of the proposed housing corporation.

(2) The purposes for which it is formed, which shall be to acquire, construct, maintain and operate housing projects as authorized under this act.

(3) Its duration, which shall not be more than 50 years.

(4) The amount, value, and number of shares, all having a par value, of its capital stock with limitations thereon including the limitation that dividends on the stock shall not exceed 8% per annum except to the extent that such dividends shall not have been paid in a previous year, or years, of operation, in which case, stockholders may be paid said deficiency without interest out of any surplus earned in any succeeding years.

(5) The names and addresses of subscribers to stock in the corporation and the number of shares to be issued to each.

(6) A provision that no real property of the corporation shall be sold, transferred, encumbered or assigned except under and pursuant to the provisions of this act and the regulations of the authority issued hereunder.

(7) Any other provisions, not inconsistent with this act or other law for the regulation of the business and the conduct of the affairs of the housing corporation.

(8) A declaration that the housing corporation has been organized to serve a public purpose and use; that its operations shall be directed to providing for and making possible the clearance, planning, development or redevelopment of blighted areas; and that it will at all times be subject to the supervision and control of the authority.

2. Section 8 of P. L. 1967, c. 112 (C. 55:16–9.1) is amended to read as follows:

C. 55:16-9.1 Formation of housing association; certificate; contents.

8. Any one or more persons of the State may form a housing association for the aforesaid purposes by making, signing, acknowledging and filing a certificate of organization which certificate shall be filed with the office of the clerk of the county in which the principal place of business of the said housing association shall be situated. The said certificate shall in addition to the requirements of any other law to which it is subject, contain the following matters:

(1) The name of the proposed housing association.

(2) The purposes for which it is formed, which shall be to acquire, construct, maintain and operate housing projects as authorized under this act and the act to which this is a supplement.

(3) Its duration.

(4) The value and nature of each proprietary interest and an agreement that the owner thereof and his or their heirs, successors or assignees shall be bound to limit any return thereto to an amount not to exceed 8% per annum of the amount invested therein except to the extent that such return shall not have been paid in a previous year, or years, of operation, in which case, the said person, his heirs, successors or assigns may be paid said deficiency without interest out of any surplus earned in any succeeding years.

(5) The names and addresses of any persons holding any proprietary interest and the value thereof.

(6) A provision that no real property of the housing association shall be sold, transferred, encumbered or assigned except under and pursuant to the provisions of this act and the act to which this is a supplement and the regulations of the authority issued hereunder.

(7) Any other provisions, not inconsistent with this act or the act to which this is a supplement or other law for the regulation of the business and the conduct of the affairs of the housing association.

(8) A declaration that the housing association has been organized to serve a public purpose and use; that its operations shall be directed to providing for and making possible the clearance, planning, development or redevelopment of blighted areas; and that it will at all times be subject to the supervision and control of the authority until and unless released therefrom in accordance with the procedures set forth in section 1 of P. L. 1950, c. 69 (C. 55:16–22).

The said certificate shall be subject to approval by the authority as provided by section 7 of the act of which this act is amendatory and supplementary (C. 55:16–7).

3. This act shall take effect immediately.

Approved August 4, 1972.

CHAPTER 121

AN ACT concerning emergency service by municipal firemen and policemen, and amending sections 40A:14–50 and 40A:14–134 of the New Jersey Statutes.

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

1. N. J. S. 40A:14–50 is amended to read as follows:

Certain emergencies; compensation.

40A:14–50. "Emergency" as used herein shall include any unusual conditions caused by any circumstances or situation including shortages in the personnel of the paid or part-paid fire department and force caused by vacancies, sickness or injury, or by the taking of accrued vacation or sick leave or both, whereby the safety of the public is endangered or imperiled, as shall be determined within the

sole discretion of the officer, board or official having charge of the paid or part-paid fire department and force in any municipality.

In any municipality in which the officer, board or official having charge or control of the paid or part-paid fire department and force has authority, in times of any such emergency to summon and keep on duty any paid members of the paid or part-paid fire department and force for a period or periods of time in excess of the hours of ordinary duty, the governing body may provide compensation for some or all of such emergency duty by any such fireman at his prevailing wage, or at a rate not in excess of 1½ times his prevailing hourly wage rate, which compensation shall be in lieu of any compensatory time off otherwise due for the emergency duty so compensated.

The governing body of the municipality, if necessary, may make emergency appropriations to provide funds for the payment of such compensation as provided by law.

2. N. J. S. 40A:14–134 is amended to read as follows:

Certain emergencies; compensation.

40A:14–134. "Emergency" as used herein shall include any unusual conditions caused by any circumstances or situation including shortages in the personnel of the police department or force caused by vacancies, sickness or injury, or by the taking of accrued vacation or sick leave or both, whereby the safety of the public is endangered or imperiled, as shall be determined within the sole discretion of the officer, board or official having charge of the police department or force in any municipality.

In any municipality in which the officer, board or official having charge or control of the police department or force has authority, in times of any such emergency to summon and keep on duty any paid members of the police department or force for a period or periods of time in excess of the hours of ordinary duty, the governing body may provide compensation for some or all of such emergency duty by any such policeman at his prevailing wage, or at a rate not in excess of 1½ times his prevailing hourly wage rate, which compensation shall be in lieu of any compensatory time off otherwise due for the emergency duty so compensated.

The governing body of the municipality may, if necessary, make emergency appropriations to provide funds for the payment of such compensation as provided by law.

3. This act shall take effect immediately.

Approved August 9, 1972.

CHAPTER 122

AN ACT to amend and supplement "An act to provide for the creation, setting apart, maintenance and administration of a city employees' retirement system in cities of the first class having, at the time of the enactment of this act, a population in excess of 400,000 inhabitants, and merging and superseding the provisions of pension funds established pursuant to article 2 of chapter 13, chapters 18 and 19, of Title 43 of the Revised Statutes, in said cities," approved November 22, 1954 (P. L. 1954, c. 218), amending sections 8 and 9 of P. L. 1966, c. 252 and repealing P. L. 1964, c. 181.

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

1. Section 1 of P. L. 1954, c. 218 (C. 43:13–22.3) is amended to read as follows:

C. 43:13-22.3 Definitions.

1. As used in this act:

"Service" shall always, unless otherwise stated, be considered as in the aggregate.

"Salary" or "compensation," when used solely for the purpose of fixing benefits under this act, means annual salary or compensation earned by a member as a permanent employee at the time of his death or retirement; provided, however, that $12,000.00 shall be the maximum amount of the annual salary of any member which shall be considered for any purpose under this act; provided further, however, that as to any employee who, at the time of the adoption of this act, is a member of any retirement system in operation in the city under and by virtue of article 2, chapter 13, Title 43 of the Revised Statutes; and of chapter 18, Title 43 of the Revised Statutes; and of chapter 19, Title 43 of the Revised Statutes, the total annual salary received by such member as a permanent employee at the time of his death or retirement shall be considered for pension or other purposes under this act, except as otherwise provided herein.

"Pension fund" or "fund" means the fund referred to in section 2 of this act, and is the fund from which pensions and other benefits provided for in this act shall be paid.

"State" shall, unless otherwise stated, mean the State of New Jersey.

"City," unless otherwise specified, means any city of the first class of the State of New Jersey having, at the time of the enactment of this act, a population in excess of 400,000 inhabitants.

"His" shall be construed to mean both sexes.

"City employee" or "employee" means and includes all permanent employees as defined by Title 11 of the Revised Statutes of New Jersey (Civil Service Law) in service in any city of the first class of this State, as hereinabove defined; and shall mean and include all permanent employees of any city board, body or commission maintained out of city funds in such city. Notwithstanding the provisions of any other statute of this State, any person under 45 years of age hereafter accepting permanent employment in the city (excepting uniformed policemen and firemen) shall, subject to the provisions of section 13 (a) of this act, become a member of the pension fund provided by this act as a "city employee" or "employee" as hereinabove defined; and except as herein otherwise provided, any such person of the age of 45 years or over shall be ineligible to become a member; provided, however, that any employee who, at the time of the adoption of this act, is a member of any retirement system in operation in such city under and by virtue of article 2, chapter 13, Title 43 of the Revised Statutes; or of chapter 18, Title 43 of the Revised Statutes; or of chapter 19, Title 43 of the Revised Statutes, shall not be barred from membership in this retirement system on account of age of any such employee.

Notwithstanding the provisions of chapter 1, Title 43 of the Revised Statutes, any present employee of the city as herein defined, who was not more than 45 years of age at the time of his permanent appointment, shall, subject to the provisions of section 13 of this act, have the right, subject to section 13 (b) of this act, to become a member of the retirement system established by this act, by declaring his intention in writing so to do, within 2 months after the formation of the commission created by this act.

All such applicants shall submit to and pass a physical examination as required by the commission, and shall pay into the retirement system all arrears of dues and assessments determined by the commission, with interest thereon at 3%, in order to receive credit for said prior service as an employee, for the purposes of this act. The maximum length of time to be afforded any such employee for payment of said arrears and interest thereon shall be 5 years from the date of membership in said system.

"Widow" or "widower" means the surviving spouse of a city employee married to such employee for a period of at least 5 years prior to the retirement or death of such employee, except as otherwise provided herein, and said marriage having occurred prior to the time when such employee reached the age of 55 years, except that where death results from and as a result of an accident or injury sustained in the line of duty, the widow or widower shall be entitled to the benefits hereinafter set forth, even though the marriage has not been in existence for a period of 5 years; provided, however, that no pension shall be paid to the surviving husband of a deceased employee unless he shall be and shall continue to remain dependent upon the income which such employee was receiving at the time of her death, or unless he shall be and shall continue to remain physically or mentally incapable of pursuing a gainful occupation. No pension shall be paid to any minor child or dependent parent of such female employee unless such minor child or dependent parent shall be and shall continue to remain dependent upon the income which such employee was receiving at the time of her death. The pension commission shall determine the question of the dependency of the surviving husband, minor child or dependent parent, as well as the ability of the surviving husband to pursue some gainful occupation.

"Minor child" means a child under the age of 18 years, whose father or mother was married to the employee-member for a period of at least 5 years prior to the retirement of said employee, and the said marriage having occurred prior to the time such employee arrived at the age of 55 years. It shall also mean a child of any age who is permanently and totally disabled as determined by the commission by virtue of physical or mental deficiencies precluding engagement in gainful employment and who is solely dependent for support upon the employee-member.

"Dependent parent" shall mean a dependent parent or parents who is or are solely dependent for support upon the employee-member.

"Commission" shall mean pension commission.

"Commissioners" shall mean pension commissioners, unless otherwise specified.

"Permanent" and "total" disability means physical or mental incapacity of an employee, as determined by the commission, and which would make the employee unable to perform the duties of his position or office.

"Employees' Retirement System of (name of city)" shall be the name of the retirement system provided under the provisions of this act. By that name all of its business shall be transacted, its funds invested, warrants for money drawn and payments made, and all of its cash and securities and other property held.

2. Section 8 of P. L. 1966, c. 252 (C. 43:13–22.16f) is amended to read as follows:

C. 43:13-22.16f Applications for purchase of prior service credit.

8. Any member of the city employees' retirement system may upon application to the pension commission purchase prior service credit for full-time service as a permanent employee of the city which preceded his membership in its pension system. Purchase payments for prior service shall be made at the salary scale and rate of contribution effective at the time such application is made. Time payments and methods of deductions shall be the same as are presently in effect under the act hereby supplemented.

3. Section 9 of P. L. 1966, c. 252 (C. 43:13–22.16g) is amended to read as follows:

C. 43:13-22.16g Purchase of prior service credit as employee of board of education, housing authority, police or fire departments.

9. Any member of the city employees' retirement system may upon application to the pension commission purchase prior service credit for full-time service as a permanent employee of the board of education or the housing authority of the city or of the city's police or fire departments which preceded his membership in its pension system. Purchase payment for prior service shall be made at the salary scale and rate of contribution effective at the time application for purchase is made. Time payments and methods of deductions shall be the same as are presently in effect under this act.

4. Section 24 of P. L. 1954, c. 218 (C. 43:13–22.26) is amended to read as follows:

C. 43:13-22.26 Priority of payments to survivors.

24. Subject to the other provisions of this act, upon and after the death of any member pensioner or beneficiary, the benefits herein provided for the surviving widow, surviving dependent widower, minor children, including adopted children, and dependent parent shall be paid in the following manner of priority:

(1) To the surviving widow, so long as she remains unmarried, or to the dependent widower, so long as he remains unmarried;

(2) If no widow or dependent widower, or upon the death of such widow or dependent widower, then the pension shall be paid to the guardian of the minor children, for the exclusive use of said children, in the following amounts, $80.00 per month for each minor child, provided further that in no event shall the funds paid to minor children exceed in the aggregate the sum of $3,000.00 annually.

(3) In the event there be no surviving widow, dependent widower, or minor children, then the pension shall be paid to the dependent parent or parents in equal shares.

5. Section 29 of P. L. 1954, c. 218 (C. 43:13–22.31) is amended to read as follows:

C. 43:13-22.31 Withdrawal not allowed; separation from service; refund.

29. From and after the adoption of this act any employee who is or becomes a member of the retirement system created hereby may not withdraw therefrom and shall not be entitled to a refund of any of the moneys therefrom and thereafter deducted from his salary hereunder; provided, however, that any employee who is separated from the municipal service through discharge, resignation, or for any reasons other than retirement, except as hereinafter stated, shall be entitled to a refund of his contributions.

C. 43:13-22.19a Separation after completion of certain periods of service; options; benefits to survivors.

6. (a) Should a member, after having completed at least 25 years of service for which credit has been established in the pension fund, be separated voluntarily or involuntarily from the service, and not by removal for cause on charges of misconduct or delinquency, after reaching age 55, he may elect to receive the payments provided for in section 17 (C. 43:13–22.19), if he so qualifies under said section, or the benefit provided by subsection (b) of this section, or a pension beginning at the time he would otherwise be normally entitled to receive it but for his separation from service, in the amount of one-half of the salary he was receiving at the time of separation, provided however that such pension shall be reduced in accordance with a table of proportionate actuarial equivalents recommended by the actuary and adopted by the commission reflecting all months that a member lacks of having 30 years' service.

(b) Should a member, after having completed at least 15 years of service for which credit has been established in the pension fund, be separated voluntarily or involuntarily from the service, and not

by removal for cause on charges of misconduct or delinquency, before reaching age 60, such person may elect to receive the payments provided for in section 17 (C. 43:13–22.19), if he so qualifies under said section, or a deferred pension beginning at age 60 or thereafter, in the amount that his years of service as credited in the fund bear to the total number of years of service that he could have achieved had he continued to age 60 or such necessary age that would have permitted him to qualify for the pension of ½ of the salary he was receiving at the time he elected the deferred pension.

(c) Upon and after the death of such pensioner, the benefits provided by section 18 (C. 43:13–22.20) shall be payable to his eligible survivors if they qualify under said section.

C. 43:13-22.16e Repealed.

7. P. L. 1964, c. 181 (C. 43:13–22.16e) is repealed.

8. This act shall take effect immediately and shall apply retroactively to January 1, 1972 and thereafter.

Approved August 9, 1972.

CHAPTER 123

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1972, and regulating the disbursement thereof," adopted June 24, 1971 (P. L. 1971, c. 240).

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

1. The following sum is appropriated out of the General Treasury for the purpose specified:

360. DEPARTMENT OF HEALTH
22000. *Personal Health*

22100. Chronic Illness:
Extraordinary:
Public health services by contract:
Chronic renal $250,000

2. This act shall take effect immediately.

Approved August 15, 1972.

CHAPTER 124

AN ACT establishing in the State Department of Health a program for the care of persons suffering from hemophilia and designating powers and duties in relation thereto.

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

C. 26:2-90 "Hemophilia" defined.

1. For purposes of this act "hemophilia" means a bleeding tendency resulting from a genetically determined deficiency factor in the blood.

C. 26:2-91 Program for care and treatment of hemophiliacs.

2. The State Department of Health hereafter referred to as the department shall establish a program for the care and treatment of persons suffering from hemophilia. This program shall assist persons who require continuing treatment with blood and blood derivatives to avoid crippling, extensive hospitalization and other effects associated with this critical chronic bleeding condition, but who are unable to pay for the entire cost of such services on a continuing basis despite the existence of various types of hospital and medical insurance coverages, medicare, medicaid, and other government assistance programs, and private charitable assistance programs.

C. 26:2-92 Department's duties and responsibilities.

3. The department shall:

a. Develop standards for determining eligibility for care and treatment under this program;

b. Assist in the development and expansion of programs for the care and treatment of persons suffering from hemophilia, including self-administration, prevention, and home care and other medical and dental procedures and techniques designed to provide maximum control over bleeding episodes typical of this condition;

c. Extend financial assistance to persons suffering from hemophilia in obtaining blood, blood derivatives and concentrates, and other efficacious agents for use in hospital, medical and dental facilities, and at home, or participate in the cost of blood processing to the extent that such support will facilitate the supplying of blood, blood derivatives and concentrates and other efficacious agents to hemophiliac patients at an economical cost, thus increas-

ing the effectiveness of the moneys appropriated to carry out the provisions of the act;

d. Institute and carry on educational programs among physicians, dentists, hospitals, public health departments, and the public concerning hemophilia, including dissemination of information and the conducting of educational programs concerning the methods of care and treatment of persons suffering from this condition; and

e. Promulgate all rules and regulations necessary to effectuate the purposes of this act.

4. This act shall take effect immediately.

Approved August 15, 1972.

CHAPTER 125

A SUPPLEMENT to "An act making appropriations for the support of State Government and for several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73) and requiring a report on a program for comprehensive bus service.

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

1. There is hereby appropriated out of the General State Fund, the following:

600. DEPARTMENT OF TRANSPORTATION
63200. PUBLIC TRANSPORTATION SYSTEMS
63201. RAILROAD AND BUS OPERATIONS

Extraordinary:

For the purpose of entering into an agreement, pursuant to section 19 of P. L. 1966, c. 301, as amended (C. 27:1A–19), with Transport of New Jersey to provide passenger bus feeder service to and from the Lindenwold High Speed Line operated by the Port Authority Transit Corporation (PATCO) for a period not to extend beyond February 1, 1973 ..... $750,000

To the extent that the foregoing purpose of this appropriation is within the purview of the Trans-

portation Benefits Tax Act, P. L. 1971, c. 222 (C. 54:8A–58 et seq.) the sum shall first be charged to the Transportation Benefits Fund established by that act.

For the purpose of providing for routine inspection and maintenance service with regard to railroad and bus operations and to avoid the use of bond issue funds for said purposes, the sum of $250,000.

The Department of Transportation is hereby authorized and directed to have developed a comprehensive Statewide program for the preservation and extension of bus services and shall report its recommendations to the Governor and the Legislature on or before January 2, 1973.

2. This act shall take effect immediately.

Approved August 16, 1972.

CHAPTER 126

AN ACT concerning the Local Lands and Buildings Law and amending N. J. S. 40A:12–22.

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

1. N. J. S. 40A:12–22 is amended to read as follows:

Establishment of a central registry.

40A:12–22. Each municipality and county shall establish and maintain a central registry of all real property in which it has acquired title or a leasehold interest for other than street or highway purposes as of the effective date of this act. This registry shall also include a record of all real property which a county or municipality may hereafter acquire, sell or lease. It shall be in such form and contain such information as the Division of Local Finance in the Department of Community Affairs shall prescribe within 180 days after the effective date of this act.

The central registry referred to herein shall:

a. Constitute a public record;

b. Be entitled "Municipal Real Property Registry" or "County Real Property Registry" as may be appropriate;

c. Be maintained and available for inspection in the office of the municipal clerk or clerk of the board of chosen freeholders, as may be appropriate.

2. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 127

AN ACT concerning exempt fireman certificates and amending N. J. S. 40A:14–59.

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

1. N. J. S. 40A:14–59 is amended to read as follows:

Exempt fireman certificates; issuance.

40A:14–59. The governing body of a municipality shall issue exempt fireman certificates to members of the fire department and force entitled thereto, within 90 days of the date of attaining eligibility. The certificate shall be issued in triplicate, in form, substantially as follows:

EXEMPT FIREMAN CERTIFICATE

It is hereby certified that ..... a member of the ..... fire department and force, has qualified for and is entitled to this certificate of exemption pursuant to law.

Date of appointment ..... Date when member became entitled to exemption .....

Record of prior service (if any) ..... Date of issue .....

.....

Official in charge of fire department and force.

Attest: (seal)

....

Municipal Clerk Chief Executive Officer of Municipality

Filed in the office of the clerk of ..... county.
Date ....
County Clerk.

Within 60 days of issuance one copy of the certificate shall be filed with the county clerk of the county wherein it was issued. At the time of issuance one copy shall be transmitted to the New Jersey State Firemen's Association. The remaining copy shall be delivered to the member. There shall be no fee for issuance of the certificate and it shall be signed by the official in charge of the fire department and force and the chief executive officer of the municipality. The municipal clerk shall affix the municipal seal, attest the certificate and cause the filing and delivery of the copies.

2. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 128

AN ACT to amend "An act to create a regional agency by intergovernmental compact for the continuing comprehensive, coordinated regional planning for the Delaware Valley Urban Area, and defining the functions, powers and duties of such agency," approved June 18, 1966 (P. L. 1966, c. 149).

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

1. Part I, article I, section 7 of P. L. 1966, c. 149 (C. 32:27–7) is amended to read as follows:

C. 32:27-7 Duration of compact.

7. This compact shall continue in existence until December 31, 1973. Thereafter it shall continue only upon the adoption of concurrent legislation by the party States.

2. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 129

AN ACT to authorize the borough of Glassboro in the county of Gloucester to make permanent the appointment of George C. Stewart to the police department of the borough of Glassboro.

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

Private act.

1. Pursuant to the provisions of chapter 199 of the laws of 1948 (C. 1:6–10 et seq.), under which a petition for a special law has been filed with the Legislature, the borough of Glassboro in the county of Gloucester is authorized to make permanent the appointment of George C. Stewart to the police department of the borough of Glassboro notwithstanding his age is greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–127.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the borough of Glassboro for the purpose of adopting same.

Approved August 17, 1972.

CHAPTER 130

AN ACT to authorize the city of Paterson in the county of Passaic to make permanent the appointment of Ronald J. Dahlhaus to the police department of the city of Paterson.

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

Private act.

1. The city of Paterson in the county of Passaic is authorized to make permanent the appointment of Ronald J. Dahlhaus to the police department of the city of Paterson notwithstanding that an arm injury sustained by said Ronald J. Dahlhaus while in the performance of his duties as a temporary police officer may affect his ability to successfully pass the physical portion of the civil service examination for permanent appointment to the police department.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the city of Paterson for the purpose of adopting same.

Approved August 17, 1972.

CHAPTER 131

AN ACT concerning adult education, and amending P. L. 1968, c. 383.

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

1. Section 1 of P. L. 1968, c. 383 (C. 18A:50–12) is amended to read as follows:

C. 18A:50-12 High school equivalency program for adults.

1. School districts, county community colleges, county and State institutions may apply to the Commissioner of Education for funds to be used toward the establishment and operation of classes and programs of education for adults and out-of-school young adults designed to provide such persons with the equivalent of a high school education.

These programs for adults and out-of-school young adults shall include such curricular content appropriate to the high school curriculum as to give the adult an opportunity to attain a level of educational achievement comparable to high school graduation and prepare him to secure the high school equivalency certificate

as can be obtained through the Office of Adult and Continuing Education and High School Equivalency, New Jersey State Department of Education.

2. Section 3 of P. L. 1968, c. 383 (C. 18A:50–14) is amended to read as follows:

C. 18A:50-14 Determination of amount and payment of State aid.

3. The apportionment of funds available shall be designated according to a plan submitted by the local educational agency to the Office of Adult and Continuing Education and High School Equivalency, of the New Jersey State Department of Education. Such plan submitted by the local educational agency shall include the costs of instructors' salaries, guidance and counseling services, as well as such items as instructional materials and other equipment needed in the operation and promotion of a local program. Payment by the State, in the form of aid to each program, shall be in an amount equal to these annual costs.

On or before November 15 of each year, the commissioner shall estimate the amount necessary to be appropriated to carry out the provisions of this act for the succeeding fiscal year, including costs for adequate State supervisory and administrative control, and needed personnel training.

The commissioner shall determine the amounts to be payable to each of the agencies eligible under this act for the succeeding fiscal year based upon the per student cost per hour of instruction.

On or before September 15, of the succeeding fiscal year, the commissioner shall make this final determination of the payments to be made under this act for said school year. The sums so payable shall be paid to the eligible agencies at the same time and in the same manner as other State aid under N. J. S. 18A:58–15.

If such payments to any agency should exceed the amount to which such district is entitled under this act, such excess shall be deducted by the commissioner from succeeding State aid payments to said agencies.

3. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 132

AN ACT to amend the "Savings and Loan Act (1963)," approved August 30, 1963 (P. L. 1963, c. 144).

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

1. Section 78 of P. L. 1963, c. 144 (C. 17:12B–78) is amended to read as follows:

C. 17:12B-78 Limitation upon accounts.

78. Limitation upon accounts. No savings member shall hold an account or accounts in any one State association with an aggregate participation value exceeding $20,000.00 or 1% of the capital of the State association, whichever is greater; but in no case in excess of $150,000.00; provided, however, that such limitation shall not apply to—

(a) An account or deposit held as provided in section 80 or section 241 of this act; or

(b) An account or deposit which is pledged as security for the repayment of money due such State association; or

(c) An installment share account; or

(d) An account, or deposit other than an installment share account, which exceeds the aforesaid limitation at the time of the enactment of this statute, but no additions other than dividends or interest shall be made thereto; or

(e) Where such excess results from the addition of dividends or interest to any such account, or from the acquisition of an account by gift, will or inheritance; or from the acquisition of an account or deposit previously held as collateral security for the payment of an obligation; or from the acquisition by one State association of the assets of another association; or

(f) Where such excess results from a reduction in the capital of the association.

The board may provide for any lesser limitation than set forth in this section, and any person or persons authorized by it, may refuse to accept any account and may limit the amount of payments which may be received on any account.

2. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 133

AN ACT to provide for the coordination of services in emergency situations through the creation of a Governor's Advisory Council for Emergency Services and to provide a fund from which emergency disbursements may be made and repealing P. L. 1969, c. 94.

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

C. 52:14E-1 Short title.

1. This act shall be known and may be cited as the "Emergency Services Act of 1972."

C. 52:14E-2 Legislature's findings.

2. WHEREAS, The existing and increasing possibility of the occurrence of emergencies or disasters resulting from flood, fire, hurricane, civil disorder or other catastrophe requires that we insure that preparations of this State will be adequate to deal with such emergencies or disasters; and

WHEREAS, Recent experience has demonstrated the necessity to respond expeditiously to natural and other major catastrophies, the Legislature hereby finds that it would be in the best interests of the citizens of New Jersey to establish a procedure for responsible and effective utilization of our emergency resources.

C. 52:14E-3 Definitions.

3. The following terms whenever used or referred to in this act shall have the following respective meanings for the purposes of this act, except in those instances where the context clearly indicates otherwise:

a. "Act" means this act and any amendments and supplements thereto and any rules and regulations promulgated thereunder.

b. "Council" means the Governor's Advisory Council for Emergency Services.

c. "Emergency" means any flood, hurricane, storm, tornado, high water, wind-driven water, tidal wave, draught, fire, explosion, civil disorder or other catastrophe which is or threatens to be of sufficient severity and magnitude to substantially endanger the health, safety and property of the citizens of this State.

d. "Fund" means the Emergency Services Fund created by this act.

C. 52:14E-4 Governor's Advisory Council for Emergency Services; creation, membership, compensation.

4. There is hereby created a Governor's Advisory Council for Emergency Services which shall consist of the Attorney General, who shall be the presiding officer, the Chief of Staff of the Department of Defense, the Commissioner of the Department of Community Affairs, the Commissioner of the Department of Environmental Protection, the Commissioner of the Department of Transportation, the President of the Public Utility Commission, or their designees. The members of the council shall serve without pay in connection with all such duties as are prescribed in this act.

C. 52:14E-5 Emergency Services Fund created.

5. There is hereby created a fund to be known as the Emergency Services Fund which shall consist of such sums as the Legislature may, from time to time, appropriate and such additional sums as may be granted or donated to the fund from any public or private source, together with income to the fund from investments authorized for the purposes set forth in section 6 of this act.

C. 52:14E-6 Administration of fund.

6. The fund shall be administered by the State Treasurer. All moneys appropriated for, earned by or otherwise made available to the fund shall be deposited to the credit of the fund in such depositories as he may select and shall be held unless otherwise provided by law for the purposes of this act. Such portions of the fund as are not required for immediate disbursement to carry out the provisions of this act may be invested and reinvested in the manner provided for by law in the trust funds in the State Treasury.

C. 52:14E-7 Meetings of council; concurrence of members.

7. The council shall meet at such times as may be necessary to fulfill the requirements set forth in this act, except that the Governor may at any time by issuing a declaration of an emergency convene the council. The concurrence of four members of the council shall be necessary to the validity of all acts of the council.

C. 52:14E-8 Council's powers and duties.

8. The council shall be authorized to perform the following functions and exercise the following powers:

a. Review, evaluate and recommend to the Legislature any necessary changes in any existing compact between this State and the

Federal Government or between this State and any other state created for the purposes set forth in this act or develop such compacts where they do not exist.

b. Review, evaluate and periodically recommend changes in existing emergency master plans.

c. Encourage and coordinate comprehensive services available through private organizations and intercommunity cooperations.

d. Authorize expenditures from the fund upon approval of the Governor to provide emergency relief deemed appropriate by the council or to reimburse municipalities for damages or excessive costs sustained as a result of an emergency.

e. Utilize the manpower facilities and materials of the various State departments for the purposes of this act.

C. 52:14E-9 Payments out of fund.

9. Payments out of the fund shall be made by the State Treasurer, upon certification by the council and warrant of the Director of the Division of Budget and Accounting.

C. 52:14E-10 Provisions of act deemed additional and supplemental.

10. The provisions of this act shall be deemed to be additional and supplemental to any existing authority to provide emergency relief and shall not be deemed to be in derogation of any such existing authority.

Repealer.

11. P. L. 1969, c. 94 (C. 40:47A–1 et seq.) is repealed.

12. The unexpended portion of the appropriation heretofore made in P. L. 1969, c. 94, is hereby appropriated for the purposes of this act.

13. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 134

AN ACT authorizing municipalities to undertake, develop, construct, operate and finance, as local improvements, pedestrian malls, and supplementing chapter 56 of Title 40 of the Revised Statutes.

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

C. 40:56-65 Legislature's findings.

1. a. The Legislature finds: (1) increases in population and automobile usage have created conditions of traffic congestion in business districts of New Jersey municipalities; (2) such conditions constitute a hazard to the safety of pedestrians and impede the movement of police and fire equipment, ambulances and like emergency vehicles; (3) streets in such districts that now accommodate both sidewalks and vehicular rights-of-way cannot be further widened without taking valuable buildings and improvements, thereby substantially impairing the primary function of such streets, that of being primarily pedestrian facilities, and impairing municipal ratables, the primary source of tax revenue; and (4) limitation on the use of such streets by private vehicles may be found by the governing body of any such municipality to be in the public interest of the municipality and State, to be of benefit to adjoining properties and to be essential to the effective use of such streets for street purposes.

b. It is the public policy of the State of New Jersey to permit the governing body of any municipality to protect the public welfare and health and the interests of the public in the safe and effective movement of persons and to preserve and enhance the function and appearance of the business districts of such municipalities by the adoption of pedestrian mall ordinances as in this act authorized.

C. 40:56-66 Definitions.

2. As used in this act, "pedestrian mall" or "pedestrian mall improvement" means any local improvement designed to be used primarily for the movement, safety, convenience and enjoyment of pedestrians, whether or not a part of a street is set apart for roadway for emergency vehicles, transit vehicles and private vehicles or any of them and a pedestrian mall improvement shall include but not be limited to pedestrian thoroughfares, perimeter parking, public seating, park areas, outdoor cafes, shelters, trees, flower plantings, sculptures, newsstands, telephone booths, traffic signs, kiosks, fire hydrants, street lighting, ornamental signs, ornamental lights, trash receptables, display cases, marquees, awnings, canopies, overhead radiant heating fixtures, underground radiant heating pipes and devices, walls, bollards and chains and all such other fixtures, equipment, facilities and appurtenances which in the judgment of the governing body of a municipality will enhance the

movement, safety, convenience and enjoyment of pedestrians and benefit the municipality and adjoining properties.

C. 40:56-67 Development and maintenance of mall as local improvement.

3. In addition to the works enumerated in R. S. 40:56–1 any municipality may undertake development and maintenance of a pedestrian mall as a local improvement in accordance with this act and the provisions of chapter 56 of Title 40 of the Revised Statutes (R. S. 40:56–1 et seq.).

C. 40:56-68 Findings required for adoption of mall ordinance.

4. A pedestrian mall ordinance may be adopted if the governing body of any municipality finds: (1) a street or part thereof is not a part of any State highway, is located primarily in a business district, is improved to its maximum feasible width with regard to adjoining buildings and improvements, (2) reasonably convenient alternate routes to other parts of the municipality and State exist for private vehicles, (3) continued unlimited use of the street or part thereof by private vehicles may constitute a hazard to the health and safety of pedestrians, (4) abutting properties can reasonably and adequately be provided with emergency vehicular services and receive and deliver merchandise and materials from other streets and alleys or by provisions for limited use of the streets by emergency vehicles and carriers of such merchandise and materials, and (5) it is in the best interests of the municipality and the public and of benefit to adjacent properties to use such street primarily for pedestrian purposes, and that pedestrian use is determined to be the highest and best use of such street or part thereof.

C. 40:56-69 Contents and provisions of ordinance.

5. a. A pedestrian mall ordinance shall set forth the findings required by section 4, designate the streets or parts thereof to constitute a pedestrian mall, limit the use of the surface of such streets or parts thereof at all times or during such hours or days as the governing body shall determine to pedestrians and to such classes of emergency, public works, maintenance, service and utility transportation vehicles as are defined in the ordinance and prohibit the use of such streets or parts thereof by other vehicles, and such further provisions as in this act required.

b. The ordinance shall not limit vehicular use of an intersecting street crossing a pedestrian mall street or part thereof, and the ordinance shall so provide.

c. If the governing body shall further find that a pedestrian mall street or part thereof is served by a transit utility engaged in mass transportation of persons within the municipality by bus or street railway, and that continued use of such street or part thereof by such transit utility will be of benefit to the municipality and the public and to adjacent property, it shall permit such transit utility to use such street or part thereof for such purposes to the same extent and subject to the same obligations and restrictions as are applicable to such transit utility in the use of other streets of the municipality.

d. If any property abutting upon such street or part thereof does not, at the time such ordinance is adopted, have access to some other street or alley for delivery of or receiving merchandise and materials, the governing body shall provide in the ordinance for the issuance of a permit or permits to the owners or occupants of such property for the use of such street or part thereof for deliveries, or otherwise in the ordinance provide for deliveries, during such hours and days, which need not be ordinary business hours or days, as the governing body shall find to be reasonably adequate for such purpose and which will not interfere with the use of the street or part thereof by pedestrians and other authorized vehicles.

C. 40:56-70 Commencement of studies and development of preliminary plans and specifications.

6. The governing body of any municipality may by resolution authorize the commencement of studies and the development of preliminary plans and specifications relating to the creation and maintenance of a pedestrian mall facility including, whenever possible, estimates of construction and maintenance and costs and estimates of potential gross benefit assessment.

C. 40:56-71 Review of reports and recommendations; adoption of ordinance; mailing of proposed ordinance and notice of hearing.

7. Upon review of the reports and recommendations submitted, an ordinance may be adopted authorizing and directing the establishment and maintenance of a pedestrian mall facility. In addition to other requirements for the consideration and adoption of ordinances, at least 10 days prior to the date fixed for a public hearing thereon a copy of the proposed ordinance and notice of the date, time and place of the hearing shall be mailed to the owners and tenants of the lots or parcels of land abutting or directly affected by any proposed pedestrian mall proposed by the ordinance.

C. 40:56-72 Costs of development, construction and acquisition of mall.

8. A pedestrian mall ordinance may provide that all costs of development, construction and acquisition relating to the creation of a pedestrian mall shall be financed and assessed to properties especially benefited thereby as provided generally by N. J. S. 40:56–1 et seq. and the ordinance shall list and describe, by lot and block numbers and by street address, all properties to be assessed for such improvement.

C. 40:56-73 Annual costs of maintenance services.

9. If the governing body determines that the improvement will involve annual costs in addition to the initial cost of constructing and making the improvement, and that such annual costs relate to maintenance services peculiar to the mall facility and distinguished from maintenance services normally provided by the municipality outside of the mall facility, and will provide benefits primarily to adjacent, surrounding or neighboring property, rather than to the municipality as a whole, the ordinance may provide that the improvement and facilities thereof shall be operated and maintained pursuant to the provisions of this act and the costs thereof assessed or taxed to benefited properties pursuant to the provisions of section 16 of this act. At any time after a pedestrian mall ordinance has been adopted or lands have been acquired or improved for a pedestrian mall, the governing body may upon such determination provide, by separate ordinance or by amendment to a pedestrian mall ordinance, that the improvement and facilities thereof shall be so operated and maintained and the costs so taxed and assessed to benefited properties. In any such case, such ordinance shall describe the properties to be assessed or taxed for such annual costs, which area may be given the name "(name of Pedestrian Mall) Improvement District."

C. 40:56-74 Construction of mall.

10. Notwithstanding any contrary provision of law, ordinance, code or regulation governing standards and specifications for street and sidewalk construction, a pedestrian mall may be constructed of concrete, bricks, asphalt tiles, blocks, granite or such other materials and such combinations of materials as the governing body of a municipality shall approve, and the governing body of a municipality may in its discretion narrow any roadway to be kept and maintained in connection with any pedestrian mall, may cause any street vaults to be reconstructed or removed, may construct crosswalks at any point within a block as well as at the ends of blocks, and may cause the roadway to curve and meander within

the limits of the street regardless of the uniformity of width of the street or curve or absence of curve in the center line of such street to enhance the usefulness and appearance of a pedestrian mall.

C. 40:56-75 Retention of certain rights and powers by municipality.

11. Notwithstanding the improvement of any street as a pedestrian mall, the municipality and its governing body shall retain its police powers and other rights and powers relating to the street or part thereof constituting the pedestrian mall, and no such action shall be interpreted or construed to be a vacation, in whole or in part, of any municipal street or part thereof, it being intended that the establishment of a pedestrian mall pursuant to this act is a matter of a regulation only. This act shall not prevent the governing body of any municipality, at any time subsequent to the adoption of a pedestrian mall ordinance, by ordinance, from abandoning the operation of the pedestrian mall, changing the extent of the pedestrian mall, supplementing or amending the description of the district to be specially assessed or taxed for annual costs of the pedestrian mall, or changing or repealing any limitations on the use of the pedestrian mall by private vehicles or any plan, rules or regulations adopted for the operation of a pedestrian mall.

C. 40:56-76 Condemnation proceedings authorized.

12. Condemnation proceedings incidental to the development or maintenance of a pedestrian mall are authorized and shall be taken in accordance with the provisions of chapter 56 of Title 40 of the Revised Statutes (N. J. S. 40:56–1 et seq.). All procedures incidental to the development and maintenance of a pedestrian mall pursuant to this act including financing land acquisition and legal challenges and appeals not specifically prescribed hereunder shall be taken in accordance with other applicable provisions of said chapter 56 of Title 40.

C. 40:56-77 Use, control and regulation of mall.

13. a. Any pedestrian mall created pursuant to this act above, may be used, under the direction of the governing body, for any purpose or activity which will enhance the movement, safety, convenience or enjoyment of pedestrians, including seating, display and sale of merchandise, exhibiting, advertising, public events, and any other use or activity which in the judgment of the governing body will enhance the movement, safety, convenience or enjoyment of pedestrians and any other use or activity permitted by any applicable pedestrian mall ordinance or other applicable law, ordinance or power.

b. Upon adoption of a pedestrian mall ordinance, the governing body may, from time to time, provide for the control and regulation of:

(1) The distribution and location of movable furniture, sculpture or pedestrian traffic control devices, landscaping and other facilities belonging to the pedestrian mall and not otherwise located or fixed by the plans and specifications;

(2) The uses to be permitted on the mall by occupants of abutting property, any transit or telephone utility, concessionaires, vendors and others to serve the convenience and enjoyment of pedestrians and the location of such uses;

(3) The issuance of permits to conduct any special activity consistent with the broad purposes of the pedestrian mall;

(4) The operation of any lighting, heating or other facilities in the mall, replacing landscaping and maintaining the furniture and facilities in the mall.

C. 40:56-78 Furniture, structure or facility not deemed nuisance.

14. Any movable furniture, structure, facility or appurtenance or activity located or permitted in connection with a pedestrian mall improvement shall not, by reason of such location or use, be deemed a nuisance or unlawful obstruction or condition notwithstanding any rule or regulation of principle of negligence law pertaining to the use of public streets and highways, and neither the municipality nor any user acting under permit shall be liable for any injury to person or property unless such furniture, structure, facility or use shall be negligently constructed, maintained or operated.

C. 40:56-79 Advisory board; creation, appointment, membership, duties.

15. The mayor or other chief executive officer of the municipality may create and appoint an advisory board, consisting of seven or more persons, at least a majority of whom shall be owners or occupants of properties adjoining a pedestrian mall or their representatives, to advise the governing body in connection with the acquisition, construction and improvement of a pedestrian mall, the making of a plan therefor and the operation and maintenance thereof and to meet and furnish recommendations or comments and requests of members of the public and of owners and occupants of adjoining property.

C. 40:56-80 Annual estimate of cost of operating, maintaining and improving mall.

16. a. Concurrently with the submission of a plan for a pedestrian mall improvement, and annually thereafter, the mayor or other chief executive officer of the municipality shall, with the assistance

of the advisory board, if any, report to the governing body an estimate of the cost of operating and maintaining and annually improving the pedestrian mall for the next fiscal year to be incurred under the plan, and an estimate of changes in the amounts of such costs which would follow upon the adoption of any addition or amendment to the plan recommended to or under consideration by the governing body. Such estimate shall be reasonably itemized and shall include a summary of the categories of cost properly chargeable as follows:

(1) The amount of such costs to be charged against the general funds of the municipality, which shall be that amount which the municipality would pay from its general funds for street maintenance and operations on a street of similar size and location but not improved as a pedestrian mall;

(2) The amount of costs to be charged and assessed against properties benefited in the district in proportion to benefits which shall be the aggregate of costs of annual improvements to be made in the district during the ensuing year;

(3) The amount of costs, if any, to be specially taxed against properties in the district.

b. The governing body shall receive and consider such estimate and the items of cost after such notice and hearing before it or its appropriate committee as it shall deem necessary or expedient, and shall approve the same, with such amendments thereto as it shall find necessary, and the amounts of each item of cost estimated shall be deemed appropriated and expendable to operate and maintain the pedestrian mall during the ensuing fiscal year.

c. Each year, when the governing body shall have acted on the estimate of costs for the ensuing year, the municipal assessor, shall prepare an assessment roll setting forth separately the amounts to be specially assessed against the benefited and assessable properties in the district as recorded and listed in connection with the procedures prescribed by this act for the adoption of the pedestrian mall ordinance in proportion to the benefits. Descriptions of such properties, and the names of the then current owners of such properties, so far as names are available, shall be included in each annual assessment roll. The assessment roll, when so prepared, shall be filed in the office of the municipal clerk and be there available for inspection. The governing body shall annually meet to consider objections to the amounts of such special assessments at least 10 days after a notice of hearing has been published once in the official newspaper and mailed to the named owners of all tracts,

parcels and lots of property proposed to be assessed. The notice shall set forth the time and place of meeting, and set forth the purpose of such meeting, but may refer to the assessment roll for further particulars. When the governing body shall have approved the amounts of the special assessments set forth therein, or as may be changed by it, the municipal clerk shall forthwith certify a copy of the assessment roll, with such changes, if any, to the county tax board.

d. For the purposes of this section "annual improvements" shall, with respect to pedestrian malls, mean and include any reconstruction, replacement or repair of trees and plantings, furniture, shelters and other facilities of a pedestrian mall, furnishing overhead or underground heating for snow removal or for enjoyment of pedestrians, and any other local improvement which benefits properties within the districts. For the purpose of this act, "costs" shall, with respect to annual improvements to and operation and maintenance of pedestrian malls, mean costs of annual improvements; fees of consultants employed by the governing body to assist in the planning of annual improvements; and all other costs incurred or to be incurred in connection with annual improvements to and operation and maintenance of pedestrian malls.

e. Moneys appropriated and collected on account of annual improvement costs, and costs of operating and maintaining a pedestrian mall shall be credited to a special account. The governing body is authorized to incur the annual costs of improving, operating and maintaining a pedestrian mall during any fiscal year, though not specifically provided for by line item or other category in an approved estimate for such fiscal year, if in its discretion it shall be deemed necessary to provide for such annual improvements or operation or maintenance prior to the succeeding fiscal year and so long as the total amount of the account as approved for that year is not exceeded by that expenditure. Any balances to the credit of the account established for a pedestrian mall and remaining unexpended at the end of the fiscal year shall be conserved and applied towards the financial requirements of the succeeding year.

C. 40:56-81 Powers granted in addition to other powers.

17. The powers herewith granted are in addition to all powers under existing laws and municipality charters.

C. 40:56-82 Severability.

18. If any provision of this act or the application thereof to any person or circumstance is held invalid, such holding shall not affect

other provisions or applications of the act and to this end the provisions of this act are severable.

19. This act shall take effect immediately.

Approved August 17, 1972

CHAPTER 135

AN ACT concerning education and amending N. J. S. 18A:72–10.

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

1. N. J. S. 18A:72–10 is amended to read as follows:

Powers of authority.

18A:72–10. Powers of authority. The authority shall have the following powers:

(1) To make loans to persons or to assist in the placing of loans to persons, who are residents of this State, and who are attending and are in good standing in, or who plan to attend, any qualified institution of collegiate grade, located in this State or elsewhere, which is approved by any regional accrediting association recognized by the national commission on accrediting, or approved by the Board of Higher Education, any qualified post-secondary nondegree institution of higher education, located in this State or elsewhere, or any other eligible institution, in order to assist them in meeting their expenses of higher education, and to guarantee such loans upon such terms and conditions as the authority may prescribe, in an amount for any academic year or in total as may be authorized by the New Jersey Higher Education Assistance Authority and approved by the Board of Higher Education; provided, however, that such amounts may not exceed in any given year or in total amount that which is guaranteed by the Federal Government.

For the purposes of this section, a qualified institution of collegiate grade shall be deemed to include a school of professional nursing accredited or approved by the New Jersey Board of Nursing, and a qualified post-secondary nondegree institution of higher education located outside the State shall mean and include any such institution offering courses in one or more of the fields

enumerated, and meet the admission standards set forth in N. J. S. 18A:72–2.

(2) To adopt rules not inconsistent with law governing the application for and the guarantee of loans made by the authority and governing any other matters related to its activities.

(3) To buy and sell approved notes evidencing loans made under this chapter, and to buy and sell participations in approved notes made pursuant to this chapter.

(4) From time to time to issue its negotiable bonds and bond anticipation notes for the purpose of providing funds (a) to make loans in accordance with the provisions of subsection (1) of this section; (b) to purchase from lenders approved notes or participations in approved notes as provided by law; and (c) for the refunding of outstanding bonds.

(5) To perform any other acts which may be deemed necessary or appropriate to carry out the objects and purposes of this chapter.

2. This act shall take effect immediately.

Approved August 17, 1972.

CHAPTER 136

AN ACT concerning municipal appropriations for fire protection in certain cases amending N. J. S. 40A:14–34 and 40A:14–35.

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

1. N. J. S. 40A:14–34 is amended to read as follows:

Municipality may appropriate moneys for equipment to boards of fire commissioners of five districts and volunteer fire companies.

40A:14–34. The governing body of any municipality may raise and appropriate funds to be granted to the boards of fire commissioners of any fire district or volunteer fire companies located therein, up to a total appropriation of $30,000.00 annually. In any municipality in which there are more than three such boards or companies, or both, the governing body may raise and appropriate an additional $10,000.00 annually for each such additional board or company. Any such board or company shall use not less than 50% of the funds received pursuant to this section for the purchase

of fire equipment, materials and supplies. All funds appropriated under this section shall be accounted for to the governing body annually.

Any municipality may appropriate such additional sums as it may deem necessary for the purchase of fire equipment, supplies and materials for use by fire companies or boards, the title to which shall remain with the municipality, provided that the funds shall be controlled and disbursed by the municipality.

2. N. J. S. 40A:14–35 is amended to read as follows:

Appropriation of money to aid fire companies in adjoining municipalities; nonliability for damages.

40A:14–35. The governing body of a municipality may appropriate such sums of money as shall be deemed necessary to aid a municipal paid or part-paid fire department and force in an adjoining municipality, or annually appropriate a sum of money not exceeding $10,000.00, to aid a board of fire commissioners in a fire district or an independent or a volunteer fire company in an adjoining municipality if such department and force, or fire district or company own and maintain their own apparatus and equipment and habitually respond to fires in the first named municipality.

In any instance wherein any of the members of such a fire department and force, fire district or fire company are either answering or returning from a call for the purpose of aiding an adjoining municipality they shall not be liable for personal injuries or property damages caused by them in rendering such aid.

3. This act shall take effect immediately.

Approved August 29, 1972.

CHAPTER 137

AN ACT concerning the destruction of certain cancelled securities as herein defined.

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

C. 49:4-1 Definitions.

1. As used in this act:

a. "Security" and "securities" includes (1) bonds, debentures, notes and all other instruments and writings, however designated,

evidencing an obligation to pay money; (2) interest coupons pertaining to the foregoing; (3) evidences of stockholder's equities, including but not limited to, stock certificates, rights, and warrants; (4) every instrument which is subject to the provisions of chapter 8, Investment Securities, of Title 12A of the New Jersey Statutes (The Uniform Commercial Code); and (5) every other type of instrument, however designated, the destruction of which is required by statute, contract or other writing to be effected after their cancellation;

b. "Governing instrument" includes statutes of this State, ordinances, resolutions, notes, mortgages, debentures, trust indentures and all other writings pursuant to which securities are issued.

C. 49:4-2 Destruction by shredding.

2. Whenever any governing instrument requires the destruction by cremation or incineration of any cancelled security, such destruction may, in lieu of such cremation or incineration, be effected by shredding notwithstanding the express provisions of such governing instrument.

3. This act shall take effect immediately, and shall apply to all securities heretofore and hereafter issued.

Approved August 30, 1972.

CHAPTER 138

AN ACT to amend the title of "An act concerning the incorporation of certain Evangelical Lutheran Synods," approved April 27, 1950 (P. L. 1950, c. 84), so that the same shall read "An act concerning the incorporation of certain Lutheran Synods or Districts," and amending 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 P. L. 1950, c. 84 is amended to read as follows: An act concerning the incorporation of certain Lutheran Synods or Districts.

2. Section 1 of P. L. 1950, c. 84 (C. 16:5–4) is amended to read as follows:

C. 16:5-4 Lutheran Synod; formation.

1. Any general organization for this State formed by ordained ministers and congregations of the Lutheran Church, at a convention, conference or meeting, held within or without this State, attended by said ordained ministers and accredited delegates or representatives of such congregations, and in which organization all the congregations of that denomination, holding and confessing the doctrine of the Unaltered Augsburg Confession, are, or are entitled to be, represented at such convention, conference or meeting, may, by resolution, form a Lutheran Synod or District and any such synod or district may be incorporated in the manner provided in this act.

3. Section 4 of P. L. 1950, c. 84 (C. 16:5–7) is amended to read as follows:

C. 16:5-7 Contents of certificate.

4. Any such certificate shall set forth:

(a) The name or title of such corporation, which shall include the word "Lutheran" as part thereof and may include the name "Lutheran Synod of New Jersey" or any other name, and may include other words or initials to identify such corporation;

(b) The names and addresses of the trustees constituting the first board of trustees of the corporation;

(c) The object of the corporation;

(d) The location of the corporation's principal office or of its customary activities and, if so desired, the place of its annual convention, conference or meeting;

(e) Such other provisions as may be determined upon at the said convention, conference or meeting as may be proper to carry out the object of the corporation and which are not inconsistent with the general laws of this State relating to religious corporations nor with the doctrines held and confessed by the said Lutheran churches.

4. Section 10 of P. L. 1950, c. 84 (C. 16:5–13) is amended to read as follows:

C. 16:5-13 Strife and division in congregation; settlement; title and disposition of property.

10. Any such corporation, by its constitution or other agreement with its constituent and affiliated congregations, may provide for the settlement and determination of strife and division in any con-

gregation which is a member of or is affiliated with said corporation, and in case of any such strife and division, such settlement and determination shall provide for a continuation in possession and title of all the property of the congregation represented by that part of the congregation's membership which continues in unity with the said synod or district and its faith, whether such part of the said membership constitutes a majority or a minority of its total membership. In similar manner, the said corporation may provide for the acquisition by the corporation of all of the real and personal property of any constituent or affiliated congregation which shall be dissolved by voluntary or involuntary action or which shall become inactive or extinct. In the event of any such acquisition, the Lutheran Synod or District incorporated under this act may manage, use, sell, convey, mortgage or otherwise dispose of all such real and personal property so acquired for the uses and purposes of the said corporation. Any sale, conveyance or other disposition of any such property so acquired shall be sufficient and as effectual as if made by the former congregation or its proper trustees, officers, agents or legal representatives, and shall vest in the grantee, vendee, purchaser, or person acquiring an interest therein, all the right, title and interest in and to such property theretofore vested in the said congregation, or in its trustees, officers, agents or legal representatives.

5. This act shall take effect immediately.

Approved August 30, 1972.

CHAPTER 139

AN ACT concerning witnesses at Civil Service hearings and repealing R. S. 11:1–14.

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

Repealer.

1. Section 11:1–14 of the Revised Statutes is repealed.

2. This act shall take effect immediately.

Approved August 30, 1972.

CHAPTER 140

AN ACT concerning railroads, and amending N. J. S. 2A:170–59.

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

1. N. J. S. 2A:170–59 is amended to read as follows:

Trespassing upon railroad premises or cars; placing refuse or debris upon lands or premises.

2A:170–59. Any person who shall willfully enter into, intrude or otherwise trespass upon, the lands or premises of a railroad, or who shall willfully throw, drop or otherwise place any automobile, household appliance, furniture, junk, trash, garbage, refuse or debris of any nature upon said lands or premises, or who shall willfully enter into or intrude upon a locomotive or railroad car, without invitation express or implied of the railroad, is a disorderly person. This act shall not be interpreted to interfere with lawful activities in connection with a labor dispute.

2. This act shall take effect immediately.

Approved August 30, 1972.

CHAPTER 141

AN ACT to authorize the borough of Waldwick in the county of Bergen to make permanent the appointment of Eugene F. Smith to the police department of the borough of Waldwick.

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

Private act.

1. Pursuant to the provisions of P. L. 1948, c. 199 (C. 1:6–10 et seq.), under which a petition for a special law has been filed with the Legislature, the borough of Waldwick in the county of Bergen is authorized to make permanent the appointment of Eugene F. Smith to the police department of the borough of Waldwick notwithstanding his age is greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–127, and that he

does not satisfy the minimum educational requirements pursuant to the rules and regulations of the Civil Service Commission.

2. The board of trustees of the Police and Firemen's Retirement System of New Jersey shall accept as a member of the retirement system any policeman, otherwise eligible for membership, appointed pursuant to this act provided there is paid into the retirement system, in such manner as the board shall prescribe, the contribution deemed due and payable from the date of original appointment.

3. This act shall take effect upon due adoption of an ordinance of the borough of Waldwick for the purpose of adopting same.

Approved August 30, 1972.

CHAPTER 142

AN ACT concerning disorderly persons, and amending N. J. S. 2A:170–38.

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

1. N. J. S. 2A:170–38 is amended to read as follows:

Unlawful taking of means of conveyance.

2A:170–38. Any person who unlawfully takes or uses any means of conveyance, or is an accessory thereto, is a disorderly person.

As used in this section "means of conveyance" includes but is not limited to motor vehicles, motorcycles, motorbikes, bicycles, boats, vessels, surfboards, rafts, skimobiles, airplanes, trains, trams and trailers.

2. This act shall take effect immediately.

Approved August 31, 1972.

CHAPTER 143

AN ACT concerning 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:*

C. 2A:170-25.17 Discarding disposable or reusable hypodermic needle or syringe prior to destruction; penalty.

1. No person shall discard or abandon in any public or private place accessible to any other person, whether or not the other person may be a trespasser, any disposable or reusable hypodermic needle or syringe, without first destroying the needle or syringe; nor shall any owner, lessee or other person in control of premises accessible to any other person, whether or not the other person may be a trespasser, knowingly permit discarded or abandoned hypodermic needles or syringes to remain on said premises in an intact condition.

For purposes of this act, a hypodermic needle or syringe shall be deemed destroyed only if the needle is broken from the hub, in the case of a needle, and the nipple of the barrel is broken from the barrel and the plunger is broken, or the plunger and barrel are melted by autoclaving, in the case of a syringe.

Any person who violates the provisions of this act is a disorderly person and shall be punished by a fine not exceeding $500.00 or by imprisonment for not more than 5 days, or both.

2. This act shall take effect immediately.

Approved August 31, 1972.

CHAPTER 144

AN ACT to amend "An act concerning the registration of certain motor vehicles in the State, and supplementing chapter 3, Title 39, of the Revised Statutes," approved April 12, 1948 (P. L. 1948, c. 28).

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

1. Section 1 of P. L. 1948, c. 28 (C. 39:3–27.1) is amended to read as follows:

C. 39:3-27.1 Free registration of vehicles owned by resident disabled veterans furnished automobiles under federal law.

1. No fee shall be charged for the registration, in any year or years, of one motor vehicle of passenger type, which is not to be used for hire, owned by any resident of the State of New Jersey, individually or jointly with a spouse;

(1) who is eligible for compensation pursuant to R. S. 38:18–1, 38:18–2 and 38:18–3 or,

(2) who has qualified or shall qualify under the provisions of Public Law 663—79th Congress of the United States of America (August 8, 1946) or of Public Law 187—82nd Congress of the United States of America (October 20, 1951) or who is a veteran of World War I with service-connected disabilities of the kind set forth in said Public Laws, and who is the holder of a current driver's license issued by this State, if such motor vehicle is equipped with such special attachments and devices as the Director of the Division of Motor Vehicles in the Department of Law and Public Safety may deem necessary to provide for the safe operation thereof by such person.

2. This act shall take effect immediately.

Approved August 31, 1972.

CHAPTER 145

A SUPPLEMENT to the "State Public Sanitary Sewerage Facilities Assistance Act of 1965," approved July 1, 1965 (P. L. 1965, c. 121).

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

C. 26:2E-8.1 Annual interest and debt service costs for certain collector systems.

1. Whenever any local governmental unit, pursuant to an order of the Department of Environmental Protection and in compliance therewith, has completed installation of a sanitary sewerage collector system and issued bonds or bond anticipation notes to finance such system, and such system is inoperable because the sewerage authority charged with the duty of providing an interceptor system has not yet so provided and therefore no interceptor system is ready to receive the effluent from such municipal collector system through no fault of the local governmental unit, the State shall reimburse such governmental unit for annual interest and debt service costs for the collector system. Such payments shall be made for such period that the collector system remains inoperative and should the system become operable for any portion of a year, payment shall be made for the entire year.

C. 26:2E-8.2 Procedures for applying for grants; rules and regulations.

2. The Commissioner of the Department of Environmental Protection shall prescribe the procedures for applying for the grants authorized by this act and may adopt such rules and regulations as may be necessary to implement the provisions of this act and to carry out its purpose.

3. There is hereby appropriated to the Department of Environmental Protection the sum of $225,000.00 or so much thereof as may be necessary to carry out the purposes of this act.

4. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 146

AN ACT to amend the "Farmland Assessment Act of 1964," approved May 11, 1964 (P. L. 1964, c. 48) and section 1 of P. L. 1968, c. 455, supplemental thereto.

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

1. Section 13 of P. L. 1964, c. 48 (C. 54:4–23.13) is amended to read as follows:

C. 54:4-23.13 Eligibility for valuation, assessment and taxation under act; application by owner; change in use; added assessments.

13. Eligibility of land for valuation, assessment and taxation under this act shall be determined for each tax year separately. Application shall be submitted by the owner to the assessor of the taxing district in which such land is situated on or before August 1 of the year immediately preceding the tax year for which such valuation, assessment and taxation are sought. An application once filed with the assessor for the ensuing tax year may not be withdrawn by the applicant after August 1 of the pretax year.

If a change in use of the land occurs between August 1 and December 31 of the pretax year, either the assessor or the county board of taxation shall deny or nullify such application and, after examination and inquiry, shall determine the full and fair value of said land under the valuation standard applicable to other land in the taxing district and shall assess the same, accord-

ing to such value. If, notwithstanding such change of use, the land is valued, assessed and taxed under the provisions of this act in the ensuing year, the assessor shall enter an assessment, as an added assessment against such land, in the "Added Assessment List" for the particular year involved in the manner prescribed in chapter 397 of the laws of 1941. The amount of the added assessment shall be in an amount equal to the difference, if any, between the assessment imposed under this act and the assessment which would have been imposed had the land been valued and assessed as other land in the taxing district. The enforcement and collection of additional taxes resulting from any additional assessment so imposed shall be as provided by said chapter. The additional assessment imposed under this section shall not affect the roll-back taxes, if any, under section 8 of this act.

2. Section 1 of P. L. 1968, c. 455 (C. 54:4–23.13a) is amended to read as follows:

C. 54:4-23.13a Revaluation program; inclusion in assessments; applications for lands devoted to agricultural or horticultural use.

1. In any municipality in which a program of revaluation of all property in the municipality has been or shall be undertaken and completed in time to be reflected in the assessments for the next succeeding tax year but not in sufficient time to permit taxpayers to make applications prior to August 1 of the pretax year for the valuation, assessment and taxation of their lands for the ensuing tax year on the basis of being actively devoted to agricultural or horticultural use, any such application which has been or shall be filed with the assessor after August 1, and prior to December 31 of the pretax year, shall be deemed to have been timely made for the tax year next succeeding completion of the revaluation program, notwithstanding any provision to the contrary of the act to which this act is a supplement or of any other law, and the taxes of any applicant whose lands qualify for valuation, assessment and taxation as lands actively devoted to agricultural or horticultural use shall be adjusted accordingly for the tax year commencing January 1 next succeeding completion of the revaluation program and credited or debited, as the case may be, against any taxes due or to become due on such lands.

3. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 147

AN ACT concerning commissions payable to certain fiduciaries, and amending N. J. S. 3A:10–2.

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

1. N. J. S. 3A:10–2 is amended to read as follows:

Computation of commissions; rates.

3A:10–2. a. On the settlement of accounts of fiduciaries acting in any capacity referred to in section 3A:10–1 of this Title, their commissions over and above their actual expenses shall be computed upon the following rates:

(1) On all income that comes into their hands, 6% without court allowance. For the purposes of this section, income which is withheld from payment to any such fiduciary pursuant to any law of this State, or of the United States, or any other State, country or sovereignty, or of any political subdivision or governmental unit of any of the foregoing, requiring such withholding for income tax or other tax purposes, shall be deemed to be income which comes into the hands of such fiduciary, and shall be subject to income commissions as provided in this section in the same manner as if actually received by such fiduciary.

(2) If there is but one fiduciary, 5% on all corpus that comes into the fiduciary's hands in cases where corpus receipts do not exceed $100,000.00, and in cases where corpus receipts exceed $100,000.00, 5% on the first $100,000.00 of corpus, and, on the excess over $100,000.00 of corpus, such percentage, not in excess of 5%, as the court may determine on the intermediate or final settlement of the fiduciary's accounts, according to actual services rendered.

(3) If there are two or more fiduciaries, their commissions on corpus shall be the same as herein provided in the case of one fiduciary, and, in addition thereto, the court may allow corpus commissions in excess of the commissions to which one fiduciary would be entitled under this section, at a rate not exceeding 1% of all corpus for each additional fiduciary. In any case in which the administration of the fiduciary or fiduciaries has extended or extends beyond a period of 25 years, corpus commissions for such

additional years shall be allowed at a rate not exceeding ⅕ of 1% per annum, irrespective of the number of fiduciaries.

b. The court may, on an intermediate or the final settlement of the fiduciary's accounts, allow corpus commissions in addition to those provided by this section, on a showing that unusual or extraordinary services have been rendered by the fiduciary for which the fiduciary should receive extra compensation.

c. Fiduciaries may annually, without court allowance, take sums as follows on account of corpus commissions: if there is but one fiduciary, the amount so taken may equal ⅕ of 1% of the first $100,000.00 of corpus and 1/10 of 1% of the value of the corpus in excess of $100,000.00, or $1,100.00, whichever is less; and, if there are two or more fiduciaries, the amount so taken may equal the commissions which may be taken pursuant to this subsection when there is but one fiduciary, plus ⅕ of such commissions for each fiduciary more than one. In computing the amount of commissions which may be taken annually pursuant to this subsection, the value of any item of corpus at the time when such item came into the hands of the fiducairy or fiduciaries, herein in this section referred to as the "presumptive value" of such item, may be used as the value of such item, or, at the option of the fiduciary, the value of such item at the end of the period for which such commissions are taken may be used. The failure of a fiduciary or fiduciaries to take commissions in any year as provided in this subsection shall not constitute a waiver of the right of such fiduciary or fiduciaries to take in a subsequent year the commissions not taken for such year. Commissions taken as provided in this subsection shall be subject to review on intermediate and final accountings, and to the extent that aggregate commissions so taken exceed the commissions allowable under paragraphs (2) and (3) of subsection a. of this section, they shall be disallowed.

d. In the event of a dispute as to the value of corpus on the settlement of the account of a fiduciary or fiduciaries, the burden of proving that the value of any item of corpus differs from the presumptive value of such item shall be upon such fiduciary or fiduciaries or other party claiming such difference.

2. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 148

AN ACT providing for the establishment of uniform standards of construction for mobile homes.

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

C. 52:27D-25.1 Short title.

1. This act shall be known and may be cited as "The Uniform Standards Code for Mobile Homes Act."

C. 52:27D-25.2 Definitions.

2. When used in this act:

a. The term "code" shall mean a mobile home construction code designed to protect the health and safety of the public against dangers inherent in the use of substandard design and construction and unsafe plumbing, electrical and heating systems, which code shall be reasonably consistent with the Standards Code promulgated by the American National Standards Institute and identified as ANSI A119.1, including all revisions thereof in effect at the time of the passage of this act. A copy of said code, as modified, amended or revised shall be on file with the department.

b. The term "dealer" shall mean any person, other than a manufacturer, who sells three or more mobile homes in any consecutive 12-month period.

c. The term "department" shall mean the Department of Community Affairs.

d. The term "manufacturer" shall mean any person who manufactures mobile homes.

e. The term "mobile home" shall mean a home, excluding travel trailers, which is a movable or portable unit, designed and constructed to be towed on its own chassis (comprised of frame and wheels), and designed to be connected to utilities for year-round occupancy. The term shall include:

(1) Units containing parts that may be folded, collapsed or telescoped when being towed and that may be expanded to provide additional cubic capacity; and

(2) Units composed of two or more separately towable components designed to be joined into one integral unit capable of being again separated into the components for repeated towing.

f. The term ''person'' shall mean a person, partnership, corporation or other legal entity.

g. The term ''seal'' shall mean a device or insignia issued by the department to be displayed on the exterior of the mobile home, to evidence compliance with the code.

h. The term ''travel trailer'' shall mean a vehicular portable structure built on a chassis designed to be used as a temporary dwelling for travel, recreational and vacation uses, permanently identified ''travel trailer'' by the manufacturer of the trailer and, when factory equipped for the road, having a body width not exceeding 8 feet and a body length not exceeding 32 feet.

C. 52:27D-25.3 Sale of mobile home without seal; alterations; penalty.

3. Any person who sells or offers for sale to anyone within this State any mobile home manufactured after the effective date of this act which does not bear a seal by the department and a certification by the manufacturer or dealer, that the mobile home complies with the code, or makes any alteration of such seal or any alteration of any mobile home to which a seal has been affixed if such alteration causes the mobile home to be in violation of the code, shall be guilty of a misdemeanor.

C. 52:27D-25.4 Issuance of seals.

4. The department shall issue seals to any manufacturer or dealer upon application supported by affidavit or such other evidence which the department shall deem necessary to satisfy itself that the seals shall be affixed only to mobile homes which comply with the code.

C. 52:27D-25.5 Reciprocity list of states which have standards code for mobile homes.

5. If any other state has a standards code for mobile homes at least equal to the code established by this act and the department determines that such standards are being enforced by such other state, the department shall place such other state upon a reciprocity list, which list shall be available to any interested person. Thereafter, any mobile home which bears the seal of any state which has been placed on the reciprocity list, or which bears a seal approved by such state as sufficient evidence of compliance, shall not be required to affix the seal of this State prescribed by section 3 of this act.

C. 52:27D-25.6 Compliance with code.

6. Once a mobile home evidences compliance with the code, no political subdivision of this State shall require such mobile home to

comply with any other building, plumbing, heating or electrical code or any standards other than the code established by this act.

C. 52:27D-25.7 Administration and enforcement of act.

7. a. The department is hereby charged with the administration and enforcement of this act. The department is authorized, in accordance with P. L. 1968, c. 410 (C. 52:14B–1 et seq.), to:

(1) Promulgate such reasonable rules and regulations and fix such fees as may be necessary to administer and enforce this act; and

(2) Adopt the code and any revisions thereof as may be necessary to protect the health and safety of the public against dangers inherent in the use of substandard design and construction and unsafe plumbing, electrical and heating systems.

b. The department is authorized to perform necessary inspection of manufacturing facilities and products to implement the provisions of this act.

c. The issuance of seals may be suspended as to any manufacturer who is found guilty under this act of manufacturing products that do not conform to the code and issuance of seals shall not be resumed until such manufacturer submits proof satisfactory to the department that the conditions which caused the violation of the code have been remedied.

d. Any person who interferes with, obstructs or hinders an authorized representative of the department in the performance of its duties under this act, shall be guilty of a misdemeanor.

C. 52:27D-25.8 Ownership of seal; removal.

8. The seal shall remain the property of the department, and may be removed by the department if placed upon a mobile home which is in violation of the code.

C. 52:27D-25.9 Partial invalidity.

9. If any provision of this act or the application thereof to any person or circumstance is held to be unconstitutional or invalid for any reason by any court of competent jurisdiction, the remainder of the act and the application of such provisions to other persons and circumstance shall not thereby be rendered invalid or unconstitutional or affected thereby but shall remain in full force and effect.

10. This act shall take effect 90 days after its enactment.

Approved September 7, 1972.

CHAPTER 149

AN ACT concerning certain appointments to the police department of certain cities of the first class.

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

1. Notwithstanding any provision of law relating to the qualifications required for appointment to any municipal police force, any person holding position or employment as a housing guard or housing patrolman with any city of the first class having a population in excess of 350,000 who was appointed to such position or employment after examination in accordance with the provisions of Title 11 (Civil Service) of the Revised Statutes and who (1) has served 1 or more years in said position or employment or (2) has had 1 or more years of service as a member of another law enforcement agency of the United States, or of this or any other state, or of a county or municipality of this or any other state, may be appointed by any such city to the regular police force of the city under the title of patrolman after adoption of an ordinance providing for such appointment, and shall be certified as such by the Civil Service Commission without further examination. Any such appointee shall be required to undergo the same training as is required of all other members of the municipal police force.

2. The board of trustees of the Police and Firemen's Retirement System shall accept as a member of the retirement system any policeman appointed to the regular municipal police force pursuant to this act, notwithstanding that his age was greater than the maximum age limit for appointment thereto set forth in N. J. S. 40A:14–127, provided there is paid into the retirement system, in such manner as the board of trustees shall prescribe, the contributions deemed due and payable. In any instance where a housing guard or housing patrolman is not eligible or cannot qualify for membership in the Police and Firemen's Retirement System, he shall be retained in the retirement system of which he is then a member, notwithstanding the provisions of P. L. 1944, c. 255, s. 3 (C. 43:16A–3).

3. This act shall remain in force and effect until January 1, 1973. No ordinance adopted pursuant to the authority conferred by the provisions of this act shall be of any force and effect after January 1, 1973. Further, no housing guard or housing patrolman shall be

appointed to the regular municipal police force under an ordinance adopted pursuant to this act on or after January 1, 1973.

4. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 150

AN ACT to relocate, fix and establish a portion of the boundary line between the borough of Roseland and the township of Livingston in the county of Essex.

WHEREAS, The governing bodies of the borough of Roseland and the township of Livingston in the county of Essex have determined, by resolution duly adopted by each governing body, that it is advisable and to the best interests of their respective municipalities that a portion of their common boundary line be relocated; and

WHEREAS, Both municipalities have requested the Legislature to enact a statute to relocate a portion of their common boundary line, as set forth and described in section 1 of this act; and

WHEREAS, A proper public notice of intention to apply for the passage of this act has been given by publication as required by law; now, therefore

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

Private act.

1. That a portion of the common boundary line between the borough of Roseland and the township of Livingston in the county of Essex be and the same is hereby relocated, fixed and established so that the following described line shall constitute such relocated boundary line:

Beginning at a point in the present boundary line between the borough of Roseland and the township of Livingston where the same intersects the old center line of Laurel avenue, a county highway, and running thence

(1) along said boundary line North 23 degrees 45 minutes 35 seconds West 18.81 feet to the relocated center line of said Laurel avenue; thence

(2) along said relocated center line of Laurel avenue South 65 degrees 31 minutes 21 seconds West 207.56 feet to a point of tangency at Station 23 + 18.90; thence

(3) still along the same on a curve to the left having a radius of 2,000 feet for an arc distance of 318.90 feet to the center line of New Jersey State Highway Route No. I-280 (known as the East-West Freeway) at Station 360 + 44.94; thence

(4) along the center line of said New Jersey State Highway Route No. I-280 North 44 degrees 58 minutes 39 seconds West 426.61 feet to a point of curve therein at Station 356 + 18.33; thence

(5) still along the same on a curve to the left having a radius of 13,400 feet for an arc distance of 120 feet to a point of compound curve therein at Station 354 + 98.33; thence

(6) still along the same on a curve to the left having a radius of 4,000 feet for an arc distance of 80 feet to another point of compound curve therein at Station 354 + 18.33; thence

(7) still along the same on a curve to the left having a radius of 3,000 feet for an arc distance of 2,051.45 feet to another point of compound curve therein at Station 333 + 66.88; thence

(8) still along the same on a curve to the left having a radius of 4,000 feet for an arc distance of 80 feet to another point of compound curve therein at Station 332 + 86.88; thence

(9) still along the same on a curve to the left having a radius of 13,400 feet for an arc distance of 120 feet to a point of tangency therein at Station 331 + 66.88; thence

(10) still along the same North 87 degrees 28 minutes 31 seconds West 244.14 feet; thence

(11) leaving said center line and running South 39 degrees 09 minutes 31 seconds West 55.94 feet to a corner marking the present boundary line between the borough of Roseland and the township of Livingston, and there to end.

The above description is in accordance with a certain map entitled, "Proposed Boundary Line Change Between Borough of Roseland and Township of Livingston, Essex County, New Jersey," dated July 1, 1971, prepared by N. N. Papandrea, Livingston Township Engineer, copies of which are on file in the office of the clerk of the borough of Roseland and in the office of the clerk of the township of Livingston.

2. That upon the effective date of this act, all lands now within the territorial limits of the township of Livingston lying north of the line described in section 1 hereof shall be and become part of said borough of Roseland, and all lands now within the borough of Roseland lying south of said line shall be and become part of said township of Livingston.

3. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 151

AN ACT concerning education and supplementing Title 18A of the New Jersey Statutes.

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

C. 18A:6-8.4 Authority to hold elective or appointive office; exception.

1. No person employed by a public educational system or institution in a position which requires a certificate issued by the State Board of Examiners, or employed in a professional educational capacity by a school, college, or university which is either tax-supported or operated under contract with the State or on behalf of the State shall be disqualified by reason of such employment from holding any elective or appointive State, county or municipal office excepting as member of the board or body by which he is employed.

2. This act shall take effect immediately.

Approved September 7, 1972.

CHAPTER 152

AN ACT to amend "An act providing for the establishment of a medical assistance program for eligible persons and providing for the administration thereof," approved January 15, 1969 (P. L. 1968, c. 413).

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

1. Section 3 of P. L. 1968, c. 413 (C. 30:4D–3) is amended to read as follows:

C. 30:4D-3 Definitions.

3. Definitions. As used in this act, and unless the context otherwise requires:

a. "Applicant" means any person who has applied for medical assistance under this act.

b. "Commissioner" means the Commissioner of the Department of Institutions and Agencies.

c. "Department" means the Department of Institutions and Agencies, which is herein designated as the single State agency to administer the provisions of this act.

d. "Medical assistance" means payments on behalf of recipients to providers for medical care and services.

e. "Provider" means any person, public or private institution, agency or business concern lawfully providing medical care, services, goods and supplies authorized under this act, holding, where applicable, a current valid license to provide such services or to dispense such goods or supplies.

f. "Qualified applicant" means a person who is a resident of this State and is determined to need medical care and services as provided under this act, and who:

(1) Is a recipient of old age assistance, assistance for the permanently and totally disabled, assistance for the blind or assistance for dependent children; or

(2) Would be eligible to receive public assistance under the State categorical assistance programs except for failure to meet an eligibility condition or requirement imposed under such State program which is prohibited under Title XIX of the Federal Social Security Act such as a durational residence requirement, relative responsibility, consent to imposition of a lien; or

(3) Is a child between 18 and 21 years of age who would be eligible for assistance for dependent children living in the family group except for lack of school attendance or pursuit of formalized vocational or technical training; or

(4) Is a spouse of a recipient of old age assistance, assistance for the permanently and totally disabled, or assistance for the blind who is living with such recipient and whose needs are taken into account in determining the amount of cash payment made to the recipient; or

(5) Is a child in foster placement under supervision of the Bureau of Children's Services whose maintenance is being paid in whole or in part from public funds or is a child placed in a foster home or institution by a private adoption agency in New Jersey; or

(6) Meets the standard of need applicable to his circumstances under a categorical assistance program or the program of Assistance to Families of the Working Poor but is not receiving such assistance and applies for medical assistance only; or

(7) Is a recipient of assistance under the Assistance to the Families of the Working Poor Act.

g. "Recipient" means any person who is determined to be eligible to receive medical assistance under this act.

h. "Resident" means a person living, other than temporarily, within the State. Temporary absences from the State shall not cause a person to lose his status as a resident of this State.

i. "State Medicaid Commission" means the Governor, the Commissioner of Institutions and Agencies, the President of the Senate and the Speaker of the General Assembly, hereby constituted a commission to approve and direct the means and method for the payment of claims pursuant to this act.

2. This act shall take effect immediately.

Approved September 11, 1972.

CHAPTER 153

AN ACT concerning municipalities and amending N. J. S. 40A :14–52.

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

1. N. J. S. 40A :14–52 is amended to read as follows:

Schedule of hours of actual duty.

40A :14–52. In any municipality, the governing body, by ordinance, may adopt a schedule of hours of actual duty for the paid officers and members of the fire department and force, to average for each 42 hours per week in any 8-week cycle, except in cases of emergency the official in charge shall have authority to retain on duty any member or officer during the emergency, but in any such case and within 12 months thereafter such member or officer shall be given compensatory time off for all hours worked in excess of the said average, so served by him during the emergency.

2. This act shall take effect immediately.

Approved September 12, 1972.

CHAPTER 154

AN ACT concerning counties, providing plans of optional county charters and for the manner of adoption and effect thereof.

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

ARTICLE 1. PROCEDURES FOR ADOPTION FOR OPTIONAL COUNTY CHARTER PLANS

A. BY ELECTION OF A CHARTER STUDY COMMISSION AND REFERENDUM

C. 40:41A-1 Submission of charter study question.

1. Submission of charter study question. Whenever authorized by resolution of the board of freeholders or on petition of the registered voters of any county, an election shall be held in the county upon the question, "Shall a charter study commission be elected to study the present governmental structure of ..... county, to consider and make findings concerning the form of county government and to make recommendations thereon?" A petition calling for such an election shall bear the signatures of a number of persons registered to vote in the county equal to or exceeding in number 10% of the persons registered to vote in the county on the fortieth day preceding the most recent previous primary or general election. Whenever such resolution or petition shall be filed with him, the county clerk shall provide for submission of the question at the next general election occurring not less than 60 days after the date of such filing. At the election, the question shall be submitted in the same manner as other public questions.

When a resolution or petition for the election of a charter study commission has been duly filed with the county clerk, no other such resolution or petition and no other proceedings for the adoption of any other charter or form of government available to the county may be filed unless the voters shall decide the aforesaid question in the negative or until the charter study commission elected by the voters shall have been discharged.

C. 40:41A-2 Election of charter study commission.

2. Election of charter study commission. At the same election as the public question is submitted, a charter study commission of nine members shall be elected by the county's registered voters. There shall be placed on the ballot the names of charter study com-

mission candidates who shall have been nominated in the same manner as provided by law for candidates nominated by petition for freeholder, except that they shall be listed without party or other designation or slogan. The voting instructions shall state that the voter may vote on the question and that, regardless of how or whether he voted on the charter question, he may vote for nine members of a charter study commission who shall serve if the question is determined in the affirmative.

C. 40:41A-3 Nominating petitions.

3. Nominating petitions. Candidates for the charter study commission shall be persons who were registered voters of the county as of the date of the most recent preceding general election. They may be nominated by petition signed by at least 200 registered voters. Said petition shall be filed not less than 40 days before the date of the election.

a. Each nominating petition shall set forth the name, place of residence, and post office address of the candidate thereby nominated, that the nomination is for the office of charter study commissioner and that the petitioners are legally qualified to vote for such candidate. Every voter signing a nominating petition shall add to his signature, his place of residence, post office address and street number, if any. No voter shall sign petitions for more than nine candidates. No petition shall set forth the name of more than one candidate.

b. Each nominating petition shall, before it may be filed with the county clerk, contain an acceptance of such nomination in writing, signed by the candidate therein nominated, upon or annexed to such petition, or if the same person be named in more than one petition, upon or annexed to one of such petitions. Such acceptance shall certify that the nominee is a registered voter of the county, that he consents to stand as a candidate at the election and that, if elected, he agrees to take office and serve.

c. Each nominating petition shall be verified by an oath or affirmation of one or more of the signers thereof, taken and subscribed before a person qualified under the laws of New Jersey to administer an oath, to the effect that the petition was signed by each of the signers thereof in his proper handwriting, that the signers are, to the best knowledge and belief of the affiant, registered voters of the county, and that the petition is prepared and filed in good faith for the sole purpose of endorsing the person named therein for election as stated in the petition.

d. All candidates shall be listed together on the same line or column of or position on the ballot, with no bracketing or separation into separate groups and with no slogans under any name. In no way shall slates or tickets be designated or suggested on the ballot.

C. 40:41A-4 Canvass of returns.

4. Canvass of returns. The result of the votes cast for and against the charter study question shall be returned by election officers, and a canvass of such election had, as is provided by law in the case of other public questions put to the voters of a county. The votes cast for members of the charter study commission shall be counted, and the result thereof returned by the election officers, and a canvass of such election had, as is provided by law in the case of the election of members of the board of freeholders. The nine candidates receiving the greatest number of votes shall be elected and shall constitute the charter study commission, provided that if a majority of those voting on the public question shall vote against the election of a charter study commission, none of the candidates shall be elected. If two or more candidates shall receive the same number of votes, and such number of votes shall qualify both election to the ninth and last remaining vacancy on the commission, they shall draw lots to determine which one shall be elected.

C. 40:41A-5 Organization meeting of commission.

5. Organization meeting of commission. The county clerk shall convene the first meeting of the charter study commission as soon as possible and in any event no later than 15 days after its election. At that meeting the charter study commission shall organize itself and elect one of its members as chairman, and another as vice-chairman, fix its hours and place or places of meeting, and adopt such rules for the conduct of its business as it may deem necessary and advisable. A majority of the members of said commission shall constitute a quorum for the transaction of business but no recommendation of said commission shall have any legal effect pursuant to sections 12 through 14 of this act unless adopted by a majority of the whole number of the members of the commission. The chairman of the charter commission shall thereafter convene and preside over all meetings. In his absence or if he is disabled, the vice-chairman shall serve in his place.

C. 40:41A-6 Vacancies.

6. Vacancies. Any vacancy occurring in the charter commission shall be filled by the unsuccessful candidate who shall have received the greatest number of votes in the charter study commission elec-

tion if he shall be available to fill such vacancy. In the event that the vacancy cannot be filled in this manner, the remaining members of the charter study commission shall appoint some other properly qualified citizen.

C. 40:41A-7 Duties of commission.

7. Duties of commission. It shall be the function and duty of the charter study commission to study the form of government of the county, to compare it with other forms available under the laws of this State, to determine whether or not in its judgment the government of the county could be strengthened, made more clearly responsive or accountable to the people or whether its operation could be more economical or efficient, under a changed form of government.

C. 40:41A-8 Advisors to the charter study commission.

8. Advisors to the charter study commission. In any county in which a charter study commission has been established under this act, there shall also be established an advisory body to be known as the advisory board whose members shall have the right to participate in the deliberations of the charter study commission, but without the right to vote on commission recommendations or to endorse or dissent from any report of the commission by virtue of their official advisory role, although this in no way shall be deemed to inhibit their right to make comments as individuals after the release to the public of the charter study commission's report. The advisory board shall consist of the persons who, as of the second Tuesday of January next following the commission's organization meeting, shall hold the following offices: the director of the county board of freeholders, the county chairmen of the two political parties which received the largest vote in the county in three out of four of the most recent gubernatorial elections, the mayor of the municipality having the largest population in the county and the mayor of the municipality having the smallest population of over 250 in the county, according to the last population estimate published by the Division of Economic Development of the New Jersey Department of Labor and Industry, one Senator and one member of the General Assembly, both of whom shall be members of the county's delegation in the Legislature and both of whom shall be residents of the county at the time of their election to the advisory body. The Senator and member of the General Assembly shall be elected to the advisory body by a majority vote of the whole number of the county's board of chosen freeholders within one week of the approval of the charter study referendum by the county's voters.

Nothing in this act shall be deemed to prohibit the board of chosen freeholders from electing as legislative members of the advisory body any persons who are not at the time of their election to the advisory body incumbent legislators but who will be legislators as of 3:00 p.m. on the second Tuesday of January following the election of the charter study commission. If there be no legislators or legislators-elect of the county's legislative delegation residing in the county as of 7 days after the approval of the charter study referendum by the voters, the board of freeholders shall elect two mayors of municipalities within the county to membership on the advisory body.

If the advisory body shall include among its members three mayors pursuant to the above provisions, no more than two of these mayors shall be of the same political party. The mayor of any municipality operating under a nonpartisan form of government shall be deemed to be a member of the party in whose primary election he last voted. If he shall never have voted in a primary election, he shall be deemed to have no party affiliation.

The membership of the advisory board shall be promulgated by the chairman of the charter study commission not later than 3 p.m. on the second Tuesday of January following the commission's organization meeting. If for any reason any member of the advisory board shall vacate the office by virtue of which he sits on the board, his successor, regardless of such successor's party affiliation, shall also succeed him on the board on the effective date of his assuming his predecessor's office.

C. 40:41A-9 State participation in charter studies.

9. State participation in charter studies. The Commissioner of the New Jersey Department of Community Affairs or his designee shall serve ex officio as a nonvoting advisor to all charter study commissions established under this act. It shall be his duty to collect, evaluate and transmit to each charter study commission such information, advice, plans, and policies as he may deem pertinent to county government and its relationship to State and municipal government. He shall meet with the charter study commission as frequently as the commission shall request in order to assist the commission in determining the best form to recommend for the county's government.

C. 40:41A-10 Expenses and compensation of the commission.

10. Expenses and compensation of the commission. Members of the charter study commission shall serve without compensation but

shall be reimbursed by the county for their necessary expenses incurred in the performance of their duties.

Upon submission of a budget by the charter study commission during the first week of January next following its election, the board of freeholders shall appropriate a sum adequate to support a full study of the county's government as set forth in section 7, as well as the printing, and publication of its reports, findings and recommendations as set forth in section 12 of this act. Within the limits of such appropriations and privately contributed funds and services as shall be made available to it, the charter study commission may appoint one or more consultants and clerical and other assistants to serve at the pleasure of the commission and may fix a reasonable compensation to be paid such consultants and clerical and other assistants.

C. 40:41A-11 Dissemination of information.

11. Dissemination of information. The charter study commission shall hold public hearings, may hold private hearings, sponsor public forums and otherwise provide for the widest possible dissemination of information and the stimulation of public discussion respecting the purposes and progress of its work.

C. 40:41A-12 Report and publication of findings.

12. Report and publication of findings. The charter study commission shall report its findings and recommendations to the citizens of the county on or before the end of the ninth calendar month next following the date of its election in the form of a final report which it shall file with the county clerk. It shall cause a sufficient number of copies of its final report to be published and delivered to the county clerk, who shall distribute it to all elected county and municipal officials. In addition, there shall be printed and made available at cost to the public at large a number of copies equal to at least 1% of the county's registered voters as of forty days before the most recent previous primary or general election.

The commission shall publish on two successive weeks in the manner provided by section 142 of this act the full text of the proposed charter, together with a summary of its findings and recommendations, a summary of the provisions of the plan, if any, which it recommends for approval, and an analysis of and commentary upon such plan.

C. 40:41A-13 Recommendations.

13. Recommendations. The charter study commission may report and recommend:

a. That a referendum be held to submit to the voters of the county the question of adopting that one of the optional forms of government set forth in articles 3 to 6, inclusive, of this act, that the commission has designated; or

b. That the board of freeholders shall petition the Legislature for the enactment of a special charter, the text of which shall be appended to the charter study commission's report pursuant to Article IV, Section VII, Paragraph 10, of the State Constitution 1947 and to the enabling legislation enacted thereunder to the extent that such legislation is not inconsistent herewith; or

c. That the form of government of the county shall remain unchanged.

The commission may also draft and submit to the freeholders whatever recommendations it deems appropriate for the efficient administration of the county. Such recommendations may include a model administrative code. Such recommendations may be adopted by the freeholders in whole or in part, whether or not a new charter proposal is recommended by the commission or approved by the voters.

C. 40:41A-14 Additional recommendations.

14. Additional recommendations. If the charter study commission shall vote to recommend adoption of one of the optional forms set forth in articles 3 to 6, inclusive, of this act, it shall also consider and make findings with respect to each of the three subjects set forth in subsections a, b, and c of this section and determine which plan would provide the best representation of the people of the county. The final report shall set forth said findings and determinations in detail.

Based upon said findings and determinations, the commission shall designate, as an integral part of its recommended plan, its choice of alternatives as follows:

a. Board size and term. The commission shall recommend that the board be composed of five, seven or nine members, each of whom shall hold office for a term of 3 years.

b. Concurrency of terms. The commission shall recommend either a continuation of the present system of nonconcurrent terms or the adoption of a new system of concurrent terms.

c. Constituencies. The commission shall recommend that all board members be elected at large, or that they be elected by districts, or that they be elected both at large and by districts. If the last recommendation is made, the number of freeholders elected

by districts shall be as follows: in a county selecting a five-member board three shall be by district; in a county selecting a seven-member board four shall be by districts; and in a county selecting a nine-member board five shall be by districts. Nothing in this paragraph shall apply to those officials whose constituency, term or method of election is defined in subsequent sections of this act.

C. 40:41A-15 Date of charter referendum.

15. Date of charter referendum. If the charter study commission shall have recommended the adoption of one of the optional forms of government authorized by articles 3 to 6, inclusive, of this act, the county clerk shall cause a referendum question conforming with the requirements of section 16 to be placed upon the ballot at such time and in such form as the commission shall in its report specify. The commission may specify that the question be submitted at the general election occurring not less than 60 days next following the filing of the commission's report with the county clerk, or, if there be no general election within 120 days next following the filing of its report, then at a special election occurring not less than 60 days or more than 120 days next following such filing of the report. At such election, the referendum question shall appear on the ballot in the same manner as other public questions are printed on the ballot. If the charter study commission shall have prepared an interpretive statement to accompany such question, such interpretive statement shall immediately precede the referendum question on the ballot.

C. 40:41A-16 Form of the referendum question.

16. Form of the referendum question. If the charter study commission shall have recommended that the voters approve one of the optional forms contained in this act, the following question, framed by the commission to conform with its recommendations shall be submitted to the voters:

> "Shall the (designating the caption of article 3, 4, 5 or 6) of the Optional County Charter Law be adopted for ..... county, with provision for a board of freeholders of (designating 5, 7 or 9) members elected for (concurrent or nonconcurrent, as the case may be) terms and elected (all at large, or all from 5, 7 or 9 districts) (or with a combination of 2 at large, 3 by districts, or 3 at large, 4 by districts or 4 at large, 5 by districts, as the case may be)?"

C. 40:41A-17 Petition for special charter.

17. Petition for special charter. If the charter study commission shall have proposed a special charter, it shall be the duty of the board of freeholders to petition the Legislature forthwith for a special law or laws, pursuant to the State Constitution and in the manner provided by general enabling legislation thereunder, to carry out the recommendations of the charter study commission.

C. 40:41A-18 Discharge of commission.

18. Discharge of commission. If the commission shall recommend that no change in the form of the county's government be made, the commission shall be discharged as of the date of the filing of its report.

If the commission shall recommend that one of the optional plans set forth in articles 3 through 6 of this act be adopted, it shall be discharged when the plan is approved or rejected by the electorate.

If the commission shall recommend that a petition be presented to the Legislature for a special charter, the commission shall be discharged when the board of freeholders shall have taken all necessary steps to present the bill to the Legislature.

B. By Direct Petition and Referendum

C. 40:41A-19 Adoption of optional plan upon petition and referendum.

19. The registered voters of any county may, without a charter study commission, adopt any of the optional plans provided in articles 3 through 6, inclusive, of this act upon petition and referendum, as hereinafter provided.

C. 40:41A-20 Petition; filing, contents.

20. Upon the filing with the county clerk of such petition of the registered voters of any county, an election shall be held in the county upon the question of adopting any of the optional plans of government provided in articles 3 through 6, inclusive, of this act. The petition calling for such election shall be signed by a number of registered voters not less than 15% of the number of persons registered to vote in the county as of 40 days before the primary or general election next preceding the date of filing of such petition.

The petition shall designate the plan to be voted upon and the question to be placed upon the ballot shall be in the same form as is required by section 16 of this act.

C. 40:41A-21 Action by county clerk.

21. The county clerk shall cause the question to be submitted at the general election occurring not less than 60 days next following the filing of the petition, or, if there be no general election within 120 days next following the filing of the petition, then at a special election occurring not less than 60 days and not more than 120 days next following the filing of such petition. At such election, the referendum question shall appear on the ballot in the same manner as other public questions are printed on the ballot.

C. 40:41A-22 Filing of other petitions; condition.

22. When a petition for a referendum pursuant to section 19 shall have been duly filed with the county clerk, no other such petition, and no resolution or other proceedings for the adoption of any other charter or form of government available to the county may be filed unless and until the voters shall decide said referendum question in the negative.

C. Provisions Applicable to All Referenda on Charter Changes

C. 40:41A-23 After adoption, no vote on change for 5 years.

23. After adoption, no vote on change for 5 years. Whenever the voters of any county shall have adopted an optional form of government pursuant to articles 3, 4, 5 or 6 of this act, no subsequent referendum question for another form of government shall be submitted to the voters until not less than 5 years shall have elapsed after the effective date of the optional form so approved by the voters.

Article 2. Incorporation and Powers

C. 40:41A-24 Incorporation.

24. Incorporation. The inhabitants of any county shall within the boundaries of that county be and remain a body corporate and politic, with perpetual succession.

C. 40:41A-25 Government of county by adopted plan.

25. Upon adoption by the registered voters of any county of any of the optional forms of government set forth in this act, the county shall thereafter be governed by the plan adopted, by the provisions of this law applicable to all optional plans, and by all general laws, subject to the transitional provisions in article 7 of this act.

C. 40:41A-26 General law.

26. General law. For the purposes of this act, a "general law" shall be deemed to be such law or part thereof, heretofore or hereafter enacted, that:

a. Is not inconsistent with this act;

b. Is by its terms applicable to or available to all counties; or

c. Additional laws or provisions of law whether applicable to all counties or to any category or class of counties, deals with one or more of the following subjects: the administration of the judicial system, education, elections, health, county public authorities, taxation, and finance, and welfare.

Nothing in this act shall be construed to prevent counties from abolishing or consolidating agencies the existence of which has heretofore been mandated by State statute providing that such abolition or consolidation shall not alter the obligation of the county to continue providing the services previously provided by such abolished or consolidated agency.

The intent of this act is to enable a county that has adopted a charter pursuant to this act to cause any duty that has been mandated to it by the Legislature to be performed in the most efficient and expeditious manner, and, absent a clear legislative declaration to the contrary, without regard to organizational, structural or personnel provisions contained in the legislation mandating such duty.

C. 40:41A-27 County powers generally.

27. County powers generally. Any county that has adopted a charter pursuant to this act may, subject to the provisions of such charter, general law and the State Constitution:

a. Organize and regulate its internal affairs; create, alter and abolish offices, positions and employments and define the functions, powers and duties thereof; establish qualifications for persons holding offices, positions and employments; and provide for the manner of their appointment and removal and for their term, tenure and compensation.

b. Adopt, amend, enforce, and repeal ordinances and resolutions as defined in section 100, notwithstanding the effect of any referendum conducted prior to the county's adoption of its charter pursuant to this act.

c. Construct, acquire, operate or maintain public improvements, projects or enterprises for any public purposes, subject to such referendum as may otherwise be imposed by law;

New Jersey State Library

d. Exercise powers of eminent domain, borrowing and taxation only as provided by general State law;

e. Exercise all powers of county government in such manner as its board of freeholders may determine;

f. Sue and be sued; have a corporate seal; contract and be contracted with; buy, sell, lease, hold and dispose of real and personal property; appropriate and expend moneys for county purposes;

g. Enter into contractual agreements with any other governmental body or group of bodies within or without the borders of the county; without regard to whether such other governmental body or group of bodies be a unit of State, county, or municipal government or a school district, authority or special district, to perform on behalf of that unit, any service or function which that unit would be authorized to provide for itself or for any other unit of government; provided, however, that no county shall contract to provide a service or function to any unit in any other county unless the board of freeholders of such other county shall first approve the proposed contract. All contracts under this section shall be specific as to the terms for rendering of services, the level, quality, and scope of the services to be performed, the cost of providing these services, and the duration of the contract. Such contract may provide for binding arbitration or for binding fact-finding procedures to settle disputes or questions arising as to the terms of service and quality and quantity levels thereof to be provided under the contract. All services shall be performed on a cost basis, and no contract shall be for a duration of more than 7 years. Nothing in this section shall be construed to prevent two or more counties from jointly undertaking a contract to provide a service or function to any other unit or group of units. For the purposes of this section, the county shall be deemed to be the general agent of the other party or parties to the contract with respect to the performance of the service or services as specified in the contract, with full powers of performance and maintenance of the service contracted for and full powers to undertake any operation ancillary thereto, and all other powers of enforcement and administrative regulation which are or might be exercised by the contracting principal. Except that no contracting party shall be liable for any part or share of the cost of constructing or maintaining any capital facility built by the county to provide such service unless such part or share of the cost of such capital facility's construction or maintenance is provided for in the contract between the two parties and the governing bodies of such contracting parties shall have

ratified the contract. Nothing in this section shall be construed to prevent the contracting for provision of more than one service or group of services by the county, and the county may become the agent of any other unit of government in the performance of any and all functions which the contracting unit sees fit to employ the county as agent to perform.

C. 40:41A-28 Municipal powers.

28. Municipal powers. Nothing in this act shall be construed to impair or diminish or infringe on the powers and duties of municipalities and other units of government under the general law of this State. It is the intent of this act only to permit municipalities and other units of government to employ services and facilities of the county for more effective, efficient, and adequate provision of services if and when such units may deem it desirable to do so. Municipalities are and shall remain the broad repository of local police power in terms of the right and power to legislate for the general health, safety and welfare of their residents.

C. 40:41A-29 Municipal advisory councils; regional advisory councils.

29. Municipal advisory councils. Regional advisory councils. The board of freeholders may by resolution establish a municipal advisory council consisting of the mayors of all municipalities in the county and in addition to, or instead of, a municipal advisory council, the board may establish regional advisory councils consisting of the mayors of neighboring municipalities or municipalities that have common interests or problems.

The board of freeholders shall meet periodically with the advisory councils to discuss county and municipal problems, county-municipal relations, cooperation in service problems, coordination of operations and capital facilities development, and other subjects of mutual interest in order to provide closer county-municipal liaison and cooperation.

C. 40:41A-30 General powers.

30. General powers. The grant of powers under this act is intended to be as broad as is consistent with the Constitution of New Jersey and with general law relating to local government. The grant of powers shall be construed as liberally as possible in regard to the county's right to reorganize its own form of government, to reorganize its structure and to alter or abolish its agencies, subject to the general mandate of performing services, whether they be performed by the agency previously established or by a new agency or another department of county government.

Based on the need to develop effective services to meet problems which cross municipal boundaries and which cannot be met effectively on an individual basis by the municipalities, the State, or other units of government, this act shall be construed as intending to give the county power to establish innovative programs and to perform such regional services as any unit that has the legal right to perform such service for itself may determine, in its own best interest, to have the county perform on a contractual basis.

Article 3. County Executive Plan

A. Form of Government

C. 40:41A-31 Form; designation.

31. Form; designation. The form of government provided in this article shall be known as the "county executive plan," and shall, together with articles 2 and 7 of this act, govern any county whose voters have adopted it pursuant to this act.

C. 40:41A-32 Elected officers.

32. Elected officers. Each county operating under this article shall be governed by an elected board of freeholders and an elected county executive and by such other officers and employees as may be duly appointed pursuant to this act, general law, or ordinance.

B. County Executive

C. 40:41A-33 Qualifications, election, term.

33. Qualifications, election, term. The county executive shall be a qualified voter of the county residing in the county. He shall be elected from the county at large for a term of 4 years commencing on January 1 next following his election.

C. 40:41A-34 Salary.

34. Salary. The salary of the county executive shall be fixed by ordinance of the board of freeholders; such salary shall be reasonable and commensurate with the duties of the office and with the fact that the position of county executive is and shall be a full-time position. The salary of the county executive may not be lowered during his tenure in office.

C. 40:41A-35 Vacancies.

35. Vacancies. The office of county executive shall be deemed vacant if the incumbent moves his residence from the county or he is by death, physical or mental illness or other casualty unable to

continue to serve as county executive. Any vacancy in the office of county executive shall be filled in the manner prescribed by law for the election of county officers at the next general election occurring not less than 60 days after the occurrence of the vacancy. The board of freeholders may appoint one of their number or the chief administrator to serve as acting county executive until a successor has been elected. During the temporary absence or temporary disability of the county executive the chief administrator shall serve as acting county executive.

C. 40:41A-36 Duties.

36. Duties. The executive power of the county shall be exercised by the county executive. He shall:

a. Report annually to the board of freeholders and to the people on the state of the county, and the work of the previous year; he shall also recommend to the board whatever action or programs he deems necessary for the improvement of the county and the welfare of its residents. He may from time to time at his discretion recommend any course of action or programs he deems necessary or desirable for the county to undertake;

b. Prepare and submit to the board for its consideration and adoption an annual operating budget, a capital budget and a capital program, establish the schedules and procedures to be followed by all county departments, offices and agencies in connection therewith, and supervise and administer all phases of the budgetary process as set forth in sections 132 to 141 of this act;

c. Enforce the county charter, the county's laws and all general laws applicable thereto;

d. Supervise the care and custody of all county property, institutions and agencies;

e. Supervise the collection of revenues, and he shall audit and control all disbursements and expenditures and shall prepare a complete account of all expenditures. He shall also designate the repositories of county funds;

f. Sign all contracts, bonds or other instruments requiring the consent of the county;

g. Review, analyze and forecast trends of county services and finances and programs of all boards, commissions, agencies and other county bodies, and report and recommend thereon to the board;

h. Develop, install and maintain centralized budgeting, personnel and purchasing procedures as may be authorized by the administrative code;

i. Negotiate contracts for the county subject to board approval; make recommendations concerning the nature and location of county improvements and execute improvements determined by the board;

j. Assure that all terms and conditions, imposed in favor of the county or its inhabitants in any statute, franchise or other contract, are faithfully kept and performed;

k. Serve as an ex-officio nonvoting member of all appointive bodies in county government.

C. 40:41A-37 Powers.

37. Powers. The county executive:

a. Shall supervise, direct and control all county administrative departments;

b. With the advice and consent of the board, he shall appoint the chief administrator and the heads of all county boards and commissions;

c. May, at his discretion, remove or suspend any official in the unclassified service of the county over whose office the county executive has power of appointment in accordance with the provisions of section 87b;

d. May, at his discretion, delegate to department heads powers of appointment and removal, subject to civil service provisions of their departmental employees. If the county executive does not so delegate his power he may appoint and remove, subject to civil service requirements, all department heads, members of all boards and commissions and all employees whose positions have been authorized by resolution of the board, by civil service, or as provided in the adopted county budget, and the manner of whose appointment is not specified elsewhere in this article;

e. May require reports and examine the accounts, records and operations of any agency of county government;

f. May, at his discretion, order any agency under his jurisdiction as specified in the administrative code to undertake any task for any other agency on a temporary basis if he deems it necessary for the proper and efficient administration of the county government to do so;

g. Shall approve each ordinance of the board by signing it, or may veto any ordinance by returning it to the clerk of the board within 10 days of passage with a written statement of his objections to the ordinance. If ⅔ of the members of the board, upon reconsideration of the measure, shall vote for it, the executive's veto

shall be overridden and the ordinance shall become law in 10 days without the executive's signature.

C. Freeholder Board

C. 40:41A-38 Legislative power of county.

38. The legislative power of the county shall be vested in the board of chosen freeholders.

C. 40:41A-39 Organization.

39. At its organizational meeting each January the board shall select one of its members to serve as chairman and one as vice-chairman for the year.

C. 40:41A-40 Participation in discussions.

40. The county executive may be present and participate in discussions at all board meetings.

C. 40:41A-41 Board powers.

41. Board powers. The board of freeholders:

a. Shall advise and consent to all appointments by the executive for which board confirmation is specified under this article;

b. Shall pass in accordance with this act whatever ordinances and resolutions it deems necessary and proper for the good governance of the county;

c. May appoint a clerk to the board who shall serve at its pleasure and keep the records and minutes of the board;

d. May appoint the county counsel, to serve at the pleasure of the board. The counsel shall head the county's legal department;

e. May pass a resolution of disapproval or dismissal, subject to the provisions of section 87b of this act;

f. May override a veto of the county executive by a ⅔ vote;

g. Shall approve the annual operating and capital budgets. The board may, by a majority vote reduce any item in the budget presented by the executive but may increase an item over the amount proposed by the executive only by a ⅔ vote.

D. Chief Administrator

C. 40:41A-42 Appointment.

42. Appointment. The county executive shall appoint a chief administrator who shall serve at his pleasure. The board shall advise and consent to his nomination but shall not prevent his suspension or dismissal by passage of a resolution of disapproval.

C. 40:41A-43 Qualifications.

43. Qualifications. The chief administrator shall by education, experience and ability be qualified to perform the duties established for him.

He need not be a resident of the county at the time of his appointment, but during his tenure he may live outside the county only with the permission of the county executive.

C. 40:41A-44 Duties.

44. Duties. The chief administrator shall be responsible only to the executive. He shall, under the direction and supervision of the executive, undertake to assist in the orderly and efficient administration of the county, performing whatever supervisory or administrative duties the executive deems necessary and proper.

Nothing in this section shall be deemed to prohibit the chief administrator's being appointed to head one or more departments on a temporary or permanent basis.

Article 4. County Manager Plan

A. Form of Government

C. 40:41A-45 Form; designation.

45. Form; designation. The form of government provided in this article shall be known as the "county manager plan," and shall, together with articles 2 and 7 of this act, govern any county whose voters have adopted it pursuant to this act.

C. 40:41A-46 Officers.

46. Officers. Each county operating under this article shall be governed by an elected board of freeholders and an appointed county manager and by such other officers and employees as may be duly appointed pursuant to this article, general law, or ordinance.

B. County Manager

C. 40:41A-47 Qualifications, appointment, term.

47. Qualifications, appointment, term. The county manager shall be qualified by administrative and executive experience and ability to serve as the chief executive of the county. He shall be appointed by a majority vote of the whole number of the board of freeholders and shall serve for an indefinite term. He may be removed by a majority vote of the board subject to due notice and a public hearing. Such notice shall be in writing and shall be accompanied by a

written bill of particular charges and complaints and public hearing on these charges shall be no less than 15 nor more than 30 days after personal service of notice and charges.

At the time of his appointment the manager need not be a resident of the county but after his appointment he may reside outside the county only with permission of the board.

C. 40:41A-48 Salary.

48. Salary. The salary of the county manager shall be fixed by the board of freeholders; such salary shall be reasonable and commensurate with the fact that the position of county manager is and shall be a full-time position. The salary of the county manager may not be lowered during his tenure in office.

C. 40:41A-49 Vacancies.

49. Vacancies. The office of county manager shall be deemed vacant if: the incumbent moves his residence from the county without board permission; or he is by death, physical or mental illness or other casualty unable to continue to serve as county manager. Any vacancy in the office of county manager shall be filled in the manner prescribed in section 47 of this article. The board of freeholders may appoint the deputy manager or any department head to serve as acting county manager until a successor has been appointed. During the temporary absence or temporary disability of the county manager the deputy manager or a department head designated by the manager if there be no deputy manager, shall serve as acting county manager.

C. 40:41A-50 Duties.

50. Duties. The executive power of county shall be exercised by the county manager. The county manager shall:

a. Report annually to the board of freeholders and to the people on the state of the county, the work of the previous year and he shall also recommend to the board whatever action or programs he deems necessary for the improvement of the county and the welfare of its residents. He may from time to time at his discretion recommend any course of action or programs he deems necessary or desirable for the county to undertake;

b. Prepare and submit to the board for its consideration and adoption an annual operating budget, a capital budget and a capital program; establish the schedules and procedures to be followed by all county departments, offices and agencies in connection there-

with, and supervise and administer all phases of the budgetary process as set forth in sections 132 to 141 of this act;

c. Enforce the county charter, the county's laws and all general laws applicable thereto;

d. Supervise the care and custody of all county property, institutions and agencies;

e. Supervise the collection of revenues, and he shall audit and control all disbursements and expenditures and shall prepare a complete account of all expenditures. He shall also designate the repositories of county funds;

f. Sign all contracts, bonds or other instruments requiring the consent of the county;

g. Organize the work of county departments subject to the administrative code adopted by the board. He shall further review their administration and operation and make recommendations pertaining thereto to the board;

h. Review, analyze and forecast trends of county services and finances and programs of all boards, commissions, agencies and other county bodies, and report and recommend thereon to the board;

i. Develop, install and maintain centralized budgeting, personnel and purchasing procedures as may be authorized by the administrative code;

j. Negotiate contracts for the county subject to board approval and make recommendations concerning the nature and location of county improvements and execute improvements determined by the board;

k. Assure that all terms and conditions imposed in favor of the county or its inhabitants in any statute, franchise or other contract, are faithfully kept and performed;

l. Serve as an ex-officio nonvoting member of all appointive bodies in county government.

C. 40:41A-51 Powers.

51. Powers. The county manager:

a. Shall supervise, direct and control all county administrative departments;

b. Shall appoint the deputy manager, the heads of all county departments, and all other administrative officers and county personnel the manner of whose appointment is not prescribed elsewhere in this article;

c. May, at his discretion, remove or suspend any official in the unclassified service of the county over whose office the county man-

ager has power of appointment in accordance with the provisions of section 87b;

d. May, at his discretion, delegate to any administrative officer powers of appointment and removal of their departmental employees subject to civil service provisions. If the county manager does not so delegate his power he may appoint and remove, subject to civil service requirements, all department heads, members of all boards and commissions and employees whose positions have been authorized by resolution of the board, by civil service, or as provided in the adopted county budget; and the manner of whose appointment is not specified elsewhere in the article;

e. May require reports and examine the accounts, records and operations of any agency of county government;

f. May, at his discretion, order any agency under his jurisdiction as specified in the administrative code to undertake any task for any other agency on a temporary basis if he deems it necessary for the proper and efficient administration to do so.

C. Freeholder Board

C. 40:41A-52 Legislative power of county.

52. The legislative power of the county shall be vested in the board of chosen freeholders.

C. 40:41A-53 Organization.

53. At its organizational meeting each January the board shall select one of its members to serve as chairman and one to serve as vice-chairman for the year. The chairman shall preside over board meetings during his tenure, and in his absence the vice-chairman shall preside.

C. 40:41A-54 Participation in deliberations.

54. The county manager may be present at all board meetings and participate in all deliberations, without the right to vote.

C. 40:41A-55 Board powers.

55. Board powers. The board of freeholders:

a. Shall appoint a county manager under the provisions of section 47 of this article and may create the office of deputy manager;

b. May appoint a clerk to the board who shall serve at its pleasure and keep the records and minutes of the board;

c. May appoint a county counsel, to serve at the pleasure of the board, who shall head the county's legal department;

d. Shall appoint members of all boards and commissions and other bodies whose manner of appointment is not otherwise specified in this article;

e. May pass a resolution of disapproval of a suspension or dismissal, subject to the provisions of section 87b of this act;

f. Shall approve the annual operating and capital budgets;

g. Shall pass in accordance with this act whatever ordinances and resolutions it deems necessary and proper for the good governance of the county.

D. Deputy Manager

C. 40:41A-56 Appointment.

56. Appointment. Subject to creation of such position the county manager may appoint a deputy manager who shall serve at his pleasure; the board may not prevent his suspension or dismissal by passage of a resolution of disapproval.

C. 40:41A-57 Qualifications.

57. Qualifications. The deputy manager shall by education, experience and ability be qualified to perform the duties established for him.

He need not be a resident of the county at the time of his appointment, but during his tenure may live outside the county only with the permission of the manager.

C. 40:41A-58 Duties.

58. Duties. The deputy manager shall be responsible only to the manager. He shall, under the direction and supervision of the manager, undertake to assist in the orderly and efficient administration of the county, performing whatever supervisory or administrative duties the executive deems necessary and proper.

Nothing in this section shall be deemed to prohibit the deputy manager's being appointed to head one or more departments on a temporary or permanent basis.

Article 5. County Supervisor Plan

A. Form of Government

C. 40:41A-59 Form; designation.

59. Form; designation. The form of government provided in this article shall be known as the "county supervisor plan," and shall, together with articles 2 and 7 of this act, govern any county whose voters have adopted it pursuant to this act.

C. 40:41A-60 Elected officers.

60. Elected officers. Each county operating under this article shall be governed by an elected board of freeholders and an elected county supervisor and by such other officers and employees as may be duly appointed pursuant to this article, general law, or ordinance.

B. County Supervisor

C. 40:41A-61 Qualifications, election, term.

61. Qualifications, election, term. The county supervisor shall be a qualified voter of the county residing in the county. He shall be elected from the county at large for a term of 3 years commencing on January 1 next following his election.

C. 40:41A-62 Salary.

62. Salary. The salary of the county supervisor shall be fixed by ordinance of the board of freeholders; such salary shall be reasonable and commensurate with the duties of the office and may not be lowered during his tenure in office.

C. 40:41A-63 Vacancies.

63. Vacancies. The office of county supervisor shall be deemed vacant if the incumbent moves his residence from the county or he is by death, physical or mental illness or other casualty unable to continue to serve as county supervisor. Any vacancy in the office of county supervisor shall be filled in the manner prescribed by law for the election of county officers at the next general election occurring not less than 60 days after the occurrence of the vacancy. The board of freeholders shall appoint one of their number to serve as acting county supervisor until a successor has been elected. During the temporary absence or temporary disability of the county supervisor the chief administrator shall serve as acting county supervisor, except that he shall not preside over freeholder board meetings.

C. 40:41A-64 Duties.

64. Duties. The executive power of the county shall be exercised by the county supervisor. The county supervisor shall:

a. Report annually to the board of freeholders and to the people on the state of the county and the work of the previous year. He shall also recommend to the board whatever action or programs he deems necessary for the improvement of the county and the welfare of its residents. He may from time to time at his discretion recommend any course of action or programs he deems necessary or desirable for the county to undertake;

b. Preside over board meetings, with the right to vote in cases of ties; during his absence the board shall designate one of their members to serve as chairman pro tempore of the board;

c. Serve as spokesman for the board on matters concerning policies and programs;

d. Serve as representative of the board at ceremonial and civic occasions;

e. Through the county administrator: enforce the county charter, the county's laws and all general laws applicable thereto;

f. Serve as an ex-officio nonvoting member of all appointive bodies in county government.

g. Represent the board in all dealings with the county administrator, except as otherwise specified herein;

h. Sign all contracts, bonds or other instruments requiring the consent of the county.

C. 40:41A-65 Powers.

65. Powers. The county supervisor shall:

a. Insure adequate supervision, direction and control of all county administrative departments, and care and maintenance of all county properties, institutions and agencies by the county administrator;

b. With the advice and consent of the board, appoint all officials whose manner of appointment is not prescribed elsewhere in this article;

c. At his discretion, remove or suspend anyone occupying one of the offices over which the county supervisor has power of appointment in accordance with the provisions of section 87b;

d. At his discretion, require from the county administrator reports and examine the accounts, records and operations of any agency of county government;

e. At his discretion, order any agency under his jurisdiction as specified in the administrative code to undertake any task for any other agency on a temporary basis if he deems it necessary for the proper and efficient administration to do so;

f. Approve each ordinance of the board by signing it, or may veto any ordinance by returning it to the clerk of the board within 10 days of passage with a written statement of his objections to the ordinance. If ⅔ of the members of the board, upon reconsideration of the measure, shall vote for it, the supervisor's veto shall be overridden and the ordinance shall become law in 10 days without the supervisor's signature.

C. Freeholder Board

C. 40:41A-66 Legislative power of county.

66. The legislative power of the county shall be vested in the board of chosen freeholders.

C. 40:41A-67 Board powers.

67. Board powers. The board of freeholders:

a. Shall pass in accordance with this act whatever ordinances and resolutions it deems necessary and proper for the good governance of the county;

b. Shall appoint and remove the county administrator by a majority vote and may create the office of, appoint and remove, a deputy administrator or by a majority vote;

c. Shall advise and consent to all appointments by the supervisor and administrator for which board confirmation is specified under this article;

d. May appoint a clerk to the board who shall serve at its pleasure and keep the records and minutes of the board;

e. May appoint the county counsel, to serve at the pleasure of the board. The counsel shall head the county's legal department;

f. May pass a resolution of disapproval of a suspension or dismissal, subject to the provisions of section 87b of this act;

g. May override a veto of the county supervisor by ⅔ vote;

h. Shall approve the annual operating and capital budgets.

D. Chief Administrator

C. 40:41A-68 Appointment.

68. Appointment. The chief administrator shall serve at the pleasure of the board.

C. 40:41A-69 Qualifications.

69. Qualifications. The chief administrator shall by education, experience and ability, be qualified to perform the duties established for him.

He need not be a resident of the county at the time of his appointment, but during his tenure he may live outside the county only with the permission of the board.

C. 40:41A-70 Duties.

70. Duties. The chief administrator shall be responsible to the board through the supervisor except as specified below. He shall be responsible for the efficient administration of the county's government. He shall:

a. Prepare and submit directly to the board for its consideration and adoption an annual operating budget, a capital budget and a capital program, establish the schedules and procedures to be followed by all county departments, offices and agencies in connection therewith, and supervise and administer all phases of the budgetary process as set forth in sections 132 to 141 of this act;

b. Supervise the collection of revenues, and he shall audit and control all disbursements and expenditures and shall prepare a complete account of all expenditures. He shall also designate the repository funds;

c. Supervise the care and custody of all county property, institutions and agencies;

d. Organize the work of county departments, subject to the administrative code adopted by the board. He shall further review administration and make recommendations pertaining thereto to the board through the supervisor;

e. Review, analyze and forecast trends of county services and finances and programs of all boards, commissions, agencies and other county bodies, and report and recommend thereon to the board;

f. Develop, install and maintain centralized budgeting, personnel and purchasing procedures as may be authorized by the administrative code;

g. Negotiate contracts for the county subject to board approval and make recommendations concerning the nature and location of county improvements to be determined by the board;

h. Assure that all terms and conditions, imposed in favor of the county or its inhabitants in any statute, franchise or other contract, are faithfully kept and performed.

C. 40:41A-71 Powers.

71. Powers. The county administrator shall:

a. Supervise, direct and control all county administrative departments;

b. Appoint the heads of all county departments and all other administrative officers and county personnel the manner of whose appointment is prescribed elsewhere in this article;

c. At his discretion, remove or suspend any official in the unclassified service of the county over whose office the county administrator has power of appointment in accordance with the provisions of section 87b;

d. At his discretion, delegate to any administrative officer powers of appointment and removal of their departmental employees sub-

ject to civil service provisions. If the county administrator does not so delegate his power he may appoint and remove, subject to civil service requirements, all employees whose positions have been authorized by resolution of the board, by civil service, or as provided in the adopted county budget;

e. At his discretion, require reports and examine the accounts, records and operation of any agency of county government;

f. May, at his discretion, order any agency under his jurisdiction as specified in the administrative code to undertake any task for any other agency on a temporary basis if he deems it necessary for the proper and efficient administration to do so.

Article 6. Board President Plan

A. Form of Government

C. 40:41A-72 Form; designation.

72. Form; designation. The form of government provided in this article shall be known as the "board president plan," and shall, together with articles 2 and 7 of this act, govern any county whose voters have adopted it pursuant to this act.

C. 40:41A-73 Elected officers.

73. Elected officers. Each county operating under this article shall be governed by an elected board of freeholders and a freeholder board president and by such other officers and employees as may be duly appointed pursuant to this article, general law, or ordinance.

B. Board President

C. 40:41A-74 Qualifications, election, term.

74. Qualifications, election, term. The board president shall be a duly elected member of the board of freeholders. He shall be elected by the board of freeholders at their organizational meeting for a term of 2 years, such term to begin immediately after his election on January 1.

C. 40:41A-75 Salary.

75. Salary. The salary of the board president shall be fixed by ordinance of the board of freeholders; such salary shall be reasonable and commensurate with the duties of the office.

C. 40:41A-76 Vacancies.

76. Vacancies. The office of board president shall be deemed vacant if: the incumbent moves his residence from the county; or

he is by death, physical or mental illness or other casualty unable to continue to serve as board president. Any vacancy in the office of board president shall be filled in the manner prescribed by law for the election of county officers at the next general election occurring not less than 60 days after the occurrence of the vacancy. The board of freeholders shall appoint one of their number to serve as acting board president for the remainder of the unexpired term. During the temporary absence or temporary disability of the board president the vice-president shall serve as acting president.

C. 40:41A-77 Duties.

77. Duties. The executive power of the county shall be exercised by the board president. He shall:

a. Report annually to the board of freeholders and to the people on the state of the county, the work of the previous year and he shall also recommend to the board whatever action or programs he deems necessary for the improvement of the county and the welfare of its residents. He may from time to time at his discretion recommend any course of action or programs he deems necessary or desirable for the county to undertake;

b. Preside over board meetings with the right to vote on all questions;

c. Serve as spokesman for the board on matters concerning policies and programs;

d. Serve as representative of the board at ceremonial and civic occasions;

e. Through the county administrator: enforce the county charter, the county's laws and all general laws applicable thereto;

f. Represent the board in all dealings with the county administrator, except as otherwise specified herein;

g. Execute all contracts, bonds or other instruments requiring the consent of the county.

C. 40:41A-78 Powers.

78. Powers. The board president shall:

a. Insure adequate supervision, direction and control of all county administrative departments, and care and maintenance of all county properties, institutions and agencies by the county administrator;

b. With the advice and consent of the board, appoint all members of independent or advisory boards and commissions and all other officials not serving in the administrative service of the county the manner of whose appointment is not prescribed elsewhere in this article;

c. Serve as an ex-officio nonvoting member of all appointive bodies in county government;

d. At his discretion, require from the county administrator reports and examine the accounts, records and operations of any agency of county government;

e. At his discretion, remove or suspend anyone occupying one of the offices specified in subsection b of this section subject to the procedures set forth in section 87b of this act.

C. Freeholder Board

C. 40:41A-79 Legislative power of county.

79. The legislative power of the county shall be vested in the board of chosen freeholders.

C. 40:41A-80 Organization.

80. The board shall elect a president as specified in this article. At its organizational meeting each January the board shall select one of its members to serve as vice-president for the year.

C. 40:41A-81 Board powers.

81. Board powers. The board of freeholders:

a. Shall pass in accordance with this act whatever ordinances or resolutions it deems necessary and proper for the good governance of the county;

b. Shall appoint and remove the county administrator by a majority vote and may create the office of, appoint and remove, a deputy administrator by a majority vote;

c. Shall advise and consent to all appointments by the president and administrator for which board confirmation is specified under this article;

d. May appoint a clerk to the board who shall serve at its pleasure and keep the records and minutes of the board;

e. May appoint the county counsel, to serve at the pleasure of the board. The counsel shall head the county's legal department;

f. May pass a resolution of disapproval of a suspension or dismissal, subject to the provisions of section 87b of this act;

g. Shall approve the annual operating and capital budgets.

D. Chief Administrator

C. 40:41A-82 Appointment.

82. Appointment. The county administrator shall serve at the pleasure of the board.

C. 40:41A-83 Qualifications.

83. Qualifications. The chief administrator shall by education, experience and ability, be qualified to perform the duties established for him. He need not be a resident of the county at the time of his appointment, but during his tenure he may live outside the county only with the permission of the board.

C. 40:41A-84 Duties.

84. Duties. The chief administrator shall be responsible to the board through the president except as specified below. He shall be responsible for the efficient administration of the county's government. He shall:

a. Prepare and submit directly to the board for its consideration and adoption an annual operating budget, a capital budget and a capital program, establish the schedules and procedures to be followed by all county departments, offices and agencies in connection therewith, and supervise and administer all phases of the budgetary process as set forth in sections 132 to 141, inclusive;

b. Supervise the collection of revenues, and he shall audit and control disbursements and expenditures and shall prepare a complete account of all expenditures. He shall also designate the repositories of county funds;

c. Supervise the care and custody of all county property, institutions and agencies;

d. Organize the work of county departments, subject to the administrative code adopted by the board. He shall further review their administration and make recommendations pertaining thereto to the board;

e. Review, analyze and forecast trends of county services and finances and programs of all boards, commissions, agencies and other county bodies, and report and recommend thereon to the board;

f. Develop, install and maintain centralized budgeting, personnel and purchasing procedures as may be authorized by the administrative code;

g. Negotiate contracts for the county subject to board approval and make recommendations concerning the nature and location of county improvements and execute improvements determined by the board;

h. Assure that all terms and conditions, imposed in favor of the county or its inhabitants in any statute, franchise or other contract, are faithfully kept and performed.

C. 40:41A-85 Powers.

85. Powers. The county administrator shall:

a. Supervise, direct and control all county administrative departments;

b. Appoint the heads of all county departments and all other administrative officers and county personnel the manner of whose appointment is not prescribed elsewhere in this article;

c. May, at his discretion, remove or suspend any official in the unclassified service of the county over whose office the county administrator has power of appointment, in accordance with the provisions of section 87b;

d. May, at his discretion, delegate to any administrative officer powers of appointment and removal of their departmental employees subject to civil service provisions. If the county administrator does not so delegate his power he may appoint and remove, subject to civil service requirements, all department heads, members of all boards and commissions, employees whose positions have been authorized by resolution of the board, by civil service, or as provided in the adopted county budget, and the manner of whose appointment is not specified elsewhere in this article;

e. May require reports and examine the accounts, records and operations of any agency of county government;

f. May, at his discretion, order any agency under his jurisdiction as specified in the administrative code to undertake any task for any other agency on a temporary basis if he deems it necessary for proper and efficient administration to do so.

Article 7. Provisions Applicable to All Plans

A. Relations Between the Legislative and Executive Branches

C. 40:41A-86 Separation of powers.

86. Separation of powers. In any county that shall have adopted a charter under this act, the board of chosen freeholders shall deal with county employees only through the officials responsible for the over-all executive management of the county's affairs as designated in articles 3 through 6 of this act—i.e., through the county executive, the county manager, the county supervisor, and the board president, respectively. All contact with county employees, all actions and communications concerning the administration of the county's government and provision of services, shall be through the aforementioned officials, except as otherwise provided in this act.

Nothing in this act shall be construed to prohibit the board's inquiry into any act or problem of the county's administration. Any freeholder may require a report on any aspect of the government of the county at any time by making a written request to the head of the executive branch of county government. The board may, by majority vote of the whole number of its members, require the head of the executive branch to appear before the board sitting as a committee of the whole, and to bring before the board such records and reports, and such officials and employees of the county as the board shall deem necessary to insure clarification of the matter under study.

The board further may, by majority vote of the whole number of its members, delegate any number of its members as an ad hoc committee to consult with the head of the executive branch to study any matter and to report to the board thereon.

It is the intent of this act to confer on the board general legislative and such investigative powers as are germane to the exercise of its legislative powers, but to retain in the head of the executive branch full control over the county administration and over the administration of county services provided for in this act.

C. 40:41A-87 Appointments and dismissal.

87. a. Appointments and dismissal. No member of any board of chosen freeholders in a county operating under a charter adopted pursuant to this act shall individually or collectively seek to influence the head of the executive branch to dismiss any person from, or to appoint or to promote any person to, any position in the executive branch of county government, except that the board may, by a resolution of disapproval, adopted by a ⅔ vote of the whole number of the board, prevent the dismissal of certain employees under conditions as set forth in subsection b of this section.

b. Suspension procedure. Suspensions will take effect imme diately upon personal service of notice setting forth the order of suspension or dismissal. Dismissal or suspension for a definite term shall occur automatically in 30 calendar days from receipt of notice. But, if the officer or employee requests a public hearing on his dismissal or suspension for a definite term, no action beyond temporary suspension may be taken until the individual to be suspended or dismissed is given a public hearing not less than 15 nor more than 30 days after personal service of written notice of contemplated action. A copy of such notice shall be filed with the clerk to the board of freeholders immediately upon service of notice to the individual to be suspended or dismissed. In the event that

within 35 days of receiving such notice, the board shall pass by a ⅔ vote of the whole number of the board, a resolution of disapproval, all proceedings and any suspension or dismissal of the individual shall be voided. In terms of recompense to the individual, a vote of disapproval shall be deemed to negative the suspension or dismissal order and for purposes of pay and civil service standing the action shall be deemed never to have transpired.

If, however, the suspension or dismissal order shall allege that the individual against whom action is contemplated or pending has committed a criminal act in the conduct of his public trust, no resolution of the board shall stay proceedings and the matter shall be brought to a public hearing in the manner prescribed above. If at that hearing probable cause for prosecution is found, all evidence shall immediately be forwarded to the county prosecutor for further action.

If, however, evidence does not warrant referral of the case to the county prosecutor, or if a grand jury does not return an indictment against the individual in question, or if he is found not guility in a plenary trial on the merits, and if the board shall have passed a resolution of disapproval in the manner described above, said individual shall be restored to his original position without record of the action, or prejudice therefrom, and shall receive full compensation retroactive to the date of his suspension.

B. Recall

C. 40:41A-88 Elective officers; removal by recall petition and vote.

88. Elective officers; removal by recall petition and vote. Any elective officer shall be subject to removal from office for cause connected with his office, after he has served at least 1 year, upon the filing of a recall petition and the affirmative vote of a majority of those voting on the question of removal at any general, regular county or special election.

C. 40:41A-89 Recall petition.

89. Recall petition. A recall petition shall demand the removal of a designated incumbent, shall be signed by registered voters equal in number to not less than 20% of the registered voters as of 40 days before last most recent primary or general election.

C. 40:41A-90 Signatures to recall petition.

90. Signatures to recall petition. Each signer of a recall petition shall add to his signature his place of residence giving the street and number or other sufficient designation if there shall be no street

and number. One of the signers to each such paper shall take an oath that the statement therein made is true as he believes and that each signature appended to the paper is the genuine signature of the person whose name it purports to be. Within 10 days from date of filing the petition the county clerk shall complete his examination and ascertain whether or not such petition is signed by the requisite number of qualified voters, shall attach to the petition his certificate showing the result of his examination and shall by certified or registered mail send a copy of the certificate to the person filing the petition. If by that certificate the petition is shown to be insufficient it may be amended within 10 days from the date of said certificate. The county clerk shall within 5 days after such amendment make a similar examination and determination of the amended petition, and if the certificate shall show the same to be insufficient, it shall be returned to the person filing it without prejudice to the filing of a new petition to the same effect.

C. 40:41A-91 Notice to officer; recall election; notice of filing of petition.

91. Notice to officer; recall election; notice of filing of petition. If the petition shall be sufficient the county clerk shall within 2 days notify the official whose recall is sought thereby. If such notice cannot be served personally upon the official affected, service may be made by registered mail addressed to the officer's last known address. If within 5 days after the service of the notice by the county clerk the official sought to be recalled by such petition does not resign or, having tendered his resignation, it shall not have been accepted by the board of freeholders, the county clerk shall order and fix a date for holding a recall election not less than 60 nor more than 90 days from the filing of the petition. Notice of the filing of the petition and of the date of the election shall be posted for public view in the office of the county clerk and he shall also publish the notice forthwith in the manner provided by section 142 of this act.

C. 40:41A-92 Ballots.

92. Ballots. The ballots at the recall election shall conform to the requirements respecting the election of county officers, as provided in this article or in Title 19 of the Revised Statutes (Elections), whichever shall apply in the county in accordance with the provisions of this act, except that the words "recall election" shall appear on the ballot. The recall features of the ballot shall appear at the top thereof and shall be separated from the portion of the ballot for the election of officers by a heavy black line. The pro-

posal for recall shall be placed on the ballot in the following manner:

"Shall ..... (here insert name of incumbent) be removed from office by recall?" This matter shall occupy 2 lines in bold-face type. Immediately below the above wording shall appear the phrase "for recall," and immediately underneath such phrase the words "against recall." Immediately at the left of each of these two phrases shall be printed a square, in which the voter may make a cross (×) or plus (+) or a check (√) mark. Immediately below the foregoing shall appear the following:

"Indicate your vote by placing a cross (×) or plus (+) or a check (√) mark in one of the squares above."

C. 40:41A-93 Removal of more than one officer.

93. Removal of more than one officer. If the removal of more than one officer is sought the same provisions for submitting to the electors the question and direction hereinbefore described shall be repeated in the case of each officer concerned and their position on the ballot for their recall shall be in the order of the filing of the petition with the county clerk.

C. 40:41A-94 Election of successor; use of recall ballot.

94. Election of successor; use of recall ballot. The same ballot used for submitting the question or questions of recall shall be used for the election of a successor to the incumbent sought to be removed and immediately under the black line following the recall question shall appear the phrase "Nominees for successors of ..... (here insert name of incumbent) in the event he is recalled." The names of all persons nominated as successors shall be placed upon the ballot in the manner provided for other elections of county officers. The incumbent sought to be removed may not run to succeed himself in the recall election.

C. 40:41A-95 Laws governing recall elections; selection of candidate for successor of recalled incumbent.

95. Laws governing recall elections; selection of candidate for successor of recalled incumbent. The provisions of this article or of Title 19 of the Revised Statutes (Elections), whichever shall apply in the county in accordance with the provisions of this act, concerning the nomination of the county officers, preparation of the ballot, election of county officers, counting and canvassing of the results of the election of such officers, shall apply to the election for the recall of officers and the election of their successors. The county

committee of each political party shall be authorized to select a candidate for successor of a recalled incumbent in the manner as provided by Title 19 of the Revised Statutes for nominations to fill vacancy after the last day for filing petitions for nominations in the primary elections.

C. 40:41A-96 Publication of notices of arrangements for recall elections; conduct.

96. Publication of notices of arrangements for recall elections; conduct. The county clerk shall cause to be made due publication of notices of arrangements for holding all recall elections and they shall be conducted as are other elections for county officers.

C. 40:41A-97 Results of elections.

97. Results of elections.

a. If a majority of voters in connection with the recall of any officer be in favor of the recall, the term of office of such officer shall terminate, upon the certification of the results of election by the county clerk;

b. If the results of such recall election shall, by the certificate of the county clerk, be shown to be against the recall of the officer he shall continue in office as if no recall election had been held, and the vote for the election for the successor of such officer taken at the time of such attempted recall shall be void.

C. 40:41A-98 Successor where incumbent resigns or is recalled.

98. Successor where incumbent resigns or is recalled. If the office of the incumbent shall become vacant either by his resignation or by the result of the recall election, his successor shall be the nominee receiving the greatest number of votes at the recall election. The person so elected shall serve for the remainder of the unexpired term.

C. County Legislation

C. 40:41A-99 Meetings of board; journal.

99. Meetings of board; journal. The board of freeholders shall by ordinance or resolution designate the time of holding regular meetings, which shall be at least monthly. All meetings of the board of freeholders shall be held at the county seat, except that special meetings may upon resolution of the board be held at such other times and places as the board may deem fit. The county executive, or supervisor or board chairman or president may, and upon written request of a majority of the members of the board, shall, call a special meeting of the board. In the call he shall designate

the purpose of the special meeting and not any other business shall be considered.

The Clerk to the board shall keep a journal of the board's proceedings and record, sign and present to the board for approval, the minutes of every meeting. All official action or votes of the board shall be taken at meetings open to the public.

C. 40:41A-100 Rules of procedure; quorum; resolutions; compensation.

100. Rules of procedure; quorum; resolutions; compensation.

a. The board shall promptly after its organization determine and adopt, by resolution, a set of bylaws prescribing its own rules of procedure. Said bylaws shall not be inconsistent with any lawful ordinance or statute;

b. A majority of the whole number of the members of the board shall constitute a quorum;

c. A resolution shall mean any act or regulation of the board required to be reduced to writing, but which may be finally passed at the meeting at which it is introduced. The vote upon every resolution shall be taken by roll call and the yeas and nays shall be entered on the minutes;

d. The compensation of the county executive, supervisor, manager or board president, and of freeholders and the chief administrator and department heads shall be fixed by the board by ordinance promptly after its organization.

C. 40:41A-101 Ordinances.

101. Ordinances.

a. An ordinance shall mean any act or regulation of the board required to be reduced to writing, published after introduction, and considered for final passage after public hearing at a meeting subsequent to the meeting at which it was introduced;

b. Except as otherwise provided by general law the procedure for the passage of ordinances shall be as follows:

(1) Every ordinance after being introduced and having passed a first reading, which first reading may be by title, shall be published at least once in the manner provided by section 142 of this act, together with a notice of the introduction thereof and the time and place when and where it will be further considered for final passage. If there be only one such publication the same shall be at least 2 weeks prior to the time fixed for further consideration for final passage. If there be more than one publication, the first shall be at least 2 weeks prior to the time fixed for further consideration for

final passage. A copy of the proposed ordinance shall also be sent by regular mail to the clerk of each municipality in the county not less than 10 days prior to the date of hearing.

(2) At the time and place so stated in such publication, or at any time and place to which the meeting for the further consideration of the ordinance shall from time to time be adjourned, all persons interested shall be given an opportunity to be heard concerning the ordinance. Final passage thereof shall be at least 10 days after the first reading.

(3) Upon the opening of the hearing, the ordinance shall be given a second reading, which reading may be by title, and thereafter, it may be passed by a majority of the whole number of the board, with or without amendments, or rejected. Prior to the said second reading, a copy of the ordinance shall be posted on the bulletin board or other place upon which public notices are customarily posted in the building in which the board regularly meets, and copies of the ordinance shall be made available to members of the general public who shall request such copies. If any amendment be adopted, substantially altering the substance of the ordinance, the ordinance as so amended shall not be finally adopted until at least 2 weeks thereafter, and the ordinance as amended shall be read at a meeting of the board, which reading may be by title, and shall be published, together with a notice of the introduction, and the time and place when and where the amended ordinance will be further considered for final passage, at least 5 days prior to the time so fixed. At the time and place so fixed, or at any other meeting to which the further consideration of the amended ordinance may be adjourned, the board may proceed to pass the ordinance, as amended, or again amend it in the same manner.

(4) Upon passage, every ordinance, or the title, together with a notice of the date of passage or approval, or both, shall be published at least once in the manner provided by section 142 of this act.

(5) Three copies of the full text of every ordinance so adopted shall be filed with the clerk of each municipality within the county not later than 10 days after the date of final passage.

(6) The board may enact, amend or supplement ordinances establishing, amending or supplementing a code or any parts thereof by reference to such code in any such ordinance and without inclusion of the text thereof in such ordinance if the code to be adopted and any related documents are printed in book form and a copy of such printed code and related documents so marked as to

indicate plainly what portion thereof, if less than the whole, is intended to be adopted, is annexed to such ordinance and if such code and related documents or such portion thereof as is intended to be adopted is so described in said ordinance as to identify them and there is indicated in said description the common or trade name, if any, of such code and related documents and it is stated in the ordinance that three copies of said code and said related documents, similarly marked, have been placed on file in the office of the clerk of said board, upon the introduction of said ordinance and will remain on file there until final action is taken on said ordinance, for the use and examination of the public.

It shall not be necessary to publish any such code or related documents, so to be adopted, as part of any such ordinance notwithstanding that printed copies thereof are annexed thereto, either before or after the final passage of such ordinance, if said printed copies are filed as aforesaid. The board of freeholders however may order the publication of said code or a synopsis in the manner provided by section 142 of this act if it is deemed that such procedure will be in the public interest because of the content and importance of the provisions of the code.

If any such ordinance is adopted, the said copies of said code and related documents shall remain on file in said office, so long as said ordinance is in effect, and three copies shall be placed on file and shall remain on file in the office of each clerk of each municipality within the county, for the use and examination of the public so long as said ordinance is in effect and printed copies of said ordinance and said code and related documents shall be made available to citizens on request and for which a nominal fee may be charged.

For the purpose of proof of any such ordinance or receipt thereof in evidence in all courts and places, such copy of such code and related documents, so marked and annexed to such ordinance, shall be construed to be part of said ordinance, as fully as though it had been set forth at length therein.

(7) The board may prescribe penalties for the violation of ordinances it may have authority to pass, either by imprisonment in the county jail for any term not exceeding 90 days, or by a fine not exceeding $500.00, or both. The court before which any person is convicted of violating any such ordinance shall have power to impose any fine or term of imprisonment not exceeding the maximum fixed in such ordinance.

Any person convicted of the violation of any ordinance may, in the discretion of the court by which he was convicted, and in de-

fault of the payment of any fine imposed therefor, be imprisoned in the county jail for any term not exceeding 90 days.

c. No ordinance other than the county budget ordinance shall take effect less than 20 days after its final passage by board and approval by the county executive, or supervisor or board chairman or president, where such approval is required, unless the board shall adopt a resolution declaring an emergency and at least ⅔ of all the members of the board vote in favor of such resolution.

C. 40:41A-102 Recording of ordinances and resolutions.

102. Recording of ordinances and resolutions. The clerk to the board of freeholders shall record all ordinances and resolutions adopted by board and at the close of each year, with the advice and assistance of the county counsel shall bind, compile or codify true copies of all the ordinances and resolutions adopted during that year, properly indexed. He shall cause sufficient copies thereof to be printed to enable him to file three copies with the clerk of each municipality within the county, without charge, and also to make copies available to the general public, at cost.

C. 40:41A-103 Rules and regulations; filing; publication.

103. Rules and regulations; filing; publication. No rule or regulation made by any department, officer, agency or authority of the county, except such as relates to the organization or internal management of the county government or a part thereof, shall take effect until it is filed by the clerk to the board of freeholders with the clerk of each municipality in the county, and in such other manner as may be provided by ordinance. The clerk to the board shall provide for the prompt publication of such rules and regulations.

D. Initiative and Referendum

C. 40:41A-104 Petition; percentage of registered voters required.

104. Petition; percentage of registered voters required. The voters of any county shall have the power of initiative and, pursuant thereto, may propose any ordinance and may adopt or reject the same at the polls. Any initiated ordinance may be submitted to the board by a petition signed by a number of registered voters equal to 15% of the registered voters of the county as of 40 calendar days before the last most recent primary or general election.

C. 40:41A-105 Power of referendum; time for filing petition.

105. Power of referendum; time for filing petition. The voters shall have the power of referendum and, pursuant thereto, may approve or reject at the polls any ordinance submitted by the board

to the voters or any ordinance passed by the board, against which a referendum petition has been filed as herein provided. No ordinance passed by the county board, except when otherwise required by general law or permitted by the provisions of section 116 or any other section of this act, shall take effect earlier than 20 days from the time of its final passage and its approval by the county executive or supervisor or board chairman or president where such approval is required. If within 20 days after such final passage and approval of such ordinance a petition protesting against the passage of such ordinance shall be filed with the county clerk and if the petition shall be signed by a percentage of the registered voters in numbers equal to 15% of the registered voters of the county as of forty calendar days before the last most recent primary or general election, the ordinance shall be suspended from taking effect until proceedings are had as herein provided.

C. 40:41A-106 Petition papers; affidavits.

106. Petition papers; affidavits. All petition papers circulated for the purposes of an initiative or referendum shall be uniform in size and style. Initiative petition papers shall contain the full text of the proposed ordinance. The signatures to initiative or referendum petitions need not all be appended to one paper, but to each separate petition there shall be attached a statement of the circulator thereof as provided by this section. Each signer of any such petition paper shall sign his name in ink or indelible pencil and shall indicate after his name his place of residence by street and number, or other description sufficient to identify the place. There shall appear on each petition paper the names and addresses of three voters, designated as the committee of petitioners, who shall be regarded as responsible for the circulation and filing of the petition and for its possible withdrawal as hereinafter provided. Attached to each separate petition paper there shall be an affidavit of the circulator thereof that he, and he only, personally circulated the foregoing paper, that all the signatures appended thereto were made in his presence, and that he believes them to be the genuine signatures of the persons whose names they purport to be.

C. 40:41A-107 Filing of petition papers; examination; certification of result.

107. Filing of petition papers; examination; certification of result. All petition papers comprising an initiative or referendum petition shall be assembled and filed with the county clerk as one instrument. Within 20 days after a petition is filed, the county clerk shall determine whether each paper of the petition has a proper statement of the circulator and whether the petition is

signed by a sufficient number of qualified voters. After completing his examination of the petition, the county clerk shall certify the result thereof to the board at its next regular meeting. If he shall certify that the petition is insufficient he shall set forth in his certificate the particulars in which it is defective and shall at once notify at least two members of the committee of the petitioners of his findings.

C. 40:41A-108 Amendment of initiative or referendum petition.

108. Amendment of initiative or referendum petition. An initiative or referendum petition may be amended at any time within 10 days after the notification of insufficiency has been served by the county clerk, by filing a supplementary petition upon additional papers signed and filed as provided in case of an original petition. The county clerk shall, within 5 days after such an amendment is filed, examine the amended petition and, if the petition be still insufficient, he shall file his certificate to that effect in his office and notify the committee of the petitioners of his findings and no further action shall be had on such insufficient petition. The finding of the insufficiency of a petition shall not prejudice the filing of a new petition for the same purpose.

C. 40:41A-109 Suspension of ordinance.

109. Suspension of ordinance. Upon the filing of a referendum petition with the county clerk, the ordinance shall be suspended until 10 days following a finding by the county clerk that the petition is insufficient or, if amended petition be filed, until 5 days thereafter; or, if the petition or amended petition be found to be sufficient, until it be withdrawn by the committee of the petitioners or until repeal of the ordinance by vote of the board or approval or disapproval of the ordinance by the voters.

C. 40:41A-110 Submission to board of freeholders.

110. Submission to board of freeholders. Upon a finding by the county clerk that any petition or amended petition filed with him in accordance with this act is sufficient, the clerk shall submit the same to the board without delay. An initiative ordinance so submitted shall be deemed to have had first reading and provision shall be made for a public hearing.

C. 40:41A-111 Submission of ordinance to voters; withdrawal of petition.

111. Submission of ordinance to voters; withdrawal of petition. If within 60 days of the submission of a certified petition by the county clerk the board shall fail to pass an ordinance requested by

a referendum petition, the county clerk shall submit the ordinance to the voters, unless within 10 days after final adverse action by the board or after the expiration of the time allowed for such action, as the case may be, a paper signed by at least four of the five members of the committee of the petitioners shall be filed with the county clerk requesting that the petition be withdrawn. Upon the filing of such a request, the original petition shall cease to have any force or effect.

C. 40:41A-112 Referendum election.

112. Referendum election. Any ordinance to be voted on by the voters in accordance with sections 104 through 116 of this act shall be submitted at the next general or regular county election occurring not less than 60 days after the date of final action by the board or the expiration of the time allowed for action by board in section 111 of this article, as the case may be, provided that if no such election is to be held within 90 days the board may in its discretion provide for a special election.

C. 40:41A-113 Number of proposed ordinances voted upon; time between special elections.

113. Number of proposed ordinances voted upon; time between special elections. Any number of proposed ordinances may be voted upon at the same election in accordance with the provisions of this article, but there shall not be more than one special election in any period of 6 months for such purpose.

C. 40:41A-114 Publication of ordinance.

114. Publication of ordinance. Whenever an ordinance is to be submitted to the voters of the county at any election in accordance with this article, the clerk shall cause the ordinance to be published in the manner provided by section 142 of this act. The publication shall be not more than 20 nor less than 5 days before the submission of the ordinance or proposition to be voted on.

C. 40:41A-115 Ballots.

115. Ballots. The ballots to be used at such election shall be in substantially the following form:

> "To vote upon the public question printed below, if in favor thereof mark a cross (×) or plus (+) or check (√) in the square at the left of the word 'Yes', and if opposed thereto mark a cross (×) or plus (+) or a check (√) in the square to the left of the word 'No'."

	Yes	"Shall the ordinance (indicate whether submitted by board or initiative or referendum petition) providing for (here state nature of proposition) be adopted?"
	No	

C. 40:41A-116 Results of election; conflicting measures.

116. Results of election; conflicting measures. If a majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof, such ordinance shall thereupon become a valid and binding ordinance of the county and be published as in the case of other ordinances. If the provisions of two or more measures approved or adopted at the same election conflict, then the measure receiving the greatest affirmative vote shall control.

E. Election Districts

C. 40:41A-117 Division of county adopting a district representation system under section 1.14 c into districts.

117. Division of county adopting a district representation system under section 14. c. into districts. Whenever any county adopts a district representation system as set forth in section 14. c. of this act, said county shall be divided into districts by the district commissioners as hereinafter provided.

C. 40:41A-118 District commissioners.

118. District commissioners. The members of the county board of elections, together with the county clerk of the county, shall constitute the district commissioners.

C. 40:41A-119 Meeting of district commissioners; division into districts.

119. Meeting of district commissioners; division into districts. Within 5 days following the election at which the voters of the county shall have adopted one of said optional plans, the district commissioners shall meet and, having first taken and subscribed before some officer authorized to administer oaths, an oath faithfully and impartially to perform the duties imposed upon them, shall forthwith proceed to divide the county into such number of districts as is specified in the adopted plan.

C. 40:41A-120 Boundaries of districts; population difference.

120. Boundaries of districts; population difference. The district commissioners shall fix and determine the district boundaries so that each district is formed of compact and contiguous territory. The districts so created shall be as equal as possible in population.

C. 40:41A-121 Report and certificate; map.

121. Report and certificate; map. Within 30 days after the adoption of one of said optional plans, the district commissioners shall make and file their report and certificate over at least three of their signatures setting forth and properly describing the district boundaries fixed and determined, to which there shall be annexed a map of the county with the district boundaries clearly marked thereon.

The report so certified shall be filed in the office of the clerk of the county, and a copy thereof shall also be filed with the Secretary of State.

C. 40:41A-122 Notice of district boundaries; publication.

122. Notice of district boundaries; publication. A notice of the district boundaries as fixed and determined by the district commissioners shall be published by the clerk of the county at least once in the manner provided by section 142 of this act within 2 weeks immediately next succeeding the filing of the report and certificate required by section 121 of this act.

Upon completion of the publication, all officers elected or appointed in the county for or representing the districts thereof shall be elected from or appointed for the districts fixed by the district commissioners hereunder.

C. 40:41A-123 Adjustments in district boundaries following census.

123. Adjustments in district boundaries following census. Within 3 months following the official promulgation of each decennial Federal census, the district commissioners shall meet, in the manner heretofore provided in this article for the purpose of making such adjustments in district boundaries as shall be necessary pursuant to section 120 of this act. Within 30 days following such meeting they shall discharge their duties and report to the county in the same manner as provided in sections 121 and 122 of this act.

F. Succession in Government

C. 40:41A-124 Schedule of installation of optional plan adopted.

124. Schedule of installation of optional plan adopted. The schedule of installation of an optional plan adopted pursuant to this act shall, as provided herein, take the following course:

a. An election to submit the question of adoption of an optional plan may be held at any time in accordance with the provisions of article 1 of this act;

b. In the event of a favorable vote of the voters at the above election, the first election of officers under the adopted plan shall take place at the next general election occurring no less than 75 days next following the adoption of one of the optional plans in this act.

c. The offices of the entire board of freeholders and all other offices established by any plan in this act which has been adopted by the registered voters of the county except sheriff, clerk, surrogate and register of wills shall be voted on at the first general election following adoption of such plan. In November of the first general election after the adoption of any plan provided in this act, the terms of all incumbent members of the board of freeholders shall be deemed terminated at noon on the first Monday following the election of the new board of freeholders. On that date the newly-elected freeholders shall take office and the new board shall organize itself in accordance with the plan adopted thereunder. All freeholders and other officers elected in the first general election following the adoption of any plan provided in this act shall take office at noon on the Monday next following their election, but their terms shall expire in accordance with the plan selected, as if they had taken office on January 1 in the year following their election. But nothing in this section shall be construed to prevent an incumbent freeholder from becoming a candidate for the new board, even if his present time on the board has not yet expired. In the event that the plan approved provides for concurrent terms, all freeholders shall be elected for concurrent 3-year terms. In the event that the approved plan provides for staggered terms, terms shall be as follows:

(1) If there be five members to be elected, two shall be elected for 3 years, two shall be elected for 2 years, and one for 1 year.

(2) If there be seven members to be elected, three shall be elected for 3 years, two for 2 years, and two for 1 year.

(3) If there be nine members to be elected, three shall be elected for 3 years, three for 2 years and three for 1 year.

In all elections, after the first election under this act, all members shall be elected for 3-year terms beginning on January 1 in the year following their election.

C. 40:41A-125 Adoption of the administrative code.

125. Adoption of the administrative code. On or before 12:00 m. on May 1 following the organization of the first board of chosen freeholders elected under this act, the board of chosen freeholders shall adopt an administrative code organizing the administration of the county government, setting forth the duties and responsibilities and powers of all county officials and agencies, and the manner of performance needed. Nothing in the administrative code shall change the duties or powers of county officers whose existence is mandated by the constitution or shall diminish the duties, responsibilities or powers of any elected or appointed head of the executive branch or chief assistant thereto or chief or county administrator.

C. 40:41A-126 Effective date of administrative code.

126. Effective date of administrative code. At 12:00 m. on May 1 following the organization of the first board of chosen freeholders elected under this act, the administrative code shall enter into effect, and all theretofore existing agencies shall assume the form, perform the duties, and exercise the power granted them under the administrative code and shall do so in the manner prescribed therein.

C. 40:41A-127 Existing resolutions remain in force where not inconsistent.

127. Existing resolutions remain in force where not inconsistent. Upon the effective date of the charter change, all resolutions of the county to the extent that they are not inconsistent with the provisions of this act shall remain in full force and effect until modified or repealed as provided by law.

C. 40:41A-128 Appointments between election and time of taking office under optional plan; pending actions and proceedings.

128. Appointments between election and time of taking office under optional plan; pending actions and proceedings.

a. No subordinate board, department, body, office, position or employment shall be created and no appointments shall be made to any subordinate board, department or body, or to any office, employment or position, without limitation, between the date of election of officers and the date of the adoption of the administrative code.

b. All actions and proceedings of a legislative, executive or judicial character which are pending upon the effective date of an optional plan adopted pursuant to this act may continue, and the appropriate officer or employee theretofore exercising or discharg-

ing the function, power or duty involved in such action or proceeding.

G. Civil Service

C. 40:41A-129 Employees in the classified service.

129. Employees in the classified service. At 12:00 m. on May 1 following the election of the first freeholder board elected under any plan set forth in articles 3 through 6 of this act, all officers and employees in the classified service of the county shall be transferred to the department, division or agency to which the functions, powers or duties in which they were engaged are allocated under the administrative code. Such transfer shall be without examination or diminution of existing compensation, pension or retirement rights, privileges or obligations of any such officer or employee. It is the intent of the Legislature that the adoption of any plan found in this charter shall not adversely affect the civil service tenure, pension, seniority or promotional rights of any county officer or employee in the classified service.

C. 40:41A-130 County administration of civil service.

130. County administration of civil service. The board of freeholders of any county adopting one of the plans of government set forth in this act may by resolution apply to the New Jersey Civil Service Commission for permission to administer the merit system through a county department of civil service. Such administration shall include classification, recruitment, examination, establishment of eligibility lists, grievances, compensation, and other conditions of employment, all to be performed under the general supervision of the New Jersey Department of Civil Service, and in addition such other functions as the State Department may authorize or approve.

C. 40:41A-131 Procedures for establishment of county department of civil service.

131. Procedures for establishment of county department of civil service. Upon passage of a resolution by the board of freeholders calling for the establishment of a county department of civil service the chief executive of the county shall transmit a copy of the resolution together with such other communication as he may deem appropriate to the President of the New Jersey Civil Service Commission. The president of the commission shall then instruct his staff to determine if administration of civil service by that county would be consistent with the administration of an equitable system governing the employment of public employees throughout the

State, the best interests of public employees throughout the State and within the county requesting such approval, and the public interest in the efficient governance of the county on behalf of its citizens.

The commission shall, by rules adopted for the purpose, require the board of freeholders requesting its approval to submit a plan for the administration by such county department of a system of civil service, which plan shall include information sufficient to determine the capacity, competency and ability of the county department to administer properly the provisions of the Civil Service Law. Such plan shall not be implemented nor shall such department be operative until after receipt by the requesting board of freeholders of a statement of approval, in writing, of the Civil Service Commission and, in any event, until after the passage of 2 years from the date upon which such plan is submitted by the board to the commission. The revision, amendment or repeal of such plan and the acts and ordinances enacted in connection therewith shall be subject to the approval of the commission in the same manner as hereinabove provided except that the mandatory period of delay shall not apply and the Civil Service Commission shall exercise its authority to approve or disapprove within a reasonable time. The Civil Service Commission shall assure the compliance with provisions of the Civil Service Law of the administration of a system of civil service by any county department and the administration of such a system shall be subject to the continuing audit, review and approval of the State Civil Service Commission pursuant to rules promulgated by it for that purpose.

H. The Budgetary Process

C. 40:41A-132 Fiscal year.

132. Fiscal year. The fiscal year of the county shall be the calendar year except as may be otherwise provided by the Local Budget Law.

C. 40:41A-133 Preparation and submission of current expense budget and capital budget; hearings, distribution of budget document.

133. Preparation and submission of current expense budget and capital budget; hearings, distribution of budget document. On or before January 15 of each year, the budget officer (i.e. the county executive in the case of a charter adopted under article 3, the county manager in the case of a charter adopted under article 4, or the chief administrator in the case of charters adopted under

articles 5 and 6), shall submit to the board of chosen freeholders, a budget document consisting of: (1) the current expense budget for the ensuing fiscal year; (2) the county capital budget and (3) a budget message. On or before September 1 of each year, the budget officer shall establish the schedules and procedures to be followed by all county departments, offices and agencies to prepare for these and all other financial documents. Every budgetary request shall be advertised according to law. No budgetary request shall be approved and submitted by the budget officer until after a public hearing has been held thereon and taxpayers and all persons having an interest therein shall have been given an opportunity to present objections. Public hearings on budget requests shall be held according to law, at the time and place set by the budget officer.

C. 40:41A-134 Scope of budget and message.

134. Scope of budget and message. The budget document shall be prepared by the budget officer in such form as will comply with the Local Budget Law, together with such additional schedules and analyses as he deems desirable, or as may be required or approved by the board of chosen freeholders. The budget message shall explain the budget both in fiscal terms and in terms of work to be done. It shall outline the proposed financial policies of the county for the ensuing fiscal year, describe the important features of the budget plan, and indicate its major objectives. It shall indicate any major changes in financial policies and in expenditures, appropriations and revenues as compared with the preceding fiscal year, and shall set forth reasons for the changes.

C. 40:41A-135 Scope of capital budget and program; definitions.

135. Scope of capital budget and program; definitions. The capital budget and program shall be prepared by the budget officer in such form as required by law, together with such schedules and analyses as he deems desirable, or as may be required or approved by the board of freeholders.

A capital budget shall be a plan for the expenditure of public funds for capital purposes for the ensuing year showing as income: the revenues, special assessments, free surplus, in down payment appropriations to be applied to the cost of a capital project or projects, expenses of issuance of obligations, engineering supervision, contracts and other related expenditures.

A capital program shall include a statement of capital undertakings underway or projected for a period not greater than over the next ensuing 6 years as a general improvement program.

C. 40:41A-136 Budgets: notice and hearing.

136. Budgets: notice and hearing. A public hearing shall be held on the current expense budget and capital budget in accordance with the Local Budget Law. At such hearings, the budget officer shall provide for discussion of the capital program as well.

C. 40:41A-137 Budgets: board action.

137. Budgets: board action. After the public hearing, the board shall act upon the budget document in accordance with the Local Budget Law.

C. 40:41A-138 Appropriation requests; allotments.

138. Appropriation requests; allotments. During the next to last month before the beginning of the fiscal year, the head of each department, office and agency of the county shall submit to the budget officer a work program for the year, which program shall include all requests for appropriations for its operation and maintenance, and shall show the proposed allotments of said appropriations for such department, office or agency by quarters for the entire fiscal year. The budget officer shall review requested allotments in light of the work program of the department, office or agency concerned, and if he deems it necessary, may revise, alter, or change them before the same are submitted to the board of freeholders. The aggregate of such allotments shall not exceed the total appropriation available to each department, office or agency for the fiscal year.

No expenditure for a department, office or agency shall be made from the appropriations except on the basis of approved allotments. The approved allotments may be revised during the fiscal year, within the appropriations available by the budget officer or upon application by the head of any department, office or agency approved by the budget officer. If at any time during the fiscal year, the budget officer shall ascertain that the probable current revenue, plus fund balances, for the fiscal year will be less than the total appropriations, he may reconsider the work programs and allotments of the several departments, offices and agencies and revise them accordingly.

C. 40:41A-139 Payments and obligations; certifications; penalties.

139. Payments and obligations; certifications; penalties. No payment shall be authorized or made and no obligations shall be incurred against the county except in accordance with appropriations duly made. No obligation shall be incurred against any

allotment or appropriation unless the budget officer or his designee first certifies that there is a sufficient unencumbered balance in the allotment or appropriation, and that sufficient funds therefrom will be available to meet the obligation concerned when it becomes due and payable. Any county officer or employee who knowingly authorizes or makes any payments or incurs any obligation in violation of the provisions of this charter or takes part therein may in addition to any other penalty provided by law, be removed from his office or employment.

C. 40:41A-140 Other payments and obligations.

140. Other payments and obligations. Nothing contained in this section or otherwise in the charter shall be construed to prevent the making or authorizing of payments or making of contracts for capital improvements to be financed wholly or partly by the issuance of bonds; nor shall it prevent the making, when permitted by statute or ordinance, of any contract or lease providing for the payment of funds at a time beyond the end of the fiscal year in which the contract or lease is made. Any contract, lease or other obligation requiring the payment of funds from the appropriations of a later fiscal year or of more than 1 fiscal year may be made or approved only by ordinance.

C. 40:41A-141 Annual post-audit.

141. Annual post-audit. The board of chosen freeholders shall provide annually for an independent audit of the accounts and other evidences of financial transactions of the county and of every county department, office and agency, pursuant to law.

I. Publication of Official Notices

C. 40:41A-142 Publication of notices.

142. Whenever notice by publication is required under this act the clerk to the board of freeholders or the county counsel, whichever shall be charged by the board to do so, or any other person charged under any section of this act with the duty of causing such publication, shall cause all such notices to be published in two newspapers qualified by law and designated by majority vote of the board of freeholders to publish the county's legal notices. The two newspapers designated by the board of freeholders shall be:

a. both printed and published in the county one of which shall be either a newspaper published at the county seat of such county or a newspaper published in a municipality in such county having the

largest population according to the last population estimate published by the Division of Economic Development of the New Jersey Department of Labor and Industry; or

b. one printed and published in such county and one circulating in such county, if only one daily newspaper is printed and published in such county; or

c. one published at the county seat and one circulating in the county if no daily newspaper is published; or

d. both circulating in such county, if no newspapers are printed and published in such county.

J. General Provisions

C. 40:41A-143 Partial invalidity.

143. Partial invalidity. If any clause, sentence, paragraph, section, or part of this act shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

C. 40:41A-144 Short title.

144. Short title. This act shall be known as the "Optional County Charter Law."

145. Effective date. This act shall take effect immediately.

Approved September 19, 1972.

CHAPTER 155

An Act concerning elections, and amending R. S. 19:45–6.

Be it enacted *by the Senate and General Assembly of the State of New Jersey:*

1. R. S. 19:45–6 is amended to read as follows:

Compensation of members of district boards.

19:45–6. The compensation of each member of the district boards for all services performed by them under the provisions of this Title shall be as follows:

In all counties, for all services rendered including the counting of the votes, and in counties wherein voting machines are used, the tabulation of the votes registered on the voting machines, and the delivery of the returns, registry binders, ballot boxes and keys for the voting machines to the proper election officials, $40.00 each time the primary election, the general election or any special election is held under this Title; provided, however, that in counties wherein voting machines are used no compensation shall be paid for any services rendered at any special election held at the same time as any primary or general election and, provided, further, that in the other counties the compensation for services rendered at any special election held at the same time as any primary or general election shall be $5.00;

In counties where the county board of elections does not mail out the sample ballots to each registered voter in the county, $7.50 shall be paid each time the members of the district board shall address and mail such sample ballots.

Such compensation shall be in lieu of all other fees and payments.

Compensation due each member shall be paid within 30 days but not within 20 days after each election; provided, however, that no compensation shall be paid to any such member until 10 days after final order has been entered on any recount which may have been allowed affecting such district; and provided further, that no compensation shall be paid to any member of any such district board who may have been removed from office or application for the removal of whom is pending under the provisions of section 19:6–4 of this Title.

2. This act shall take effect immediately.

Approved September 20, 1972.

CHAPTER 156

AN ACT concerning deputy surrogates and amending N. J. S. 2A:5–9.

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

1. N. J. S. 2A:5–9 is amended to read as follows:

Deputy surrogate; appointment, term, general powers and duties, tenure of office, removal.

2A:5–9. Any surrogate may, in his discretion and from time to time, subject to the provisions hereof, appoint a deputy surrogate to serve at the pleasure of the surrogate and as provided in section 2A:5–5 of this Title; and the deputy surrogate shall, in the absence or inability of the surrogate, have all the powers and shall perform all the duties of the office of surrogate.

Any deputy surrogate in a county of the first class who has served continuously in the office of deputy surrogate for a period of at least 10 years, shall enjoy tenure of office, and shall not be removed therefrom, except, after due hearing, upon notice, for just and sufficient cause.

2. This act shall take effect immediately.

Approved September 20, 1972.

CHAPTER 157

AN ACT concerning periodic actuarial investigation of pension and retirement systems funded by the State and amending N. J. S. 18A:66–58, P. L. 1954, c. 84, s. 19, P. L. 1944, c. 255, s. 13 and P. L. 1965, c. 89, s. 32.

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

1. N. J. S. 18A:66–58 is amended to read as follows:

Actuary's report.

18A:66–58. The actuary shall recommend, and the Division of Pensions shall keep in convenient form, such data as shall be necessary for actuarial valuation of the various funds created by this article. At least once in every 3-year period the actuary shall make an actuarial investigation into the mortality, service and compensation or salary experience of the members and beneficiaries as defined in this article and shall make a valuation of the assets and liabilities of the various funds created by this article. Upon the basis of such investigation and valuation, with the advice of the actuary, the board shall:

(a) Adopt for the retirement system such mortality, service and other tables as shall be deemed necessary;

(b) Certify the rates of deduction from compensation computed to be necessary to pay the annuities authorized under the provisions of this article; and

(c) Certify the rates of contribution, expressed as a proportion of the compensation of members, which shall be made by the State to the contingent reserve fund.

2. Section 19 of P. L. 1954, c. 84 (C. 43:15A–19) is amended to read as follows:

C. 43:15A-19 Actuarial information and investigation; tables; rates of deduction and contribution.

19. The actuary shall recommend, and the Division of Pensions shall keep in convenient form, such data as shall be necessary for actuarial valuation of the various funds created by this act. At least once in every 3-year period, the actuary shall make an actuarial investigation into the mortality, service, and compensation or salary experience of the members and beneficiaries as defined in this chapter and shall make a valuation of the assets and liabilities of the various funds created by this act. Upon the basis of such investigation and valuation, with the advice of the actuary, the board shall:

a. Adopt for the retirement system such mortality, service and other tables as shall be deemed necessary;

b. Certify the rates of deduction from compensation computed to be necessary to pay the annuities authorized under the provisions of this act; and,

c. Certify the rates of contribution, expressed as a proportion of the compensation of members which shall be made by the State and other employers to the contingent reserve fund.

3. Section 13 of P. L. 1944, c. 255 (C. 43:16A–13) is amended to read as follows:

C. 43:16A-13 Board of trustees; membership, appointment or election, oath, vacancies, compensation, duties; medical board.

13. (1) Subject to the provisions of P. L. 1955, c. 70, the general responsibility for the proper operation of the retirement system is hereby vested in a board of trustees.

(2) The board shall consist of nine trustees as follows:

(a) Four members to be appointed by the Governor, who shall serve at the pleasure of the Governor and until their successors are appointed and who shall be private citizens of the State of New

Jersey who are neither an officer thereof nor an active or retired member of any police or fire department thereof.

(b) The State Treasurer or the Deputy State Treasurer, when designated for that purpose by the State Treasurer.

(c) Two policemen and two firemen who shall be members of the system and who shall be elected by the members of the system for a term of 4 years according to such rules and regulations as the board of trustees shall adopt to govern such election.

(3) Each trustee shall, after his appointment or election, take an oath of office that, so far as it devolves upon him he will diligently and honestly fulfill his duties as a board member, and that he will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed by the member making it, and certified by the officer before whom it is taken, and immediately filed in the office of the Secretary of State.

(4) If a vacancy occurs in the office of a trustee, the vacancy shall be filled in the same manner as the office was previously filled.

(5) The trustees shall serve without compensation, but they shall be reimbursed for all necessary expenses that they may incur through service on the board.

(6) Each trustee shall be entitled to one vote in the board. Five trustees must be present at any meeting of said board for the transaction of its business.

(7) Subject to the limitations of this act, the board of trustees shall annually establish rules and regulations for the administration of the funds created by this act and for the transaction of its business. Such rules and regulations shall be consistent with those adopted by the other pension funds within the Division of Pensions in order to permit the most economical and uniform administration of all such retirement systems.

(8) The board of trustees shall elect from its membership a chairman. The Chief of the Bureau of Police and Fire Funds of the Division of Pensions of the State Department of the Treasury shall be the secretary of the board. The administration of the program shall be performed by the personnel of the Division of Pensions.

(9) The board of trustees shall keep a record of all of its proceedings which shall be open to public inspection. The retirement system shall publish annually a report showing the fiscal transactions of the retirement system for the preceding year, the amount of the accumulated cash and securities of the system, and

the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

(10) The Attorney General of the State of New Jersey shall be the legal advisor of the board of trustees.

(11) The State Treasurer shall designate a medical board after consultation with the Director of the Division of Pensions, subject to veto by the board of trustees for valid reason. It shall be composed of three physicians who are not eligible to participate in the retirement system. The medical board shall pass upon all medical examinations required under the provisions of this act, shall investigate all essential statements and certificates by or on behalf of a member in connection with an application for disability retirement, and shall report in writing to the retirement system its conclusions and recommendations upon all matters referred to it.

(12) The actuary of the system shall be designated by the State Treasurer after consultation with the Director of the Division of Pensions, subject to veto by the board for valid reason. He shall be the technical advisor of the board of trustees on matters regarding the operation of the funds created by the provisions of this act, and shall perform such other duties as are required in connection therewith.

(13) At least once in each 3-year period the actuary shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries of the retirement system and, with the advice of the actuary, the board of trustees shall adopt for the retirement system such mortality, service and other tables as shall be deemed necessary and shall certify the rates of contribution payable under the provisions of this act.

(14) (Deleted by amendment.)

(15) On the basis of such tables recommended by the actuary as the board of trustees shall adopt and regular interest, the actuary shall make an annual valuation of the assets and liabilities of the funds of the system created by this act.

(16) The various funds created by this act shall be subject to the supervision of the Department of Insurance of the State of New Jersey.

(17) Each policeman or fireman member of the board of trustees shall be entitled to time off from his municipal or county duty, with pay, during the periods of his attendance upon regular or special

meetings of the board of trustees, and such time off shall include reasonable travel time required in connection therewith.

4. Section 32 of P. L. 1965, c. 89 (C. 53:5A–32) is amended to read as follows:

C. 53:5A-32 Duties of actuary.

32. The actuary shall recommend such data as shall be necessary for actuarial valuation of the various funds created by this act. At least once in every 3-year period the actuary shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries and shall make a valuation of the assets and liabilities of the various funds created by this act. Upon the basis of such investigation and valuation, with the advice of the actuary, the board shall adopt for the retirement system such mortality, service and other tables as shall be deemed necessary.

5. This act shall take effect July 1 next following enactment.

Approved September 27, 1972.

CHAPTER 158

AN ACT providing for the escheat of certain unclaimed pension payments held in State-administered pension and retirement systems, and supplementing article 3 of chapter 37 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:37-46 "Unclaimed pension payments" defined.

1. As used in this act "unclaimed pension payments" means and includes amounts due and payable to a member or former member of a State-administered pension or retirement system or to his survivors or estate.

C. 2A:37-47 Escheat of unclaimed pension payments.

2. Whenever the whereabouts of a person to whom unclaimed pension payments are payable has been and remains unknown for a period of 5 successive years, or such a pension payment has been and remains unclaimed for a period of 5 successive years, the matter shall be reported to the Attorney General who shall institute a

summary action in the name of the State for the escheat thereof to the pension fund from which payable in accordance with the provisions of article 3 of chapter 37 of Title 2A of the New Jersey Statutes (N. J. S. 2A:37–29 et seq.).

3. This act shall take effect immediately.

Approved September 27, 1972.

CHAPTER 159

AN ACT concerning the theft or destruction of money, chattels and other articles, amending N. J. S. 2A:119–2, 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. N. J. S. 2A:119–2 is amended to read as follows:

Stealing money, chattels or personal property.

2A:119–2. Any person who:

a. Steals any money, goods, chattels or other personal property of another; or

b. Digs, pulls, pulls up, picks, gathers, breaks, rips, cuts, severs, roots up, or otherwise destroys or damages, carries away or unlawfully appropriates, with intent to steal, any real or personal property of another, or any part thereof; or

c. Willfully kills any animal with intent to steal it or any part thereof, the property of another—

Is guilty of a misdemeanor, if the price or value of such property is in excess of $200.00 and under $500.00, and if the price or value thereof be $500.00 or over such person is guilty of a high misdemeanor.

C. 2A:170-30.1 Stealing money, chattels or personal property.

2. Any person who:

a. Steals any money, goods, chattels or other personal property of another; or

b. Digs, pulls, pulls up, picks, gathers, breaks, rips, cuts, severs, roots up, or otherwise destroys or damages, carries away or unlawfully appropriates, with intent to steal, any real or personal property of another, or any part thereof; or

c. Willfully kills any animal with intent to steal it or any part thereof, the property of another—

Is a disorderly person, if the price or value of any such property is $200.00 or less.

3. This act shall take effect immediately.

Approved September 27, 1972.

CHAPTER 160

AN ACT concerning the receiving of stolen property and the harboring of thieves, amending N. J. S. 2A:139–1 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. N. J. S. 2A:139–1 is amended to read as follows:

Buying or receiving stolen property; harboring thief; possession as sufficient evidence to convict, except in certain cases.

2A:139–1. Any person who receives or buys any goods or chattels, or choses in action, or other thing of value stolen from any other person or taken from him by robbery or otherwise unlawfully or fraudulently obtained, or converted contrary to law, whether the stealing or robbery was committed either in or out of this State, and whether the property was received or bought from the thief or robber, or from another person, or who receives, harbors or conceals any thief or robber knowing him to be so, is guilty of a high misdemeanor if the price or value of the property received or bought is $500.00 or more, and is guilty of a misdemeanor if the price or value of such property is in excess of $200.00 but less than $500.00.

Possession of such property within 1 year from the date of such stealing, robbery or unlawful or fraudulent obtaining, shall be deemed sufficient evidence to authorize conviction, unless the accused show to the satisfaction of the jury either:

a. That the property, considering the relations of the parties thereto and the circumstances thereof, was a gift to him and not received by him from a minor under the age of 16 years; or

b. That the amount paid by him for the property represented its fair and reasonable value and that it was not received by him from a minor under the age of 16 years; or

c. That when he bought the property he knew or made inquiries sufficient to satisfy a reasonable man, that the seller was in a regular and established business for dealing in property of the description of the property purchased; or

d. That when he received or bought the property, he simultaneously with or before the receipt or sale, reported the transaction to the police authorities of the municipality in which he resided at the time of such receiving or buying and that the property was not received by him from a minor under the age of 16 years; or

e. That before he received or bought the property from a minor under the age of 16 years, he first communicated with the police authorities of the municipality in which he resided and obtained their approval for the purchase, barter, exchange or receipt of possession thereof.

C. 2A:170-41.1 Buying or receiving stolen property; possession as sufficient evidence to convict, except in certain cases.

2. Any person who receives or buys any goods or chattels, or choses in action, or other thing of value stolen from any other person or taken from him by robbery or otherwise unlawfully or fraudulently obtained, or converted contrary to law, whether the stealing or robbery was committed either in or out of this State, and whether the property was received or bought from the thief or robber, or from another person, is a disorderly person if the price or value of the property received or bought is $200.00 or less.

Possession of such property within 1 year from the date of such stealing, robbery or unlawful or fraudulent obtaining, shall be deemed sufficient evidence to authorize conviction, unless the accused show to the satisfaction of the jury either:

a. That the property, considering the relations of the parties thereto and the circumstances thereof, was a gift to him and not received by him from a minor under the age of 16 years; or

b. That the amount paid by him for the property represented its fair and reasonable value and that it was not received by him from a minor under the age of 16 years; or

c. That when he bought the property he knew or made inquiries sufficient to satisfy a reasonable man, that the seller was in a regular and established business for dealing in property of the description of the property purchased; or

d. That when he received or bought the property, he simultaneously with or before the receipt or sale, reported the transaction to the police authorities of the municipality in which he resided at the time of such receiving or buying and that the property was not received by him from a minor under the age of 16 years; or

e. That before he received or bought the property from a minor under the age of 16 years, he first communicated with the police authorities of the municipality in which he resided and obtained their approval for the purchase, barter, exchange or receipt of possession thereof.

3. This act shall take effect immediately.

Approved September 27, 1972.

CHAPTER 161

AN ACT concerning regional school districts and amending N. J. S. 18A:13–8.

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

1. N. J. S. 18A:13–8 is amended to read as follows:

Number of members of regional boards; apportionment.

18A:13–8. The board of education of a regional district shall consist of nine members unless it consists of more than nine constituent districts, in which case the membership shall be as hereinafter set forth. If there are nine or less constituent districts, the members of the board of education of the regional district shall be apportioned by the county superintendent or county superintendents of the county or counties in which the constituent districts are situate, among said districts as nearly as may be according to the number of their inhabitants except that each constituent district shall have at least one member.

In making the apportionment of the membership of a regional board of education among the several school districts uniting to create a regional school district, as required by section 18A:13–36, there shall be subtracted from the number of inhabitants of a constituent school district, as shown by the last Federal census officially promulgated in this State, the number of such inhabitants who according to the records of the Federal Bureau of the Census

were patients in, or inmates of, any State or Federal hospital or prison, or who are military personnel stationed at, or civilians residing within the limits of, any United States Army, Navy or Air Force installation, located in such constituent school district. The resulting number of inhabitants of the constituent district, so determined, shall be known as the apportionment population of the constituent district.

If there are more than nine constituent districts, the board of education shall consist of not less than nine and not more than 15 members. The number of members on the board shall be determined and they shall be apportioned among the constituent districts by the appropriate county superintendent or superintendents through the following procedure:

a. The apportionment population of each constituent district shall be calculated.

b. An "approximate board size" shall be selected, which shall be the same as the number of constituent districts.

c. An "approximate representative ratio" shall be calculated by adding the apportionment populations of all constituent districts and dividing the sum by the approximate board size.

d. All constituent districts shall be listed in ascending order of their apportionment populations. If the first constituent district in said list has an apportionment population which is less than the "approximate representative ratio," it shall be combined with the constituent district contiguous to it having the smallest apportionment population. This process shall be repeated for each successively larger constituent district or combination of constituent districts until all remaining constituent districts or combination of constituent districts shall have apportionment populations equal to, or exceeding the approximate representative ratio. The districts formed in this manner shall be known as "representative districts."

e. There shall be established a priority list according to the method of equal proportions for the apportionment of not more than 15 seats on the regional district board of education among the representative districts.

f. At each successive possible size for the regional district board of education from nine through 15 members:

(1) the representative ratio shall be calculated by dividing the sum of the apportionment populations of the representative districts by the number of members of the regional board of education, and

(2) the members shall be apportioned among the representative districts by the method of equal proportions, and

(3) the relative deviation for each representative district shall be calculated by dividing the apportionment population of the representative district by the number of seats assigned to that district, subtracting from the resulting quotient the representative ratio, and expressing the result as a percentage of the representative ratio.

g. The number of members of the regional district board of education shall be fixed at the point from nine through 15 members, inclusive, where the most extreme relative deviation of any representative district is found to be the smallest.

h. The members of the regional district board of education shall be apportioned among the representative districts according to the method of equal proportions, and where a representative district is composed of more than one constituent district, members shall be elected at large from within the representative district.

i. Whenever the above reapportionment procedure is used for a regional district having more than nine constituent districts, the terms of office of all incumbent board of education members shall terminate on the Monday following the first Tuesday in February not less than 60 days following certification by the county superintendent of the representative districts and the number of members to be elected from each; provided, that if the reapportionment results in any representative district retaining its former boundaries and the same number of board members, that the members elected from such a district shall serve the full term for which they were elected. All other board members shall be elected in an election to be held on the first Tuesday in February at least 60 days following certification by the county superintendent for initial terms of office to be designated in advance by the county superintendent so that, as nearly as possible, ⅓ of the board shall be elected in each future year, to serve for 3-year terms, and where a representative district has more than one member, their terms of office shall terminate in different years.

If any constituent district is a consolidated district, or a district composed of two or more municipalities, and

a. The regional district is a limited purpose regional district and such constituent district has such population that it is entitled to have apportioned to it a number of members equal to or greater than the number of districts making up such constituent district, or

b. The regional district is an all purpose district,

the membership of the regional board of education from such district shall be apportioned, and from time to time reapportioned, and the members from the district shall be elected, as their respective terms expire, in the same manner as though each of the municipalities making up such constituent district were constituent districts of the regional district.

2. This act shall take effect October 1, 1972.

Approved September 27, 1972.

CHAPTER 162

AN ACT concerning the alcoholic beverage tax law, and amending R. S. 54:45–1.

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

1. R. S. 54:45–1 is amended to read as follows:

Bimonthly reports to director; payment of tax.

54:45–1. Every person who, within this State, shall manufacture, distribute, transport, store, warehouse, import, offer for sale or sell any alcoholic beverages or who shall purchase, transfer, sell or agree to sell warehouse receipts, receipts, certificates, contracts or other documents given upon the storage of alcoholic beverages, or who is the holder of a license permitting the doing of any such acts, shall file with the director a report on such form as the director shall prescribe. Any such report shall be verified by oath whenever the director shall so require. Every such report shall accurately and truthfully disclose the amount of alcoholic beverages manufactured, distributed, transported, stored, warehoused, withdrawn from storage, imported, purchased and sold, and the number and kind of warehouse receipts, receipts, certificates, contracts or other documents given upon the storage of alcoholic beverages purchased, transferred, sold and agreed to be sold by such person during the preceding 2 months, and such other information as the director may require. Such report shall be filed on or before the fifteenth day following each 2-month period, or in the case of the holders of plenary retail consumption licenses, seasonal retail consumption licenses, plenary retail distribution licenses, limited retail distribu-

tion licenses and club licenses, issued pursuant to the provisions of Title 33 of the Revised Statutes or any other relative law of this State, on or before the twentieth day following each 2-month period; provided, however, that the holders of permits, issued pursuant to the provisions of Title 33 of the Revised Statutes, authorizing the manufacture of wine for personal consumption only, shall not be required to file a report. Every such person shall pay to the director upon the filing of such report the amount of tax which shall be due from such person by reason of sales or deliveries of alcoholic beverages, unless previously paid.

Any such person who shall fail to file any such report on the day when it shall be due shall forfeit as a penalty for each day thereafter until the report is filed the sum of $5.00 to be collected as hereinabove provided. Such penalty shall not continue to accrue after the suspension or revocation of the license of any such person. Any such person who shall fail to pay any such tax on the day when it shall be due shall forfeit as a penalty an amount equivalent to 5% of the tax to be collected as hereinabove provided. The director, if satisfied that the failure to comply with any provision of this section was excusable, may remit the whole or any part of any penalty herein imposed.

2. This act shall take effect immediately.

Approved September 27, 1972.

CHAPTER 163

AN ACT concerning the rendering of assistance by boat operators and others in casualties involving boats, providing immunity from liability to respond in damage in rendering such assistance in certain cases, and supplementing Title 12 of the Revised Statutes.

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

C. 12:7D-1 Definition.

1. As used herein:

"Vessel" means a ship, boat or other watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on the water.

C. 12:7D-2 Assistance to persons affected by collision, accident or casualty; no liability.

2. a. The operator of a vessel involved in a collision, accident, or other casualty, to the extent he can do so without serious danger to his own vessel, or persons aboard, shall render all practical and necessary assistance to persons affected by the collision, accident, or casualty to save them from danger caused by the collision, accident, or casualty. He shall also give his name, address, and the identification of his vessel to any person injured and to the owner of any property damaged. The duties imposed by this subsection are in addition to any duties otherwise imposed by law.

b. Any person who complies with subsection a. of this section or any other person who gratuitously and in good faith renders assistance at the scene of a vessel collision, accident, or other casualty without objection of any person assisted, shall not be liable in any civil action to respond in damages as a result of the rendering of assistance or for any act or omission in providing or arranging salvage, towage, medical treatment, or other assistance.

3. This act shall take effect immediately.

Approved October 12, 1972.

CHAPTER 164

AN ACT to amend the "Transportation Act of 1966," approved December 12, 1966 (P. L. 1966, c. 301).

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

1. Section 1 of P. L. 1966, c. 301 (C. 27:1A–1) is amended to read as follows:

C. 27:1A-1 Short title.

1. This act shall be known and may be cited as the "Transportation Act of 1966." It shall be the purpose and intent of this act to establish the means whereby the full resources of the State can be used and applied in a coordinated and integrated manner to solve or assist in the solution of the problems of all modes of transportation; to promote an efficient, fully integrated and balanced transportation system for the State; to prepare and implement comprehensive plans and programs for all modes of transportation development in

the State; and to coordinate the transportation activities of State agencies, State-created public authorities, and other public agencies with transportation responsibilities within the State.

2. Section 4 of P. L. 1966, c. 301 (C. 27:1A-4) is amended to read as follows:

C. 27:1A-4 Commissioner; appointment, term, salary.

4. The administrator and head of the department shall be a commissioner, who shall be known as the Commissioner of Transportation, and who shall be a person qualified by training and experience to perform the duties of his office. The commissioner shall be appointed by the Governor, with the advice and consent of the Senate, and shall serve at the pleasure of the Governor during the Governor's term of office and until the appointment and qualification of the commissioner's successor. The commissioner shall receive such salary as shall be provided by law.

The person in office as the Commisioner of Transportation on the effective date of this act shall hold the office of Commisioner of Transportation until his successor is appointed and has qualified.

3. Section 5 of P. L. 1966, c. 301 (C. 27:1A–5) is amended to read as follows:

C. 27:1A-5 Commissioner's functions, powers and duties.

5. The commissioner, as head of the department, shall have all of the functions, powers and duties heretofore vested in the State Highway Commissioner and shall, in addition to the functions, powers and duties invested in him by this act or by any other law:

(a) Develop, from time to time revise and maintain a comprehensive master plan for all modes of transportation development, with special emphasis on public transportation;

(b) Develop and promote programs to foster efficient and economical transportation services in the State;

(c) Prepare plans for the preservation and improvement of the railroad system, with special emphasis on commuter railroads;

(d) Develop plans for more efficient public transportation service by railroads and motor bus operators; develop statistics, analyses, and other data of use to railroad and bus operators in the provision of public transportation service; facilitate more effective coordination between bus service and other forms of public transportation, particularly the commuter railroads; review petitions for motor bus franchises in areas served by the commuter railroad system and make appropriate recommendations on such petitions.

(e) Coordinate the transportation activities of the department with those of other public agencies and authorities;

(f) Cooperate with interstate commissions and authorities, State departments, councils, commissions and other State agencies, with appropriate Federal agencies, and with interested private individuals and organizations in the coordination of plans and policies for the development of air commerce and air facilities; and

(g) Make an annual report to the Governor and the Legislature of the department's operations, and render such other reports as the Governor shall from time to time request or as may be required by law.

(h) Promulgate regulations providing for the charging of and setting the amount of fees for certain services performed by and permits issued by the department, including but not limited to the following:

(1) Providing copies of documents prepared by or in the custody of the department;

(2) Aeronautics permits;

(3) Right-of-way permits;

(4) Traffic signal control systems.

4. Section 8 of P. L. 1966, c. 301 (C. 27:1A–8) is amended to read as follows:

C. 27:1A-8 Assistant commissioners; appointment, salary.

8. (a) The commissioner shall be assisted in the performance of his duties by two assistant commissioners, an assistant Commissioner for Highways, and an assistant Commissioner of Public Transportation. Each assistant commissioner shall be appointed by and shall serve at the pleasure of the commissioner and until his successor has been appointed and qualified.

(b) The assistant Commissioner for Highways shall be a person qualified by training and experience relating to highway transportation and safety to perform the duties of his office.

(c) The assistant Commissioner for Public Transportation shall be a person qualified by training and experience relating to rail, bus or other mass or public transportation services to perform the duties of his office which shall include supervision of an office of commuter services.

(d) Unless otherwise provided by law, each assistant commissioner shall receive such salary as may be established by the commissioner with the approval of the President of the Civil Service Commission, and the Director of the Division of Budget and Ac-

counting, which salary shall be not in excess of comparable salaries established by P. L. 1969, c. 194 (C. 52:14–15.104).

5. Section 9 of P. L. 1966, c. 301 (C. 27:1A–9) is amended to read as follows:

C. 27:1A-9 Director of engineering and operations; appointment, salary.

9. (a) The commissioner shall appoint a director of engineering and operations, who shall also serve as State Highway Engineer, responsible under the commissioner and executive director for engineering design, construction and maintenance of all installations within the jurisdiction of the department as well as traffic engineering and State-aid programs for local governments. The director of engineering and operations shall be appointed by the commissioner and shall serve at the pleasure of the commissioner and until his successor has been appointed and qualified.

(b) The director of engineering and operations shall be a professional engineer qualified by training and actual experience in the design, construction and maintenance of highways, bridges, airports or other transportation facilities and installations.

(c) The director of engineering and operations shall receive such salary as established by the commissioner with the approval of the President of the Civil Service Commission and the Director of the Division of Budget and Accounting, which salary shall be not in excess of comparable salaries established by P. L. 1969, c. 194 (C. 52:14–15.104).

6. Section 10 of P. L. 1966, c. 301 (C. 27:1A–10) is amended to read as follows:

C. 27:1A-10 Assistants to director of engineering and operations; appointment, salary.

10. (a) The commissioner shall appoint as assistants to the director of engineering and operations—a State Highway Engineer, three chief engineers: for design; construction and maintenance; transportation operations and local aid, respectively. Each chief engineer shall serve at the pleasure of the commissioner and until his successor has been appointed and qualified.

(b) The qualifications for the chief engineers shall be the same as those prescribed for the director of engineering and operations—State Highway Engineer, except that the chief engineer, transportation operations and local aid shall be also qualified by training and experience in traffic engineering to perform the duties of his office.

(c) The chief engineers shall receive such salary, unless otherwise provided by law, as established by the commissioner with the approval of the President of the Civil Service Commission and the Director of the Division of Budget and Accounting, which salary shall be not in excess of comparable salaries established by P. L. 1969, c. 194 (C. 52:14–15.104).

7. Section 11 of P. L. 1966, c. 301 (C. 27:1A–11) is amended to read as follows:

C. 27:1A-11 Continuation of employment of personnel holding office on effective date of act.

11. The persons in office as State Highway Engineer, assistant State Highway Engineers, Director of Planning, and Director of Administration on the effective date of this amendatory act shall continue to hold their respective offices under the new titles established by this amendatory act until their respective successors are appointed and have qualified.

8. Section 12 of P. L. 1966, c. 301 (C. 27:1A–12) is amended to read as follows:

C. 27:1A-12 Designation of assistant commissioner as executive director; powers and duties.

12. To assist the commissioner in the performance of his administrative duties, one of the assistant commissioners shall be designated as executive director of the department by the commissioner in writing, which designation shall be filed with the Secretary of State. Such designation shall continue in effect until the commissioner shall, in the manner herein provided, designate another assistant commissioner as executive director. The executive director shall have such powers and duties as may be delegated to him by the commissioner from time to time and shall receive no extra compensation for performing such duties.

9. Section 13 of P. L. 1966, c. 301 (C. 27:1A–13) is amended to read as follows:

C. 27:1A-13 Director of Planning and Research; deputy executive director; appointment, salary.

13. (a) The commissioner shall be assisted in the performance of his duties relating to transportation planning and research by a Director of Planning and Research who shall be appointed by the commissioner and serve at his pleasure.

The Director of Planning and Research shall be a professional engineer qualified by training and experience to perform the duties

of his office, and shall receive such salary as may be established by the commissioner with the approval of the Director of the Division of Budget and Accounting subject to the availability of funds.

(b) The commissioner may also appoint a deputy executive director to serve at his pleasure as assistant to the executive director in the performance of general administrative duties as may be assigned. The deputy executive director shall be a person qualified by training and actual experience in public administration to perform the duties of his office, and shall receive such salary as may be established by the commissioner with the approval of the President of the Civil Service Commission and the Director of the Division of Budget and Accounting, subject to the availability of funds.

10. Section 14 of P. L. 1966, c. 301 (C. 27:1A–14) is amended to read as follows:

C. 27:1A-14 Rights and protections of appointees holding positions in State classified service.

14. In the event that the assistant Commissioner for Highways, the assistant Commissioner for Public Transportation, the Director of Engineering and Operations, the Director of Transportation Planning and Research, the executive director or the chief engineers are appointed from persons holding positions in the classified service of the State, they shall retain, during their tenure in such positions, any rights or protections provided them by Title 11, Civil Service, of the Revised Statutes or any pension law or retirement system.

11. Section 16 of P. L. 1966, c. 301 (C. 27:1A–16) is amended to read as follows:

C. 27:1A-16 Commuter Operating Agency; establishment, membership, employees, quorum, vacancy, minutes of meetings, veto by Governor.

16. (a) There is hereby established in the Department of Transportation the Commuter Operating Agency which for civil service purposes shall be considered to be a board.

(b) The agency shall consist of four members who shall be the Commissioner of Transportation, the assistant Commissioner for Public Transportation, the State Treasurer and the President of the Board of Public Utility Commissioners, or their respective designees.

(c) The Commissioner and the Assistant Commissioner for Public Transportation shall be the chairman and secretary, respectively, of the agency.

(d) The commissioner shall assign to the agency such employees of the department as may be necessary for the efficient performance of the work of the agency in a division of commuter services under the supervision of the assistant Commissioner for Public Transportation. To assist the assistant Commissioner for Public Transportation in the conduct of the work of the agency, the commissioner, acting as chairman of the agency, may also appoint a director of commuter services who shall serve at his pleasure and whose duties he shall determine. The director of commuter services shall be a person qualified by training and experience in public transportation to perform the duties of his office, and shall receive such salary as may be established by the commissioner, with the approval of the President of the Civil Service Commission and the Director of the Division of Budget and Accounting, subject to the availability of funds.

(e) The powers of the agency shall be vested in the members thereof and three members of the agency or their designees shall constitute a quorum at any meeting thereof. Action may be taken and motions and resolutions adopted by the agency at any meeting thereof by the affirmative vote of at least three members or their designees. No vacancy in the membership of the agency shall impair the right of a quorum to exercise all the rights and perform all the duties of the agency.

(f) A true copy of the minutes of every meeting of the agency shall be delivered forthwith by and under the certification of the secretary thereof, to the Governor. No action taken at such meeting by the agency shall have force or effect until 10 days, exclusive of Saturdays, Sundays and legal holidays, after such copy of the minutes shall have been delivered. If, in said 10-day period, the Governor returns such copy of the minutes with veto of any action taken by the agency or any member thereof at such meeting, such action shall be null and of no effect.

12. This act shall take effect on the first day of the month following enactment.

Approved October 25, 1972.

CHAPTER 165

AN ACT concerning legal aid to members and officers of police and fire departments or forces and amending N. J. S. 40A:14–28, 40A:14–117 and 40A:14–155.

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

1. N. J. S. 40A:14–28 is amended to read as follows:

Defense for members and officers in action or legal proceeding arising out of or incidental to their performance of duty.

40A:14–28. Whenever a member or officer of a municipal fire department or force is a defendant in any action or legal proceeding arising out of or incidental to the performance of his duties, the governing body of the municipality shall provide said member or officer with necessary means for the defense of such action or proceeding, other than for his defense in a disciplinary proceeding instituted against him by the municipality or in a criminal proceeding instituted as a result of a complaint on behalf of the municipality. If any such disciplinary or criminal proceeding instituted by or on complaint of the municipality shall be dismissed or finally determined in favor of the member or officer, he shall be reimbursed for the expense of his defense.

2. N. J. S. 40A:14–117 is amended to read as follows:

Defense for members and officers in action or legal proceeding arising out of or incidental to their performance of duty.

40A:14–117. Whenever a member or officer of a county police department or force is a defendant in any action or legal proceeding arising out of or incidental to the performance of his duties, the board of chosen freeholders of the county shall provide said member or officer with necessary means for the defense of such action or proceeding, other than for his defense in a disciplinary proceeding instituted against him by the county or in a criminal proceeding instituted as a result of a complaint on behalf of the county. If any such disciplinary or criminal proceeding instituted by or on complaint of the county shall be dismissed or finally determined in favor of the member or officer, he shall be reimbursed for the expense of his defense.

3. N. J. S. 40A:14–155 is amended to read as follows:

Defense for members and officers in action or legal proceeding arising out of or incidental to their performance of duty.

40A:14–155. Whenever a member or officer of a municipal police department or force is a defendant in any action or legal proceeding arising out of or incidental to the performance of his duties, the governing body of the municipality shall provide said member or officer with necessary means for the defense of such action or proceeding, but not for his defense in a disciplinary proceeding instituted against him by the municipality or in a criminal proceeding instituted as a result of a complaint on behalf of the municipality. If any such disciplinary or criminal proceeding instituted by or on complaint of the municipality shall be dismissed or finally determined in favor of the member or officer, he shall be reimbursed for the expense of his defense.

4. This act shall take effect immediately and be retroactive to July 1, 1971.

Approved October 25, 1972.

CHAPTER 166

AN ACT to define the term Vietnam conflict with respect to the civil service veterans' preference law, the Teachers' Pension and Annuity Fund Law, the Public Employees' Retirement System Law, and the Veterans' Tax Deduction Law, amending R. S. 11:27–1; N. J. S. 18A:66–2; P. L. 1954, c. 84, s. 6 (C. 43:15A–6); P. L. 1963, c. 171, s. 1 (C. 54:4–8.10); and repealing P. L. 1965, c. 165 (C. 54:4–8.11a and 54:4–8.11b).

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

1. R. S. 11:27–1 is amended to read as follows:

Definitions.

11:27–1. As used in this subtitle: "Commission" means the Civil Service Commission of this State.

"Appointing authority" means a commission, board, person or group of persons having the power authorized by law or by reason, of a lawfully delegated authority, to make appointments.

"War service" means service by a veteran, as hereinafter defined, in any war, uprising, insurrection or expedition mentioned in this section during the periods specified.

"Veteran with a record of disability incurred in line of duty" means any veteran as hereinafter defined who is eligible under the United States veterans' bureau qualifications for compensation for service-connected disability from World War service or who is receiving or who is entitled to receive equivalent compensation for service-connected disability arising out of such other military or naval service hereinafter defined, and has presented to the Civil Service Commission of New Jersey full and convincing evidence of such record of disability incurred in line of duty on or before the announced closing date for filing applications for a particular examination.

"Veteran" means any honorably discharged soldier, sailor, marine or nurse who served in any army or navy of the allies of the United States in World War I, between July 14, 1914, and November 11, 1918, or who served in any army or navy of the allies of the United States in World War II, between September 1, 1939, and September 2, 1945, and who was inducted into such service through voluntary enlistment, and was a citizen of the United States at the time of such enlistment, and who did not, during or by reason of such service, renounce or lose his United States citizenship, and any soldier, sailor, marine, airman, nurse or army field clerk, who has served in the active military or naval service of the United States and has or shall be discharged or released therefrom under conditions other than dishonorable, in any of the following wars, uprisings, insurrections or expeditions, and who has presented to the Civil Service Commission of New Jersey full and convincing evidence of such record of service on or before the announced closing date for filing applications for a particular examination:

(1) The Indian wars and uprisings during any of the periods recognized by the War Department of the United States as periods of active hostility;

(2) The Spanish-American War between April 20, 1898, and April 11, 1899;

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February 4, 1899, to the end of 1913;

(4) The Peking relief expedition between June 20, 1900, and May 27, 1902;

(5) The army of Cuban occupation between July 18, 1898, and May 20, 1902;

(6) The army of Cuban pacification between October 6, 1906, and April 1, 1909;

(7) The Mexican punitive expedition between March 14, 1916, and February 7, 1917;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April 12, 1911, and June 16, 1919;

(9) World War I between April 6, 1917, and November 11, 1918;

(10) World War II, after September 16, 1940, who shall have served at least 90 days commencing on or before September 2, 1945, in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program, which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided.

(11) Korean conflict, after June 23, 1950, who shall have served at least 90 days commencing on or before July 27, 1953, in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided.

(12) Vietnam conflict, after December 31, 1960, who shall have served at least 90 days commencing on or before the date of termination as proclaimed by the Governor in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the

Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; and exclusive of any service performed pursuant to the provisions of section 511 (d) of Title 10, United States Code, pursuant to an enlistment in the Army National Guard or as a reserve for service in the Army Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90 days service as herein provided.

2. N. J. S. 18A:66–2 is amended to read as follows:

Definitions.

18A:66–2. As used in this article:

a. "Accumulated deductions" means the sum of all the amounts, deducted from the compensation of a member or contributed by him or on his behalf, including interest credited to January 1, 1956, standing to the credit of his individual account in the annuity savings fund.

b. "Annuity" means payments for life derived from the accumulated deductions of a member as provided in this article.

c. "Beneficiary" means any person receiving a retirement allowance or other benefit as provided in this article.

d. "Compensation" means the contractual salary, for services as a teacher as defined in this article, which is in accordance with established salary policies of the member's employer for all employees in the same position but shall not include individual salary adjustments which are granted primarily in anticipation of the member's retirement or additional remuneration for performing temporary or extracurricular duties beyond the regular school day or the regular school year.

e. "Employer" means the State, the board of education or any educational institution or agency of or within the State by which a teacher is paid.

f. "Final compensation" means the average annual compensation for which contributions are made for the 3 years of creditable service in New Jersey immediately preceding his retirement or death, or it shall mean the average annual compensation for New Jersey service for which contributions are made during any 3

fiscal years of his or her membership providing the largest possible benefit to the member or his beneficiary.

g. "Fiscal year" means any year commencing with July 1, and ending with June 30, next following.

h. "Pension" means payments for life derived from appropriations made by the State or employers to the Teachers' Pension and Annuity Fund.

i. "Annuity reserve" means the present value of all payments to be made on account of any annuity or benefit in lieu of an annuity, granted under the provisions of this article, computed on the basis of such mortality tables recommended by the actuary as the board of trustees adopts, with regular interest.

j. "Pension reserve" means the present value of all payments to be made on account of any pension or benefit in lieu of a pension granted to a member from the Teachers' Pension and Annuity Fund computed on the basis of such mortality tables recommended by the actuary as the board of trustees adopts, with regular interest.

k. "Present-entrant" means any member of the Teachers' Pension and Annuity Fund who has established status as a "present-entrant member" of said fund prior to January 1, 1956.

l. "Rate of contribution initially certified" means the rate of contribution certified by the retirement system in accordance with section 18A:66-29.

m. "Regular interest" shall mean interest as determined annually by the State Treasurer after consultation with the directors of the Divisions of Investment and Pensions and the actuary of the fund. It shall bear a reasonable relationship to the percentage rate of earnings on investments but shall not exceed 105% of such percentage rate.

n. "Retirement allowance" means the pension plus the annuity.

o. "School service" means any service as a "teacher" as defined in this section.

p. "Teacher" means any regular teacher, special teacher, helping teacher, teacher clerk, principal, vice-principal, supervisor, supervising principal, director, superintendent, city superintendent, assistant city superintendent, county superintendent, State Commissioner or assistant Commissioner of Education and other members of the teaching or professional staff of any class, public school, high school, normal school, model school, training school, vocational school, truant reformatory school, or parental school, and of any and all classes or schools within the State conducted under the order and superintendence, and wholly or partly at the expense of the

State Board of Education, of a duly elected or appointed board of education, board of school directors, or board of trustees of the State or of any school district or normal school district thereof, and any persons under contract or engagement to perform one or more of these functions. No person shall be deemed a teacher within the meaning of this article who is a substitute teacher or is a teacher not regularly engaged in performing one or more of these functions as a full-time occupation outside of vacation periods. In all cases of doubt the board of trustees shall determine whether any person is a teacher as defined in this article.

q. "Teachers' Pension and Annuity Fund" hereinafter referred to as the "retirement system," is the corporate name of the arrangement for the payment of retirement allowances and other benefits under the provisions of this article including the several funds placed under said system. By that name all its business shall be transacted, its funds invested, warrants for money drawn, and payments made and all of its cash and securities and other property held.

r. "Veteran" means any honorably discharged officer, soldier, sailor, airman, marine or nurse who served in any Army, Air Force or Navy of the Allies of the United States in World War I between July 14, 1914, and November 11, 1918, or who served in any Army, Air Force or Navy of the Allies of the United States in World War II, between September 1, 1939, and September 2, 1945, and who was inducted into such service through voluntary enlistment, and was a citizen of the United States at the time of such enlistment, and who did not, during or by reason of such service, renounce or lose his United States citizenship, and any officer, soldier, sailor, marine, airman, nurse or army field clerk who has served in the active military or naval service of the United States and has or shall be discharged or released therefrom under conditions other than dishonorable, in any of the following wars, uprisings, insurrections, expeditions or emergencies, and who has presented to the retirement system evidence of such record of service in form and content satisfactory to said retirement system:

(1) The Indian wars and uprisings during any of the periods recognized by the War Department of the United States as periods of active hostility;

(2) The Spanish-American War between April 20, 1898, and April 11, 1899;

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February 4, 1899, to the end of 1913;

(4) The Peking relief expedition between June 20, 1900, and May 27, 1902;

(5) The army of Cuban occupation between July 18, 1898, and May 20, 1902;

(6) The army of Cuban pacification between October 6, 1906, and April 1, 1909;

(7) The Mexican punitive expedition between March 14, 1916, and February 7, 1917;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April 12, 1911, and June 16, 1919;

(9) World War I, between April 6, 1917, and November 11, 1918;

(10) World War II, between September 16, 1940, and September 2, 1945, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided;

(11) Korean conflict after June 23, 1950, and prior to July 27, 1953, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided; and provided further, that any member classed as a veteran pursuant to this subsection prior to August 1, 1966, shall continue to be classed as a veteran whether or not he completed the 90-day service between said dates as herein provided;

(12) Vietnam conflict, after December 31, 1960, and prior to the date of termination as proclaimed by the Governor, who shall have

served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; and exclusive of any service performed pursuant to the provisions of section 511 (d) of Title 10, United States Code, pursuant to an enlistment in the Army National Guard or as a reserve for service in the Army Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90 days service as herein provided.

s. "Child" means a deceased member's unmarried child either (a) under the age of 18 or (b) of any age who, at the time of the member's death, is disabled because of mental retardation or physical incapacity, is unable to do any substantial, gainful work because of the impairment and his impairment has lasted or can be expected to last for a continuous period of not less than 12 months, as affirmed by the medical board.

t. "Widower" means the man to whom a member was married at least 5 years before the date of her death and to whom she continued to be married until the date of her death and who was receiving at least ½ of his support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a widower will be considered terminated by marriage of the widower subsequent to the death of the member. In the event of the payment of an accidental death benefit, the 5-year qualification shall be waived.

u. "Widow" means the woman to whom a member was married at least 5 years before the date of his death and to whom he continued to be married until the date of his death and who was receiving at least ½ of her support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a widow will be considered terminated by the marriage of the widow subsequent to the member's death. In the event of the payment of an accidental death benefit, the 5-year qualification shall be waived.

New Jersey State Library

v. "Parent" means the parent of a member who was receiving at least ½ of his support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a parent will be considered terminated by marriage of the parent subsequent to the death of the member.

w. "Medical board" means the board of physicians provided for in section 18A:66–56.

3. Section 6 of P. L. 1954, c. 84 (C. 43:15A–6) is amended to read as follows:

C. 43:15A-6 Definitions.

6. As used in this act:

a. "Accumulated deductions" means the sum of all the amounts, deducted from the compensation of a member or contributed by him or on his behalf, standing to the credit of his individual account in the annuity savings fund.

b. "Annuity" means payments for life derived from the accumulated deductions of a member as provided in this act.

c. "Annuity reserve" means the present value of all payments to be made on account of any annuity or benefit in lieu of an annuity, granted under the provisions of this act, computed on the basis of such mortality tables recommended by the actuary as the board of trustees adopts, with regular interest.

d. "Beneficiary" means any person receiving a retirement allowance or other benefit as provided in this act.

e. "Child" means a deceased member's unmarried child either (1) under the age of 18 or (2) of any age who, at the time of the member's death, is disabled because of mental retardation or physical incapacity, is unable to do any substantial, gainful work because of the impairment and his impairment has lasted or can be expected to last for a continuous period of not less than 12 months, as affirmed by the medical board.

f. "Parent" shall mean the parent of a member who was receiving at least ½ of his support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a parent will be considered terminated by marriage of the parent subsequent to the death of the member.

g. "Widower" means the man to whom a member was married at least 5 years before the date of her death and to whom she continued to be married until the date of her death and who was receiv-

ing at least ½ of his support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a widower will be considered terminated by marriage of the widower subsequent to the death of the member. In the event of the payment of an accidental death benefit, the 5-year qualification shall be waived.

h. "Final compensation" means the average annual compensation for which contributions are made for the 3 years of creditable service in New Jersey immediately preceding his retirement or death, or it shall mean the average annual compensation for New Jersey service for which contributions are made during any 3 fiscal years of his or her membership providing the largest possible benefit to the member or his beneficiary.

i. "Fiscal year" means any year commencing with July 1 and ending with June 30 next following.

j. "Medical board" shall mean the board of physicians provided for in section 17 (C. 43:15A–17).

k. "Pension" means payments for life derived from appropriations made by the employer as provided in this act.

l. "Pension reserve" means the present value of all payments to be made on account of any pension or benefit in lieu of a pension granted under the provisions of this act, computed on the basis of such mortality tables recommended by the actuary as the board of trustees adopts, with regular interest.

m. "Public Employees' Retirement System of New Jersey," hereinafter referred to as the "retirement system," is the corporate name of the arrangement for the payment of retirement allowances and other benefits under the provisions of this act including the several funds placed under said system. By that name all of its business shall be transacted, its funds invested, warrants for money drawn, and payments made and all of its cash and securities and other property held.

n. "Regular interest" shall mean interest as determined annually by the State Treasurer after consultation with the Directors of the Divisions of Investment and Pensions and the actuary of the system. It shall bear a reasonable relationship to the percentage rate of earnings on investments but shall not exceed 105% of such percentage rate.

o. "Retirement allowance" means the pension plus the annuity.

p. "Veteran" means any honorably discharged officer, soldier, sailor, airman, marine or nurse who served in any Army, Air

Force or Navy of the Allies of the United States in World War I, between July 14, 1914, and November 11, 1918, or who served in any Army, Air Force or Navy of the Allies of the United States in World War II, between September 1, 1939, and September 2, 1945, and who was inducted into such service through voluntary enlistment, and was a citizen of the United States at the time of such enlistment, and who did not, during or by reason of such service, renounce or lose his United States citizenship, and any officer, soldier, sailor, marine, airman, nurse or army field clerk, who has served in the active military or naval service of the United States and has or shall be discharged or released therefrom under conditions other than dishonorable, in any of the following wars, uprisings, insurrections, expeditions, or emergencies, and who has presented to the retirement system evidence of such record of service in form and content satisfactory to said retirement system:

(1) The Indian wars and uprisings during any of the periods recognized by the War Department of the United States as periods of active hostility;

(2) The Spanish-American War between April 20, 1898, and April 11, 1899;

(3) The Philippine insurrections and expeditions during the periods recognized by the War Department of the United States as of active hostility from February 4, 1899, to the end of 1913;

(4) The Peking relief expedition between June 20, 1900, and May 27, 1902;

(5) The army of Cuban occupation between July 18, 1898, and May 20, 1902;

(6) The army of Cuban pacification between October 6, 1906, and April 1, 1909;

(7) The Mexican punitive expedition between March 14, 1916, and February 7, 1917;

(8) The Mexican border patrol, having actually participated in engagements against Mexicans between April 12, 1911, and June 16, 1919;

(9) World War I, between April 6, 1917, and November 11, 1918;

(10) World War II, between September 16, 1940, and September 2, 1945, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies any part of

which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided.

(11) Korean conflict after June 23, 1950, and prior to July 27, 1953, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90-day service as herein provided; and provided further, that any member classed as a veteran pursuant to this subparagraph prior to August 1, 1966, shall continue to be classed as a veteran whether or not he completed the 90-day service between said dates as herein provided.

(12) Vietnam conflict after December 31, 1960, and prior to the date of termination as proclaimed by the Governor, who shall have served at least 90 days in such active service, exclusive of any period he was assigned (1) for a course of education or training under the Army Specialized Training Program or the Navy College Training Program which course was a continuation of his civilian course and was pursued to completion, or (2) as a cadet or midshipman at one of the service academies, any part of which 90 days was served between said dates; and exclusive of any service performed pursuant to the provisions of section 511 (d) of Title 10, United States Code, pursuant to an enlistment in the Army National Guard or as a reserve for service in the Army Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided, that any person receiving an actual service-incurred injury or disability shall be classed as a veteran whether or not he has completed the 90 days service as herein provided.

q. "Widow" means the woman to whom a member was married at least 5 years before the date of his death and to whom he continued to be married until the date of his death and who was receiving at least ½ of her support from the member in the 12-month period immediately preceding the member's death or the accident which was the direct cause of the member's death. The dependency of such a widow will be considered terminated by the marriage of the widow subsequent to the member's death. In the event of the

payment of an accidental death benefit, the 5-year qualification shall be waived.

r. "Compensation" means the base or contractual salary, for services as an employee, which is in accordance with established salary policies of the member's employer for all employees in the same position but shall not include individual salary adjustments which are granted primarily in anticipation of the member's retirement or additional remuneration for performing temporary or extracurricular duties beyond the regular work day or the regular work year. In cases where salary includes maintenance, the retirement system shall fix the value of that part of the salary not paid in money which shall be considered under this act.

4. Section 1 of P. L. 1963, c. 171 (C. 54:4–8.10) is amended to read as follows:

C. 54:4-8.10 Definitions.

1. As used in this act:

(a) "Active service in time of war" means active service at some time during one of the following periods:

The Vietnam conflict, December 31, 1960, to the date of termination as proclaimed by the Governor;

The Korean conflict, June 23, 1950 to July 27, 1953;

World War II, December 7, 1941 to September 2, 1945;

World War I, April 6, 1917 to November 11, 1918, and in the case of service with the United States military forces in Russia, April 6, 1917 to April 1, 1920;

Spanish-American War, April 21, 1898 to August 13, 1898;

Civil War, April 15, 1861 to May 26, 1865; or, as to any subsequent war, during the period from the date of declaration of war to the date on which actual hostilities shall cease.

(b) "Assessor" means the assessor, board of assessors or any other official or body of a taxing district charged with the duty of assessing real and personal property for the purpose of general taxation.

(c) "Collector" means the collector or receiver of taxes of a taxing district.

(d) "Honorably discharged or released under honorable circumstances from active service in time of war," means and includes every form of separation from active, full-time duty with military or naval pay and allowances in some branch of the Armed Forces of the United States in time of war, other than those marked "dishonorable," "undesirable," "bad conduct," "by sentence of general court martial," "by sentence of summary court martial" or

similar expression indicating that the discharge or release was not under honorable circumstances. A disenrollment certificate or other form of release terminating temporary service in a military or naval branch of the armed forces rendered on a voluntary and part-time basis without pay, or a release from or deferment of induction into the active military or naval service shall not be deemed to be included in the aforementioned phrase.

(e) "Pre-tax year" means the particular calendar year immediately preceding the "tax year."

(f) "Resident" means one legally domiciled within the State of New Jersey. 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.

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

(h) "Veteran" means any citizen and resident of this State honorably discharged or released under honorable circumstances from active service in time of war in any branch of the Armed Forces of the United States.

(i) "Veteran's deduction" means the deduction against the taxes payable by any person, allowable pursuant to this act.

(j) "Widow" means only the surviving lawful wife of any of the following, while she is a resident of this State, during widowhood:

1. A citizen and resident of this State who has met or shall meet his death while on active duty in time of war in any branch of the Armed Forces of the United States; or

2. A citizen and resident of this State who has had or shall hereafter have active service in time of war in any branch of the Armed Forces of the United States and who died or shall die while on active duty in a branch of the Armed Forces of the United States; or

3. A citizen and resident of this State who has been or may hereafter be honorably discharged or released under honorable circumstances from active service in time of war in any branch of the Armed Forces of the United States.

Repealer.

5. P. L. 1965, c. 165 (C. 54:4–8.11a and 54:4–8.11b) is repealed.

6. This act shall take effect immediately.

Approved October 31, 1972.

CHAPTER 167

A SUPPLEMENT to the "Public Employees' Retirement System Act," approved June 28, 1954 (P. L. 1954, c. 84).

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

C. 43:15A-135 Membership of retirement system.

1. Notwithstanding the provisions of P. L. 1954, c. 84, s. 7d (C. 43:15A–7d), all members of the Legislature shall become members of the retirement system, subject to all benefits and requirements of membership.

C. 43:15A-136 Contributions.

2. Notwithstanding the provisions of P. L. 1954, c. 84, s. 25 (C. 43:15A–25), (a) a separate account shall be established in the annuity savings fund for each member of the Legislature and all contributions based on legislative salaries shall be credited to this account as distinguished from any other account that the legislator may have as a result of other public service covered by the retirement system; and (b) the member of the Legislature shall contribute at a rate equal to 5% of his legislative salary, which contribution shall be deducted from his salary at the time or times it is paid, and which shall be exclusive of any other contribution required of the member for Social Security, contributory death benefits or deductions for any other purpose.

A member of the Legislature who is enrolled on the basis of other public service before, during, or after his service as a member of the Legislature shall contribute for such other service at the rate of contribution required of other members as provided by section 25.

C. 43:15A-137 Purchase of prior service credit.

3. Notwithstanding any other law regarding the purchase of service credit in the retirement system, a member of the Legislature may purchase credit for all previous legislative service by paying into the annuity savings fund 5% of the salaries he received in such prior periods, in which event he shall agree to make such purchase within 1 year after the effective date of this supplementary act or during the first year of membership as a member of the Legislature; if the request for the purchase is received beyond the 1-year period, interest shall be added to the amount of the arrearage obligation at the regular interest rate.

The purchase of such credit may be by lump sum or in regular installments over a maximum period of 10 years.

In the case of any member of the Legislature coming under the provisions of this section, full pension credit for the period of service for which arrears are being paid by the member shall be given upon the payment of at least ½ of the total arrearage obligation and the completion of 1 year of membership and the making of such arrears payments, except that in the case of retirement pursuant to P. L. 1954, c. 84, sections 38, 41(b), 48 and 61 and to the provisions of this supplementary act, the total membership credit for such service shall be in direct proportion as the amount paid bears to the total amount of the arrearage obligation of the member.

The contributions of all members of the Legislature related to their legislative service shall be adjusted for all years prior to the effective date of this supplementary act to determine either an overpayment or shortage in the separate account, requiring the payment of contributions at the percentage of salary provided for in this section. Overpayments shall be refunded and shortages shall be established as arrearage obligations to be satisfied in the same manner as any other arrearage obligation established pursuant to this section.

No member shall receive credit for any legislative service for which he has not contributed as required by this section.

C. 43:15A-138 Benefits; eligibility for retirement.

4. A member, who shall have attained the age of 60 years, upon retirement on the basis of legislative service, shall receive a retirement allowance consisting of:

a. an annuity which shall be the actuarial equivalent of his accumulated deductions together with regular interest; and

b. a pension in the amount which, when added to the member's annuity, will provide a total retirement allowance of 3% of final compensation as a legislator, for each year of creditable service as a member of the Legislature. In no event shall the allowance payable under this section exceed two-thirds of final compensation.

c. The death benefit provided in P. L. 1954, c. 84, s. 48(c) (C. 43:15A–48c) shall apply in the case of any member retiring under the provisions of this section.

d. No member shall be eligible to retire pursuant to this section until he has terminated all public service covered by the retirement system.

C. 43:15A-139 Settlement options for minimum service of 8 years in Legislature.

5. A member, who shall have served as a member of the Legislature for at least 8 years and having made contributions therefor to the retirement system and who ceases to be a member of the Legislature for any reason other than death before reaching age 60, may, upon termination of such service as a member of the Legislature and all other public service covered by the retirement system elect to receive, in lieu of the payment provided in P. L. 1954, c. 84, s. 41a (C. 43:15A–41a): (a) the payments provided for in P. L. 1954, c. 84, s. 38 (C. 43:15A–38) if he so qualifies under said section, or (b) the payments provided for in P. L. 1954, c. 84, s. 41b (C. 43:15A–41b) if he so qualifies under said section, or (c) a deferred retirement allowance beginning on the first day of the month following his attainment of age 60 and the filing of an application therefor, which shall be made up of an annuity derived from the member's accumulated deductions at the time of termination of his service as a member of the Legislature and a pension in the amount which, when added to the member's annuity, will provide a total retirement allowance of 3% of final compensation as a legislator, for each year of creditable service as a member of the Legislature.

The benefit payable pursuant to this section shall be subject to the maximum allowance provisions of section 4 of this supplementary act.

The provisions for the exercise of optional privileges, the payment of accumulated contributions in the event of death before attaining service retirement age, and the death benefit in the event of death following retirement, shall be those stipulated in P. L. 1954, c. 84, s. 38 (C. 43:15A–38) in the case of any member of the Legislature retiring under the provisions of this section.

C. 43:15A-140 Additional settlement options.

6. a. A member making contributions pursuant to the provisions of this supplementary act and who is not eligible for any benefits hereunder, may, upon termination of such service as a member of the Legislature, elect to receive the return of his accumulated contributions in accordance with the provisions of P. L. 1954, c. 84, s. 41a (C. 43:15A–41a); but if a member of the Legislature is a member of the retirement system on the basis of other public service, no application for a return of contributions may be approved until he has terminated all service covered by the system and makes application for a return of all contributions made to the retirement system. If all or any part of a member's legislative

service is applied toward qualifying for benefits under any other provisions of the act to which this act is a supplement, no return of contributions made on the basis of legislative salaries shall be approved; in that event service established as a member of the Legislature and salaries pertaining thereto shall be credited in the same manner as all other service and salaries covered by the retirement system.

b. At the time of retirement, a member enrolled on the basis of legislative as well as other public service shall be permitted to elect the largest possible retirement allowance, if he qualifies for benefits under both the provisions of this supplementary act and the act to which this is a supplement. Upon the election of the legislative retirement benefits provided by this supplementary act, an application for a return of contributions made on the basis of such other public service may be approved.

c. A member of the Legislature electing to receive a retirement allowance under this supplementary act or the act to which this is a supplement shall be ineligible to receive a retirement allowance or pension for the same service under any other law of the State.

7. This act shall take effect immediately.

Approved November 3, 1972.

CHAPTER 168

AN ACT to amend "An act concerning the representation of indigent defendants in criminal cases, creating the Office of the Public Defender, prescribing its functions, powers and duties, and providing for an appropriation," approved May 2, 1967 (P. L. 1967, c. 43).

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

1. Section 7 of P. L. 1967, c. 43 (C. 2A:158A–7) is amended to read as follows:

C. 2A:158A-7 Additional duties of Public Defender.

7. The Public Defender shall:

(a) Appoint such investigators, stenographic and clerical assistants and other personnel as may be required for the conduct of the

office, subject to the provisions of Title 11, Civil Service, of the Revised Statutes, and other applicable statutes;

(b) Establish and maintain suitable headquarters for the office and such regional quarters within the State as he shall deem necessary for the proper functioning of the office;

(c) Maintain one or more trial pools of lawyers who shall be available to serve as counsel on a case basis as needed;

(d) Engage counsel from said trial pools on a case basis as may be necessary for the proper performance of the duties of the office and compensate them for their services;

(e) Accept the services of volunteer workers or consultants at no compensation or at nominal or token compensation and reimburse them for their proper and necessary expenses;

(f) (Deleted by amendment.)

(g) Keep and maintain proper financial records and records in respect to particular cases handled and develop records for use in the calculation of direct and indirect costs of all or any aspect of the operation of the office;

(h) On the basis of available data or estimates to prepare schedules of rates from time to time of amounts to be paid for services rendered other than by the staff, taking into account the nature of the services, the time involved, trouble and risk, the skill and experience required, and other pertinent factors;

(i) Have a general responsibility for the operation of the office;

(j) Formulate and adopt rules and regulations as are necessary to effectuate the purposes of this act and for the efficient conduct of the work and general administration of the office, its professional staff and other employees;

(k) Be the request officer of the office within the meaning of such term as defined in P. L. 1944, c. 112.

(l) Have the authority to make all necessary arrangements to coordinate services to the office with any Federal program to provide counsel to the indigent, and to arrange for the receipt by the office, wherever possible, of sums allowable under such Federal program, whether by direct allowance, by assignment or transfer, or otherwise.

2. This act shall take effect immediately.

Approved November 3, 1972.

CHAPTER 169

AN ACT transferring the functions, powers and duties of the Board of Public Utility Commissioners with relation to the elimination of railroad grade crossings to the Commissioner and Department of Transportation, and amending R. S. 39:5–1 and R. S. 54:39–72.

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

C. 27:1A-62 Functions, powers and duties transferred to the Department of Transportation.

1. The functions, powers and duties of the Board of Public Utility Commissioners with respect to elimination and regulation of railroad grade crossings and protective devices in connection therewith and the regulation of bridges or passages over or under any railroad or right-of-way pursuant to R. S. 48:2–28, R. S. 48:2–29, and articles 10, 11 and 12 of chapter 12 of Title 48 of the Revised Statutes are transferred to and shall be exercised and performed by the Commissioner and Department of Transportation.

C. 27:1A-63 Provisions applicable to transfer.

2. The transfer directed by this act shall be made pursuant to the "State Agency Transfer Act," P. L. 1971, c. 375 (C. 52:14D–1 et seq.).

3. R. S. 39:5–1 is amended to read as follows:

Enforcement.

39:5–1. The enforcement of this subtitle shall be vested in the director, the inspectors appointed under this authority, and the police or peace officers of, or inspectors duly appointed for that purpose by, any municipality or county or by the State.

4. R. S. 54:39–72 is amended to read as follows:

Funds for grade crossing elimination.

R. S. 54:39–72. There shall be paid to the Department of Transportation $2,000,000.00 per annum to be used by it to defray the public share of the cost of eliminating grade crossings under the provisions of sections 48:12–61 to 48:12–67 of the Revised Statutes and the public share of the expense of (a) the installation, change, reconstruction, relocation or modification of protective devices or other provision for the protection of the traveling public at grade

crossings or (b) constructing, enlarging, changing, reconstructing, relocating or modifying any bridge or passage, pursuant to order of the department, under the provisions of chapter 2 or 12 of Title 48 of the Revised Statutes, and any moneys so appropriated shall not lapse into the treasury at the end of the fiscal year, but shall be available for the purposes for which they were appropriated until expended.

The department, where it has directed a railroad to perform acts pursuant to R. S. 48:12–61 to 48:12–67 or any of the acts enumerated above and the amount of money remaining in the grade crossing fund is inadequate, may request the Legislature to appropriate up to $2,000,000.00 for the purpose set forth.

5. This act shall take effect immediately.

Approved November 3, 1972.

CHAPTER 170

AN ACT concerning the continuance or reestablishment of local industrial commissions by certain municipalities and supplementing 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:*

C. 40:69A-207.1 Continuance or reestablishment of local industrial commission.

1. The governing body of any municipality governed by a form of government authorized by the "Optional Municipal Charter Law" may by ordinance provide for the continuance or reestablishment, as the case may be, of any local industrial commission which was established in said municipality pursuant to P. L. 1962, c. 96 (C. 40:106–1 (123) to 40:106–1 (132)) and which commission was performing its functions, powers and duties under said law immediately prior to the adoption by the municipality of its form of government under the Optional Municipal Charter Law.

2. This act shall take effect immediately.

Approved November 3, 1972.

CHAPTER 171

AN ACT concerning county assistance for the care of children afflicted with sickle cell anemia, and supplementing Title 9 of the Revised Statutes.

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

C. 9:14B-1 Care of children afflicted with sickle cell anemia; rules and regulations.

1. The board of chosen freeholders of a county which has no county home and hospital for children afflicted with sickle cell anemia may appropriate not more than $5,000.00 each year for the necessary expense incident to the diagnosis and treatment of such children resident in the county under the age of 21 years, including the cost of surgical appliances, support and maintenance of such children, investigation of cases, and necessary traveling expenses incidental to the investigation and transportation of patients to a suitable home or hospital within the State supported by public funds or private charity; provided, however, that the board of chosen freeholders in a county of the first class having a population in excess of 800,000 may appropriate not more than $10,000.00 each year.

Before spending money for such purposes the board shall adopt such rules and regulations as it deems desirable concerning the requirements of residence and eligibility for such relief. Disbursements shall be made through officers designated by the board for that purpose on verified bills presented and approved as in the case of other county expenditures.

2. This act shall take effect immediately.

Approved November 13, 1972.

CHAPTER 172

AN ACT concerning unemployment compensation, amending R. S. 43:21–7 and section 6 of P. L. 1971, c. 346, and supplementing the "Extended Benefits Law," P. L. 1970, c. 324 (C. 43:21–24.11 et seq.).

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

1. R. S. 43:21–7 is amended to read as follows:

Contributions.

43:21–7. Contributions. Employers other than those liable for payment in lieu of contributions on the basis set forth in subsection 3 of this act (C. 43:21–7.2), shall pay to the Division of Employment Security for the Unemployment Compensation Fund, contributions as set forth in subsections (a), (b) and (c) hereof, and the provisions of subsections (d) and (e) shall be applicable to all employers consistent with the provisions of the Unemployment Compensation Law and the Temporary Disability Benefits Law. (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 ½ cent or more, in which case it shall be increased to $0.01.

(b) Rate of contributions. Each employer shall pay the following contributions:

(1) For the calendar year 1947, and each calendar year thereafter, 2⅞% 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 one 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 prior to January 1, 1968, the first $3,600.00 paid during each calendar year commencing on or after January 1, 1968 and prior to January 1, 1972, and the first $4,200.00 paid during each calendar year commencing on or after January 1, 1972, for services performed 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 a 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 any calendar year prior to January 1, 1968, or equal to $3,600.00 during any calendar year commencing on or after January 1, 1968 and prior to January 1, 1972, and the first $4,200.00 paid during each calendar year commencing on or after January 1, 1972, 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 two or more employers, and shall, in accordance with such regulations and upon application by two 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$^{8}/_{10}$%, except as otherwise provided in the following provisions: No employer's rate shall be other than 2$^{8}/_{10}$% 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$^{7}/_{10}$% unless assignment of such lower rate is consistent with the conditions applicable to additional credit allowance for such year under section 3303 (a) (1) of the Internal Revenue Code (U. S. Code Title 26, section 3303 (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 beginning of such calendar year, the total of all his contributions, paid on his own behalf, for all past years exceed the total benefits charged to his account for all such years, his contribution rate shall be:

(1) 2⅝0%, 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) 2⅞0%, if such excess equals or exceeds 5%, but is less than 6%, of his average annual payroll;

(3) 1⅞0%, if such excess equals or exceeds 6%, but is less than 7%, of his average annual payroll;

(4) 1⅞0%, if such excess equals or exceeds 7%, but is less than 8%, of his average annual payroll;

(5) 1⅜0%, 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) ⅞0 of 1%, if such excess equals or exceeds 10%, but is less than 11%, of his average annual payroll;

(8) ⅝0 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:

(1) 3⅞0%, if such excess is less than 10% of his average annual payroll;

(2) 4%, if such excess equals or exceeds 10%, but is less than 20% of his average annual payroll;

(3) 4⅜0%, if such excess equals or exceeds 20% of his average annual payroll.

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 2⅝0%.

(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 ⅜0 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 6/10 of 1% over the contribution rate otherwise established under the provisions of paragraphs (3) or (4) of this subsection; provided that the contribution rate of any employer increased pursuant to the provisions of this subparagraph, when so increased, shall not exceed 4 6/10%.

If on March 31 of any calendar year the balance of the unemployment trust fund is less than 2½% 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 (1) eligible for a contribution rate calculation based upon benefit experience, shall be increased by (i) 6/10 of 1% over the contribution rate otherwise established under the provisions of paragraphs (3), (4) (A) or (4) (B) (1) and (2) of this subsection, (ii) 3/10 of 1% over the contribution rate otherwise established under the provisions of paragraph (4) (B) (3) of this subsection and (iii) an additional amount equal to 20% of the total rate established herein, provided, however, that the final contribution rate for each employer shall be computed to the nearest multiple of 1/10% if not already a multiple thereof; (2) not eligible for a contribution rate calculation based upon benefit experience shall be increased by 6/10 of 1% over the contribution rate otherwise established under the provisions of paragraph (3) of this subsection.

(B) If on March 31 of any calendar year the balance in the unemployment trust fund equals or exceeds 10% but is less than 12½% 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 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 4/10 of 1%. If on March 31 of any calendar year the balance in the unemployment trust fund equals or exceeds 12½%

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 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 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 1/10 of 1%.

(C) The "balance" in the unemployment trust fund as the term is used in subparagraphs (A) and (B) above shall not include moneys credited to the State's account under section 903 of the Social Security Act, as amended (Title 42, U. S. Code, section 1103), during any period in which such moneys are appropriated for the payment of expenses incurred in the administration of Unemployment Compensation Law.

(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 enforcible 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 enforcible 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, benefits 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 1% of his wages with respect to his employment which occurs on and after January 1, 1971, 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 ¼ of 1% of wages paid with respect to employment while the worker is in the employ of the State of New Jersey, or 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 (C. 43:21–31); and provided further that there shall be no contributions by workers in the employ of any employer electing or required to make payments in lieu of contributions unless the employer is covered by the State plan under the Temporary Disability Benefits Law (C. 43:21–37 et seq.), and in that case contributions shall be at the rate of ¾ of 1%. Each employer shall, notwithstanding any provision 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 chap-

ter (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, ¾ 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, ⅔ of all worker contributions received by the Division of Employment Security with respect to wages paid on and after January 1, 1953, and prior to January 1, 1971, and upon which the rate of contributions is ¾ of 1%.

(C) There shall be deposited in and credited to the State Disability Benefits Fund as established by law, ¾ of all worker contributions, received by the Division of Employment Security with respect to wages paid on or after January 1, 1971, and upon which the rate of contributions is 1%.

(D) There shall be deposited in and credited to the State Disability Benefits Fund, as established by law, all worker contributions received by the Division of Employment Security with respect to wages paid on or after January 1, 1972 upon which the rate of contributions is ¾ of 1%.

(3) If an employee receives wages from more than one employer during any calendar year, and either the sum of his contributions deposited in and credited to the State Disability Benefits Fund (in accordance with paragraph (2) of this subsection) plus the amount of his contributions, if any, required towards the cost of benefits under one or more approved private plans under the provisions of section 9 of the Temporary Disability Benefits Law (C. 43:21–33) and deducted from his wages, or the sum of such latter contributions if the employee is covered during such calendar year, only by two or more private plans, exceeds $18.00 in any calendar year prior to January 1, 1971, $27.00 during the calendar year 1971, or $31.50 during any calendar year thereafter, the employee shall be entitled to a refund of the excess if he makes a 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 R. S. 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 ½ of 1% of the wages paid by such employer to workers with respect to employment unless he is not a covered employer as defined in section 3 of the Temporary Disability Benefits Law (C. 43:21–27 (a)). Such contributions shall become due and be paid by the 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 ½ cent or more, in which case it shall be increased to $0.01.

(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 two or more employers, and shall, in accordance with such regulations and upon application by two 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 ½ 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) 2/10 of 1% if such excess over $500.00 exceeds 1% but is less than 1¼% of his average annual payroll (as defined in this chapter (R. S. 43:21–1 et seq.));

(ii) 1 5/100 of 1% if such excess over $500.00 equals or exceeds 1¼% but is less than 1½% of his average annual payroll;

(iii) 1/10 of 1% if such excess over $500.00 equals or exceeds 1½% 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 ¼ 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) $^{35}/_{100}$ of 1% if such excess over $500.00 is less than ¼ of 1% of his average annual payroll;

(ii) $^{45}/_{100}$ of 1% if such excess over $500.00 equals or exceeds ¼ of 1% but is less than ½ of 1% of his average annual payroll;

(iii) $^{55}/_{100}$ of 1% if such excess over $500.00 equals or exceeds ½ of 1% but is less than ¾ of 1% of his average annual payroll;

(iv) $^{65}/_{100}$ of 1% if such excess over $500.00 equals or exceeds ¾ of 1% but is less than 1% of his average annual payroll;

(v) $^{75}/_{100}$ 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 $^1/_{10}$ of 1% of wages or increased by more than $^2/_{10}$ 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 (E) (1) of this subsection equals or exceeds 1¼% 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 5/100 of 1%, but in no case shall such final rate be less than 1/10 of 1%.

(ii) If the percentage determined in accordance with paragraph (E) (1) of this subsection equals or exceeds ¾ of 1% and is less than 1¼ of 1%, the final employer rates shall be the preliminary employer rates.

(iii) If the percentage determined in accordance with paragraph (E) (1) of this subsection is less than ¾ of 1%, but in excess of ¼ of 1%, the final employer rates shall be the preliminary employer rates determined as provided in (D) hereof increased by the difference between ¾ of 1% and such percentage taken to the nearest 5/100 of 1%; provided, however, that no such final rate shall be more than ¼ of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (2) hereof, more than ½ 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 ¾ 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 (E) (1) of this subsection is equal to or less than ¼ of 1%, then the final rate shall be ⅖ of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (2) hereof, 7/10 of 1% in the case of an employer whose preliminary rate is determined as provided in (D) (1) and (D) (3) hereof, and 1.1% in the case of an employer whose preliminary rate is determined as provided in (D) (4) hereof. Notwithstanding any other provision of law or any determination made by the Division of Employment Security with respect to any 12-month period commencing on July 1, 1970, the final rates for all employers for the period beginning January 1, 1971, shall be as set forth herein.

2. Section 6 of P. L. 1971, c. 346 (C. 43:21–7.5) is amended to read as follows:

C. 43:21-7.5 Contribution rate calculated upon benefit experience; increase if low balance in unemployment trust fund.

6. Notwithstanding any provisions of R. S. 43:21–7 (c) (5) (A) to the contrary, if the balance in the unemployment trust fund on March 31, 1972 is less than 7% of the total taxable wages reported to the division in respect to employment during the calendar year 1971, the contribution rate to become effective on July 1, 1972 for each employer eligible for a contribution rate calculated upon benefit experience, shall be increased 3/10 of 1% over the contribution rate otherwise established under paragraphs (3) or (4) of R. S. 43:21–7 (c); provided, however, that if the balance in the unemployment trust fund on December 1, 1972 is less than 2½% of the total taxable wages reported to the division in respect to employment during calendar year 1971, the contribution rates, which would take effect on July 1, 1973 if the balance in the fund on March 31, 1973 were less than 2½% of the total taxable wages reported during calendar year 1972, pursuant to R. S. 43:21–7 (c) (5) (A), shall take effect January 1, 1973.

3. For the purpose of providing benefits under the Extended Benefits Law, P. L. 1970, c. 324 (C. 43:21–24.11 et seq.) for weeks of unemployment beginning after October 28, 1972 and prior to July 1, 1973, the determination of whether there has been a State "off" indicator ending any extended benefit period under the Extended Benefits Law for weeks prior to July 1, 1973, shall be made without regard to the 120% requirement specified in subsection 5 (d) and referred to in subsection 5(e) of chapter 324 of the laws of 1970, any provision contained in the "Extended Benefits Law" to the contrary notwithstanding.

4. This act shall take effect immediately.

Approved November 29, 1972.

CHAPTER 173

AN ACT to prohibit the taking of shortnosed sturgeon and amending P. L. 1941, c. 244.

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

1. P. L. 1941, c. 244, s. 1 (C. 23:9–122) is amended to read:

C. 23:9-122 Sea sturgeon; length and type of sturgeon which may be taken.

1. No person shall catch and take or attempt to catch and take from the waters of the Hudson river, New York harbor and Sandy Hook bay in any manner whatsoever any sea sturgeon less than 42 inches in length. Any sea sturgeon of a less length, and any shortnosed sturgeon regardless of size which may be caught must be returned immediately to the water.

2. P. L. 1941, c. 244, s. 2 (C. 23:9–123) is amended to read:

C. 23:9-123 Possession or sale.

2. Possession or sale of any shortnosed sturgeon is prohibited at all times and possession or sale of sea sturgeon less than that here prescribed is hereby prohibited.

3. P. L. 1941, c. 244, s. 3 (C. 23:9–124) is amended to read:

C. 23:9-124 Pelican and pinkster included; shortnosed sturgeon excluded.

3. The term sturgeon includes those fish commonly known as pelican and pinkster but shall exclude shortnosed sturgeon which are hereby protected at all times as an endangered species.

4. This act shall take effect immediately.

Approved November 29, 1972.

CHAPTER 174

SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1972, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. The following sum is hereby appropriated out of the General Treasury for the purpose specified:

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF MARINE SERVICES

420–102–501. BUREAU OF MARINE LANDS MANAGEMENT

Extraordinary:

Wetlands-Inventory, mapping and administration $600,000.

2. This act shall take effect immediately.

Approved November 29, 1972.

CHAPTER 175

AN ACT concerning legislative printing and amending R. S. 1:4–6.

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

1. R. S. 1:4–6 is amended to read as follows:

Current legislative printing; subscription for; cost.

1:4–6. a. Any person desiring a complete set of the bills, joint resolutions and concurrent resolutions introduced in any year in the Legislature, together with the usual index slips, daily memoranda, advance parts of the Journal of the Senate and Minutes of the Assembly and advance copies of laws, may file an application therefor with the Secretary of State, accompanying the application with payment of an annual subscription fee in an amount to be fixed from time to time by the Secretary of State after consultation with the Director of Purchase and Property, the President of the Senate and the Speaker of the General Assembly. Upon receipt of the application and fee, the Secretary of State shall cause the name and address of the applicant to be added to the printer's mailing list of members of the Legislature, and thereafter during the year such bills, joint resolutions, concurrent resolutions, slips, daily memoranda, advance parts of the Journal and Minutes and advance copies of laws shall be mailed by the printer to such applicant as and when the same are mailed to members of the Legislature.

b. Any person desiring an advance copy of each law, to be published and distributed prior to the printing of the annual edition of the laws as provided in R. S. 1:3–1, may file an application therefor with the Secretary of State accompanying the application with payment of an annual subscription fee to be fixed by the Secretary of State in the manner provided in paragraph a. of this section.

2. This act shall take effect immediately and be operative with respect to the legislative year 1973 and thereafter.

Approved December 1, 1972.

CHAPTER 176

AN ACT to amend "An act to supplement 'An act relating to the reorganization of the executive and administrative offices, departments, and instrumentalities of the State Government, and establishing and concerning a Division of Investment within the Department of the Treasury,' approved July 1, 1950 (P. L. 1950, c. 270)," approved March 26, 1959 (P. L. 1959, c. 17).

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

1. Section 1 of P. L. 1959, c. 17 (C. 52:18A–88.1) is amended to read as follows:

C. 52:18A-88.1 Investment of moneys of state pension funds by Director of Division of Investment.

1. The Director of the Division of Investment, in addition to other investments, presently or from time to time hereafter authorized by law, shall have authority to invest and reinvest the moneys in, and to acquire for or on behalf of the funds of the following enumerated agencies:

The Consolidated Police and Firemen's Pension Fund Commission;

The Police and Firemen's Retirement System of New Jersey;

The Prison Officers' Pension Fund Commission;

The Public Employees' Retirement System of New Jersey;

The State Police Retirement System;

The Teachers' Pension and Annuity Fund;

The 1837 Surplus Revenue Fund; and

The Trustees for the Support of Public Schools;

such investments which shall be authorized or approved for investment by regulation of the State Investment Council and in which fiduciaries of trust estates in this State may legally invest and subject to the limitations and conditions applicable thereto.

2. This act shall take effect immediately.

Approved December 1, 1972.

CHAPTER 177

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 December 17, 1965 (P. L. 1965, c. 196), and repealing P. L. 1959, chapter 9.

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

1. Section 1 of P. L. 1965, c. 196 (C. 2A:6–3.12) is amended to read as follows:

C. 2A:6-3.12 Number of county district judges in counties of 400,000—500,000 population.

1. The county district court in any county of the second class having a population of not less than 400,000 nor more than 460,000 shall be held by two county district court judges and in any such county having a population of more than 460,000 but not more than 500,000 shall be held by four county district court judges, who shall devote their entire time to their duties and shall not engage in the practice of law.

Repealer.

2. "An act concerning the judges of certain county district courts and supplementing chapter 6 of Title 2A of the New Jersey Statutes," approved March 4, 1959 (P. L. 1959, c. 9, C. 2A:6–14.15, 2A:6–14.16), is repealed.

3. This act shall take effect immediately.

Approved December 1, 1972.

CHAPTER 178

AN ACT to amend the "State Grand Jury Act," approved December 16, 1968 (P. L. 1968, c. 361) and making an appropriation.

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

1. Section 2 of P. L. 1968, c. 361 (C. 2A:73A–2) is amended to read as follows:

C. 2A:73A-2 Impaneling of statewide grand juries; determination by assignment judge.

2. There shall be at least one grand jury which shall have jurisdiction extending throughout the State serving at all times. Such State grand jury shall be impaneled by an assignment judge of the superior court designated for this purpose by the Chief Justice.

Whenever the Attorney General or the Director of the Division of Criminal Justice deems it to be in the public interest to convene one or more additional State grand juries, he may apply in writing to the aforementioned assignment judge for an order in accordance with provisions of this act. Said assignment judge may, for good cause shown, order the impaneling of such additional State grand juries in accordance with said application, in which event each said grand jury shall have Statewide jurisdiction.

2. Section 9 of P. L. 1968, c. 361 (C. 2A:73A–9) is amended to read as follows:

C. 2A:73A-9 Costs and expenses.

9. A. The costs and expenses of impaneling a State grand jury and for the performing of its functions and duties shall be paid by the State out of funds appropriated for this purpose to the Department of Law and Public Safety, Division of Criminal Justice.

B. All costs and expenses incurred by a county arising out of the prosecution and trial of State grand jury indictments shall, upon application by the county treasurer to the assignment judge of said county who shall certify and fix the amount of same, be paid by the State out of funds appropriated for this purpose to the Department of Law and Public Safety, Division of Criminal Justice.

3. There is hereby appropriated to the Department of Law and Public Safety, Division of Criminal Justice for the purpose of this act the sum of $500,000.00 for the period ending June 30, 1972. Any unexpended portion of the foregoing appropriation as of June 30, 1972 is hereby reappropriated until June 30, 1973.

4. This act shall take effect immediately.

Approved December 1, 1972.

CHAPTER 179

AN ACT to amend "An act to provide for the creation, setting apart, maintenance and administration of a county employees' pension fund in counties having a population exceeding 800,000 inhabitants," approved April 8, 1943 (P. L. 1943, c. 160).

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

1. Section 1 of P. L. 1943, c. 160 (C. 43:10–18.1) is amended to read as follows:

C. 43:10-18.1 Definitions.

1. As used in this act:

"Service" shall always, unless otherwise stated, be considered as continuous or in the aggregate.

"Salary" or "compensation" when used solely for the purpose of fixing benefits under this act means the average annual salary or compensation earned by a member during his or her 5 years of service, or during his or her entire length of service if such service totaled less than 5 years, as a county employee immediately preceding death or retirement provided, however, that no benefit paid upon the death of any member under this act shall exceed 25% of the final compensation of such employee provided however, that as to any employee who, at the time of the adoption of this act, is a member of any retirement system in operation in the county under and by virtue of articles 1, 2, 5, 6 and 7 of chapter 10 of Title 43 of the Revised Statutes and of R. S. 40:37–157 to 40:37–174, inclusive, and of "An act providing for the retirement of persons employed in the department of weights and measures of any county in this State, and providing a pension for such persons so retired," filed June 21, 1938 (P. L. 1938, c. 397), the total annual salary received by such employee during the year immediately prior to his death or retirement shall be considered for pension or other purposes under this act.

"Pension fund" or "fund" means the fund referred to in section 16 of this act, and is the fund from which pensions provided for in this act shall be paid.

"State" shall, unless otherwise stated, mean the State of New Jersey.

"His" shall be construed to mean both sexes.

"County employee" or "employee" means and includes all employees and officers in service in any county of this State having a population of more than 800,000 inhabitants and shall mean and include all employees and officers of any county board, body or commission, maintained out of county funds in any such county, including the official stenographic reporter and proxies of such official stenographic reporter of such county, and shall also mean and include employees and officers appointed by such county to employment on intercounty bridges, but the same term "county employee" or "employee" does not include members of the judiciary, or any laborers, unless the labor work is paid on an hourly, daily, monthly, or annual salary basis for a continuous employment thereof and recognized as permanent appointees, it being the intent to exclude transient labor from the operation of this act. The pension commission shall determine whether or not the employment of an employee is permanent within the meaning of this act. "County employee" or "employee" shall also mean and include all elected and appointed officials of such county.

"Population" of a county shall mean the population of a county according to the Federal census of 1940.

"Widow" or "widower" means the surviving unremarried spouse of a county employee who married such employee prior to the retirement of such employee and prior to the time when such employee reached the age of 50 years. No such surviving spouse shall be eligible for any benefit hereunder who was or shall be more than 15 years younger than the employee at the time of their marriage, if such marriage occurs hereafter while the employee is a member of this retirement system.

"Minor child" means an unmarried child under the age of 18 years.

"Permanent and total disability" means physical or mental incapacity of an employee to any longer perform the duties of his position or office.

"Employees' retirement system of (name of county)" shall be the name of the retirement system provided under the provision of this act. By that name all of its business shall be transacted, its funds invested, warrants for money drawn and payments made and all of its cash and securities and other property held.

2. This act shall take effect immediately.

Approved December 1, 1972.

CHAPTER 180

AN ACT concerning the hunting or taking of deer in certain cases and supplementing article 7 of chapter 4 of Title 23 of the Revised Statutes.

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

1. Notwithstanding the provisions of the New Jersey Game Code, 1972-73, or of any law, rule or regulation to the contrary, no deer of either sex shall be hunted or taken with a firearm on December 13, 1972, in the counties of Atlantic, Camden, Cape May, Cumberland, Gloucester, Burlington, Ocean and Salem. Any special deer permit issued authorizing the taking of any deer of either sex with a firearm on said date shall be invalid and of no force or effect within the aforementioned counties.

All fees received by the division for the issuance of permits which are hereby invalidated shall be refunded by the division to the respective holders thereof.

2. This act shall take effect immediately.

Approved December 5, 1972.

CHAPTER 181

AN ACT concerning elections and amending R. S. 19:13–20 and 19:27–11 and section 1 of P. L. 1945, c. 206.

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

1. R. S. 19:13–20 is amended to read as follows:

Vacancies among primary election nominees; procedure for filling.

19:13–20. In the event of a vacancy, howsoever caused, among candidates nominated at primaries, which vacancy shall occur not later than 37 days before the general election, or in the event of inability to select a candidate because of a tie vote at such primary, a candidate shall be selected in the following manner:

a. (1) In the case of an office to be filled by the voters of the entire State, the candidate shall be selected by the State committee of the political party wherein such vacancy has occurred.

(2) In the case of an office to be filled by the voters of a single and entire county, the candidate shall be selected by the county committee in such county of the political party wherein such vacancy has occurred.

(3) In the case of an office to be filled by the voters of a portion of the State comprising all or part of two or more counties, the candidate shall be selected by those members of the county committees of the party wherein the vacancy has occurred who represent those portions of the respective counties which are comprised in the district from which the candidate is to be elected.

(4) In the case of an office to be filled by the voters of a portion of a single county, the candidate shall be selected by those members of the county committee of the party wherein the vacancy has occurred who represent those portions of the county which are comprised in the district from which the candidate is to be elected.

b. (1) Whenever in accordance with subsection a. of this section members of two or more county committees are empowered to select a candidate to fill a vacancy, it shall be the responsibility of the chairmen of said county committees, acting jointly, to call together the members of their respective committees who are so empowered.

(2) Whenever in accordance with the provisions of subsection a. of this section members of a county committee are empowered to select a candidate to fill a vacancy, it shall be the responsibility of the chairman of such county committee to call together the members of the committee who are so empowered.

(3) A county committee chairman or chairmen who call a meeting pursuant to paragraph (1) or (2) of this subsection shall not be entitled to vote upon the selection of a candidate at such meeting unless he or they are so entitled pursuant to subsection a.

c. Whenever a selection is to be made pursuant to this section to fill a vacancy resulting from inability to select a candidate because of a tie vote at a primary election, the selection shall be made from among those who have thus received the same number of votes at the primary.

d. A selection made pursuant to this section shall be made not later than the thirty-fourth day preceding the date of the general election, and a statement of such selection shall be filed with the Secretary of State or the appropriate county clerk, as the case may

be, not later than said thirty-fourth day, and in the following manner:

(1) A selection made by a State committee of political party shall be certified to the Secretary of State by the State chairman of the political party.

(2) A selection made by a county committee of a political party, or a portion of the members thereof, shall be certified to the county clerk of the county by the county chairman of such political party; except that when such selection is of a candidate for the Senate or General Assembly or the United States House of Representatives the county chairman shall certify the selection to the State chairman of such political party, who shall certify the same to the Secretary of State.

(3) A selection made by members of two or more county committees of a political party acting jointly shall be certified by the chairmen of said committees, acting jointly, to the State chairman of such political party, who shall certify the same to the Secretary of State.

e. A statement filed pursuant to subsection d. of this section shall state the residence and post office address of the person so selected, and shall certify that the person so selected is qualified under the laws of this State to be a candidate for such office, and is a member of the political party filling the vacancy. Accompanying the statement the person endorsed therein shall file a certificate stating that he is qualified under the laws of this State to be a candidate for the office mentioned in the statement, that he consents to stand as a candidate at the ensuing general election and that he is a member of the political party named in said statement, and further that he is not a member of, or identified with, any other political party or any political organization espousing the cause of candidates of any other political party, that he has not voted in a primary election of any other political party in the last two primary elections, or contributed to the campaign funds of any other political party within one year prior to the last primary election, to which shall be annexed the oath of allegiance prescribed in R. S. 41:1–1 duly taken and subscribed by him before an officer authorized to take oaths in this State. The person so selected shall be the candidate of the party for such office at the ensuing general election.

2. Section 1 of P. L. 1945, c. 206 (C. 19:27–10.1) is amended to read as follows:

C. 19:27-10.1 Vacancy in House of Representatives between dates preceding primary and general elections.

1. When a vacancy, howsoever caused, happens in the representation of this State in the House of Representatives in any year later

than the fiftieth day prior to the day for holding the primary election for the general election but before the fiftieth day preceding the day of the general election, and the unexpired term to be filled exceeds 1 year, the Governor, in issuing a writ of election to fill such vacancy, may designate in said writ the next general election day as the day on which the election shall be held to fill such vacancy and that no primary election shall be held for nomination of candidates to fill such vacancy.

In such case, each political party shall select its candidate to fill such vacancy in the same manner prescribed in R. S. 19:13–20 for selecting candidates to fill vacancies arising among candidates nominated at primary elections, except that the time for making such selection and filing the statement thereof shall be within 10 days following the issuance of the writ of election.

In such case, petitions of nominations of other candidates shall be filed in the office of the Secretary of State within 10 days of the date of such proclamation.

The Secretary of State on the eleventh day following the date of such proclamation shall certify to the clerk and county board of each county affected by the vacancy, a statement of all candidates selected and nominated for the office so vacated.

The election to fill such vacancy shall in all other respects be conducted as though it were being conducted to fill the office upon the expiration of the term of the incumbent.

3. R. S. 19:27–11 is amended to read as follows:

Filling vacancies in Senate or General Assembly and in county or municipal offices.

19:27–11. In the event of any vacancy, howsoever occurring, in the Senate or General Assembly or in any county or municipal office, which vacancy shall occur after the last day for filing petitions for nominations for the primary election and prior to 37 days preceding the general election, each political party may select a candidate for the office in question in the manner prescribed in R. S. 19:13–20 for selecting candidates to fill vacancies among candidates nominated at primary elections. A statement of such selection shall be filed with the Secretary of State in the case of the candidates for the Senate and General Assembly, or the county clerk, in the case of candidates for county or municipal office, not later than the thirty-fourth day preceding the date of the general election.

Beside the selection of candidates by each political party as before provided, candidates may also be nominated by petition in

a similar manner as herein provided for direct nomination by petition for the general election; but the petition shall be filed with the county clerk or the Secretary of State, as the law may require, at least 34 days prior to such general election.

When the vacancy occurs in the Senate or General Assembly, the county clerk of each county which is comprised in whole or part in the Senate or Assembly District shall forthwith give notice thereof to the chairman of the county committee of each political party and in counties of the first class to the county board.

When the vacancy occurs in a county office the county clerk shall forthwith give notice thereof to the chairman of the county committee of each political party and in counties of the first class to the county board, and in case the vacancy occurs in a municipal office the municipal clerk shall forthwith give notice thereof to the county clerk, the chairman of the county committee of each political party and in counties of the first class the county board.

The county clerk shall print on the ballots for the territory affected, in the personal choice column, the title of office and leave a proper space under such title of office; and print the title of office and the names of such persons as have been duly nominated, in their proper columns.

The provisions herein shall not apply to the selection of a candidate for the Senate or General Assembly unless a writ of election for filling the vacancy shall have issued as provided by this Title, prior to 34 days preceding the general election, and unless such writ shall designate the next general election day for the election.

4. This act shall take effect immediately.

Approved December 12, 1972.

CHAPTER 182

AN ACT concerning public utilities, and amending R. S. 48:4–12, 48:4–36, 48:4–37, 48:4–47 and 48:4–48.

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

1. R. S. 48:4–12 is amended to read as follows:

Corporations may carry own liability insurance; cash paid up capital.

48:4–12. Whenever the owner of any autobus, or the person possessing the right to use the same, is required by any law of this

State or any ordinance of any municipality of this State to obtain or file with any public board, body or official within this State an insurance policy against loss from liability imposed by law upon autobus owners, or the persons possessing the right to use same, for damages either as a condition for the obtaining or making or continuing effective the permit or consent of any municipality to operate, or for the operation of, such autobus, or otherwise, said owner or person possessing the right to use the same, if a corporation, organized under the laws of this State, may carry its own liability insurance providing it can reasonably satisfy the Commissioner of Insurance as to the permanence and financial standing of its business and providing its paid up cash capital is not less than that required in the following schedule:

SCHEDULE

CLASS 1

For any such corporation operating not more than 20 of such autobusses, there shall be required a cash paid up capital of $400,000.00.

CLASS 2

For any such corporation operating not more than 30 of such autobusses, there shall be required a cash paid up capital of $600,000.00.

CLASS 3

For any such corporation operating not more than 40 of such autobusses, there shall be required a cash paid up capital of $800,000.00.

CLASS 4

For any such corporation operating not more than 50 of such autobusses, there shall be required a cash paid up capital of $1,000,000.00.

CLASS 5

For any such corporation operating more than 50 of such autobusses, there shall be required a cash paid up capital of not less than $2,000,000.00.

2. R. S. 48:4–36 is amended to read as follows:

Financial coverage required; insurance policy; filing with utility board; rejection; minimum and maximum liability for bodily injury or death.

48:4–36. Any person engaged in the operation of motor vehicles shall at all times have financial coverage. If such financial coverage

shall be by insurance policy, such insurance policy or policies or true copies thereof, shall be filed with the Board of Public Utility Commissioners. Said board may reject any policy if and when it determines after hearing upon notice in writing to the insurance company that the company or companies writing or underwriting said policies of insurance is or are not financially responsible to respond in damages. Upon any hearing as provided herein, the burden of proving its financial responsibility shall rest upon said insurance company or companies.

Said insurance policies shall be conditioned for the payment of a minimum sum of not less than hereinafter set forth, hereinafter called "minimum liability," on any one judgment, and a maximum sum of not less than hereinafter set forth, hereinafter called "maximum liability," on all judgments recovered against any such person, upon claims arising out of the same transaction or transactions connected with the same subject of action, to be apportioned ratably among the judgment creditors according to the amount of their respective judgments for damages because of bodily injury, including death, at any time resulting therefrom, or injury caused in the operation, maintenance, use, or the defective construction of such motor vehicles, as follows:

a. For damages because of bodily injury, including death, at any time resulting therefrom, for each motor vehicle having a seating capacity of not more than 12 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $100,000.00.

b. For each motor vehicle having a seating capacity of not less than 13 nor more than 20 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $200,000.00.

c. For each motor vehicle having a seating capacity of not less than 21 nor more than 30 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $400,000.00.

d. For each motor vehicle having a seating capacity of more than 30 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $600,000.00.

3. R. S. 48:4–37 is amended to read as follows:

Property damage; liability.

48:4–37. For damages because of injury to or destruction of property, for each motor vehicle an insurance policy with a minimum liability of $10,000.00 and a maximum liability of $25,000.00.

4. R. S. 48:4–47 is amended to read as follows:

Financial coverage required; insurance policy; filing with utility board; rejection; minimum and maximum liability for bodily injury or death.

48:4–47. Any person engaged in the business of operating motor vehicles carrying passengers for hire shall at all times have financial coverage. If such financial coverage shall be by insurance policy, such insurance policy or policies, or true copies thereof, shall be filed with the Board of Public Utility Commissioners. Said board may reject any policy if and when it determines after hearing upon notice in writing to the insurance company that the company or companies writing or underwriting said policies of insurance is or are not financially responsible to respond in damages. Upon any hearing as provided herein, the burden of proving its financial responsibility shall rest upon said insurance company or companies.

Said insurance policies shall be conditioned for the payment of a minimum sum, hereinafter called "minimum liability," on any one judgment, and a maximum sum hereinafter called "maximum liability," on all judgments recovered against any such person upon claims arising out of the same transaction or transactions connected with the same subject of action, to be apportioned ratably among the judgment creditors according to the amount of their respective judgments, for damages because of bodily injury, including death, at any time resulting therefrom caused in the operation, maintenance, use or the defective construction of such motor vehicles, as follows:

(a) For damages because of bodily injury, including death, at any time resulting therefrom, for each motor vehicle having a seating capacity of not more than 12 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $100,000.00.

(b) For each motor vehicle having a seating capacity of not less than 13 nor more than 20 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $200,000.00.

(c) For each motor vehicle having a seating capacity of not less than 21 nor more than 30 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $400,000.00.

(d) For each motor vehicle having a seating capacity of more than 30 passengers, an insurance policy with a minimum liability of $25,000.00 and a maximum liability of $600,000.00.

5. R. S. 48:4–48 is amended to read as follows:

Property damage; liability.

48:4–48. For damages because of injury to or destruction of property, for each motor vehicle an insurance policy with a minimum liability of $10,000.00 and a maximum liability of $25,000.00.

6. This act shall take effect on the first day of the month following enactment.

Approved December 12, 1972.

CHAPTER 183

AN ACT to amend "An act establishing and concerning a Department of Transportation as a principal department in the Executive Branch of the State Government, establishing therein a Commuter Operating Agency, providing an appropriation therefor, repealing chapter 88 of the laws of 1964, and supplementing Title 27 of the Revised Statutes," approved December 12, 1966 (P. L. 1966, c. 301).

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

1. Section 19 of P. L. 1966, c. 301 (C. 27:1A–19) is amended to read as follows:

C. 27:1A-19 Contracts with motor bus carriers to operate passenger service; payment; leasing of buses, and real or personal property to carriers.

19. The agency may enter into contracts with any motor bus carrier or carriers to operate passenger service which the agency shall determine (a) to be necessary to provide or encourage adequate commuter or intercity bus service and (b) would not otherwise be provided or made available without State assistance. Payment by the agency for such passenger service shall be based on the actual cost of such service to the motor bus carrier plus a 6% return on investment.

The agency may also enter into contracts with any motor bus carrier pursuant to which the agency may acquire, purchase or rehabilitate motor buses and capital equipment and facilities for lease to such carrier to be operated in or in connection with specified passenger service and pursuant to which the agency may acquire,

purchase or rehabilitate any other real or personal property for lease to such carrier to be utilized in specified passenger service or to permit related capital improvements. For the purposes of this section, the term motor bus carrier shall include any individual, copartnership, association, corporation, joint stock company, receiver, or trustee which controls any motor bus carrier.

2. Section 24 of P. L. 1966, c. 301 (C. 27:1A–24) is amended to read as follows:

C. 27:1A-24 Continuation of service and fares; petition for changes; notice; hearing.

24. Every carrier or carriers entering into a contract shall be obligated to continue during the term of the contract all existing passenger service and fares applicable thereto, determined by the agency to be essential, except that the contract shall afford the carrier the right to petition the agency or the agency to move on its own motion for changes in passenger service, including extension, enlargement, curtailment or abandonment in whole or in part and applicable fares during the term of the contract. If such a petition includes an application to decrease the number of trains or buses, a substantial change in schedules or an increase in fares, the agency, prior to making any determination with respect thereto, shall hold a public hearing on notice. In acting on any such petition the agency shall give due consideration to the following factors:

(a) The availability of alternative means of public transportation.

(b) The potential cost of continuing the service sought to be curtailed or discontinued.

(c) The cost to the State of providing alternative transportation facilities either by common carriers or highway improvement.

(d) The resulting effect on State and local population trends, economic values and tax revenues.

The authority hereby given the agency with respect to the discontinuance, curtailment, abandonment or change in fares or service shall be exercised during the contract period without regard or reference to the jurisdiction vested in the Board of Public Utility Commissioners by sections 48:2–21, 48:2–24 and 48:4–3 of the Revised Statutes. At the conclusion of the contract period the Board of Public Utility Commissioners shall resume such jurisdiction but no carrier shall be required to restore any service discontinued or fare changed unless the Board of Public Utility Commissioners shall determine, after notice and hearing, that the service or fare is required by public convenience and necessity.

Notwithstanding any other provisions of this act, all vehicles used by any motor bus carrier pursuant to contract authorized by this section shall be subject to the jurisdiction of the Board of Public Utility Commissioners with respect to insurance, maintenance, specifications and safety to the same extent such jurisdiction is conferred upon by the board by Title 48, Public Utilities, as amended and supplemented.

3. This act shall take effect immediately.

Approved December 12, 1972.

CHAPTER 184

AN ACT concerning searches and seizures of equipment and apparatus used in violation of fish and game statutes and regulations and amending R. S. 23:10–20.

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

1. R. S. 23:10–20 is amended to read as follows:

Searches and seizures; immunity from civil suit.

23:10–20. A member of the Fish and Game Council and any conservation officer may, without warrant search and examine any boat, conveyance, vehicle, fish box, fish basket, game bag, game coat or other receptacle for game and fish, when he has reason to believe that a provision of this Title, or any law supplementary thereto, or the State Fish and Game Code has been violated, and shall seize and take possession of any firearms, bows and arrows, shells or cartridges, fishing rods and reels, fishing lines, knives, lights, slingshots, traps, spears, spear guns or any other article or equipment that has been illegally used or any bird, animal or fish unlawfully caught, taken, killed, had in possession or under control, shipped or about to be shipped. A court, upon receiving proof of probable cause for believing in the concealment of a bird, animal or fish so unlawfully caught, taken, killed, had in possession or under control, shipped or about to be shipped, shall issue a search warrant and cause a search to be made in any place, and to that end, may, after demand and refusal, cause any building, inclosure or car to be entered, and any apartment, chest, box, locker, crate, basket or package to be broken open and its contents examined by

a member of the Fish and Game Council or any conservation officer. All firearms, bows and arrows, shells or cartridges, fishing rods and reels, fishing lines, knives, lights, slingshots, traps, spears, spear guns or any other article or equipment that has been illegally used and seized by a member of the council or any conservation officer shall be returned to the defendant when and if the case has been dismissed, if he has been found not guilty, or if he has been convicted and has paid the penalty and costs imposed, if any.

The member of the council or conservation officer shall not be liable for damages by reason of any such search or the seizure of any nets or fishing, hunting or trapping apparatus in accordance herewith.

2. This act shall take effect immediately.

Approved December 12, 1972.

CHAPTER 185

AN ACT to amend the title of "An act concerning the delineation and marking of flood hazard areas; and prescribing the functions, powers, and duties of the Division of Water Policy and Supply of the Department of Conservation and Economic Development in connection therewith," approved April 3, 1962, (P. L. 1962, c. 19), so that the same shall read "An act concerning the delineation and marking of flood hazard areas; and prescribing the functions, powers, and duties of the Division of Water Resources and of the Department of Environmental Protection in connection therewith, and authorizing the adoption of land use regulations for the flood hazard area," and to amend and supplement 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 P. L. 1962, c. 19 is amended to read as follows: An act concerning the delineation and marking of flood hazard areas; and prescribing the functions, powers, and duties of the

Division of Water Resources and of the Department of Environmental Protection in connection therewith, and authorizing the adoption of land use regulations for the flood hazard area.

2. Section 1 of P. L. 1962, c. 19 (C. 58:16A–50) is amended to read as follows:

C. 58:16A-50 Declaration of policy.

1. It is in the interest of the safety, health, and general welfare of the people of the State that legislative action be taken to empower the Division of Water Resources to delineate and mark flood hazard areas, to authorize the Department of Environmental Protection to adopt land use regulations for the floodway, and to coordinate effectively the development, dissemination, and use of information on floods and flood damages that may be available.

3. Section 2 of P. L. 1962, c. 19 (C. 58:16A–51) is amended to read as follows:

C. 58:16A-51 Definitions.

2. As used in this act, unless the context indicates another or different meaning or intent:

(a) "Division" means the Division of Water Resources in the Department of Environmental Protection;

(b) "Council" means the Water Policy and Supply Council in the Division of Water Resources;

(c) "Flood plain" means the relatively flat area adjoining the channel of a natural stream, which has been or may be hereafter covered by flood water;

(d) "Floodway" means the channel of a natural stream and portions of the flood plain adjoining the channel, which are reasonably required to carry and discharge the flood water or flood flow of any natural stream;

(e) "Flood hazard area" means the floodway and any additional portions of the flood plain, as determined by the council under section 3 hereof;

(f) "Relative risk" means the varying degrees of hazard to life and property in a flood hazard area which are occasioned by differences in depth and velocity of flood waters covering and flowing over it;

(g) "Flood fringe area" means that portion of the flood hazard area not designated as the floodway;

(h) "Department" means the Department of Environmental Protection.

(i) "Person" means and shall include corporations, companies, associations, societies, firms, partnerships and joint stock companies as well as individuals, and shall also include all political subdivisions of this State or any agencies or instrumentalities thereof.

C. 58:16A-55 Adoption of rules and regulations by department.

4. (a) The department is authorized to adopt, amend and repeal rules and regulations concerning the development and use of land in any designated floodway which shall be designed to preserve its flood carrying capacity and to minimize the threat to the public safety, health and general welfare.

(b) Provision may be made by the department for the waiver, according to definite criteria, of strict compliance with the rules and regulations, where necessary to alleviate hardship.

C. 58:16A-56 Minimum standards for adoption of local rules and regulations.

5. The department shall promulgate minimum standards for the adoption of local rules and regulations concerning the development and use of land in the flood fringe area designed to minimize the threat to the public safety, health and general welfare.

C. 58:16A-57 Adoption of rules and regulations by affected municipality or other responsible entity.

6. Within 12 months after the delineation of any flood hazard area, and at least 12 months after the promulgation of standards by the department, the affected municipality or other responsible entity shall adopt rules and regulations concerning the development and use of land in the flood fringe area which at least conform to the standards promulgated by the department.

C. 58:16A-58 Failure of municipality or responsible entity to adopt or to enforce rules and regulations.

7. If any affected municipality or other responsible entity fails to adopt or fails to enforce rules and regulations concerning the development and use of land in the flood fringe area which at least conform to the standards promulgated by the department within the specified period, thereafter the department may adopt such rules and regulations which shall be applicable to the particular flood fringe area.

C. 58:16A-59 Notice and hearing.

8. No rule or regulation adopted by the department pursuant to sections four or seven of this act shall become effective until after notice and public hearing before the department as required by the Administrative Procedures Act (C. 52:14–1 et seq.).

C. 58:16A-60 Applicability of rules and regulations.

9. Any rules and regulations adopted pursuant to this act shall not apply to the extent that lands affected thereby are regulated pursuant to "the Wetlands Act of 1970" (P. L. 1970, c. 272) (C. 13:9A–1 et seq.)

C. 58:16A-61 Establishment of full value of certain lands.

10. Local assessors shall consider the impact of rules or regulations issued pursuant to this act in establishing full value of lands designated as floodways or as flood fringe areas.

C. 58:16A-62 Authority to adopt certain requirements.

11. Any municipal or other entity vested with authority to adopt rules and regulations concerning the development and use of land may adopt requirements more restrictive than those contained in the rules and regulations adopted by the department for the floodway and than those contained in the minimum standards promulgated by the department.

C. 58:16A-63 Penalties.

12. (a) Any person who violates a provision of this act or a rule or regulation adopted pursuant to this act shall be subject to a penalty of not more than $2,500.00 for each offense, to be collected by the department in a summary proceeding under the Penalty Enforcement Law (N. J. S. 2A:58–1 et seq.), and in any court of competent jurisdiction wherein injunctive relief has been requested. The Superior Court, County Court and county district court shall have jurisdiction to enforce said Penalty Enforcement Law. If the violation is of a continuing nature each day which it continues shall constitute an additional, separate and distinct offense. The department is hereby authorized and empowered to compromise and settle any claim for a penalty under this section in such amount in the discretion of the department as may appear appropriate and equitable under all of the circumstances.

(b) If any person violates any of the provisions of this act or any rule or regulation promulgated pursuant to the provisions of this act, the department may institute an action in a court of competent jurisdiction for injunctive relief to prohibit and prevent such violation or violations and the said court may proceed in the action in a summary manner.

C. 58:16A-64 Construction of act.

13. This act shall be liberally construed to effectuate the purpose and intent thereof.

C. 58:16A-65 Powers, duties and functions of Department.

14. The powers, duties and functions vested in the State Department of Environmental Protection under the provisions of this act shall not be construed to limit in any manner the functions, powers and duties vested in the State Department of Environmental Protection under any other provisions of the law.

C. 58:16A-66 Partial invalidity.

15. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of the act and the application of such provision to persons or circumstances other than those to which it is held invalid, shall not be affected thereby.

16. This act shall take effect immediately.

Approved December 14, 1972.

CHAPTER 186

AN ACT concerning cable television, supplementing Title 48 of the Revised Statutes, and repealing P. L. 1971, c. 221.

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

C. 48:5A-1 Short title.

1. This act shall be known and may be cited as the "Cable Television Act."

C. 48:5A-2 Declaration of policy.

2. The Legislature finds, determines and declares:

a. That, after careful investigation, it appears that the rates, services and operations of cable television companies in this State are affected with a public interest;

b. That it should be, and is hereby declared, the policy of this State to provide fair regulation of cable television companies in the interest of the public;

c. That the objects of such regulation are (1) to promote adequate, economical and efficient cable television service to the citizens and residents of this State, (2) to encourage the optimum development of the educational and community-service potentials of the cable television medium, (3) to provide just and reasonable

rates and charges for cable television system services without unjust discrimination, undue preferences or advantages, or unfair or destructive competitive practices, (4) to promote and encourage harmony between cable television companies and their subscribers and customers, (5) to protect the interests of the several municipalities of this State in relation to the issuance of municipal consents for the operation of cable television companies within their several jurisdictions, and to secure a desirable degree of uniformity in the practices and operations of cable television companies in those several jurisdictions; and (6) to cooperate with other states and with the Federal Government in promoting and coordinating efforts to regulate cable television companies effectively in the public interest;

d. That to secure such regulation and promote the objectives thereof, authority to regulate cable television companies generally, and their rates, services and operations, in the manner and in accordance with the policies set forth in this act, shall be vested in the Department of Public Utilities.

C. 48:5A-3 Definitions.

3. As used in this act, except as the context may otherwise clearly require or indicate:

a. "Board" means the Board of Public Utility Commissioners of the Department of Public Utilities of this State.

b. "Office" means the office of Cable Television established by this act.

c. "Director" means the Director of the Office of Cable Television.

d. "Cable television system" or "CATV system" means any facility within this State which is operated or intended to be operated to perform the service of receiving and amplifying the signals broadcast by one or more television stations and redistributing such signals by wire, cable or other device or means for accomplishing such redistribution, to members of the public who subscribe to such service, or distributing through its facility any television signals whether broadcast or not; or any part of such facility. The term "facility" as used in this subsection includes all real property, antennae, poles, wires, cables, conduits, amplifiers, instruments, appliances, fixtures and other personal property used by a CATV company in providing service to its subscribers and customers.

e. "Cable television reception service" means the simultaneous delivery through a CATV system of the signals of television broad-

cast stations to members of the public subscribing to such service; which service may include additional nonbroadcast signals delivered as a part of the service with no additional charge.

f. "Cable communications system" means any communications service other than cable television reception service delivered through the facilities of a CATV system and for which charges in addition to or other than those made for cable television reception service are made or proposed to be made.

g. "Cable television company" or "CATV company" means any person owning, controlling, operating or managing a cable television system, and the term "person" as used herein shall be construed, without limiting the generality thereof, to include specifically any agency or instrumentality of this State or of any of its political subdivisions; but this definition shall not include a telephone, telegraph or electric utility company regulated by the Board of Public Utility Commissioners in a case where it merely leases or rents or otherwise provides to a CATV company wires, conduits, cables or pole space used in the redistribution of television signals to or toward subscribers or customers of such CATV company.

h. "Highway" includes every street, road, alley, thoroughfare, way or place of any kind used by the public or open to the use of the public.

i. "Certificate" means a certificate of approval issued, or which may be issued, by the board pursuant to this act.

ARTICLE II

C. 48:5A-4 Establishment of Office of Cable Television.

4. There is hereby established in the Department of Public Utilities an Office of Cable Television; but nothing in this act shall be construed as declaring or defining cable television to be a public utility or subjecting it to the application of any of the provisions of Title 48 of the Revised Statutes, except as otherwise specifically provided in this act.

C. 48:5A-5 Administration of office; appointment of director.

5. The office shall be headed and administered by a director, who shall be a person qualified by training and experience to perform the duties of his office, and shall receive such salary as shall be provided by law. The director shall be appointed by the board, and shall serve at the pleasure of the board.

C. 48:5A-6 Organization of office.

6. The director under the supervision of the board shall organize the work of the office and establish therein such administrative

subdivisions as he may deem necessary, proper and expedient. He may formulate and adopt rules and regulations and prescribe duties for the efficient conduct of the business, work and general administration of the office. He may delegate to subordinate officers or employees in the office such of his powers as he may deem desirable, to be exercised under his supervision and direction.

C. 48:5A-7 Appointment of officers and employees.

7. Subject to the provisions of Title 11 of the Revised Statutes, and within the limits of funds appropriated or otherwise made available, the director with the approval of the board may appoint such officers and employees of the office as he may deem necessary for the performance of its duties, and may fix and determine their qualifications, duties and compensation, and may retain or employ engineers and private consultants on a contract basis or otherwise for rendering professional or technical service or assistance.

C. 48:5A-8 Reports.

8. The director shall make an annual report to the board of the office's operations, and render such other reports as the board shall from time to time request or as may be required by law.

C. 48:5A-9 Powers of board and director.

9. The board and the director under the supervision of the board shall have full right, power, authority and jurisdiction to:

a. Receive or initiate complaints of the alleged violation of any of the provisions of this act or of any of the rules and regulations made pursuant to this act or of the terms and conditions of any municipal consent granted pursuant to this act; and for this purpose and all other purposes necessary to enable him to administer the duties of the office as prescribed by law may hold hearings and shall have power to subpena witnesses and compel their attendance, administer oaths and require the production for examination of any books or papers relating to any matter under investigation at any such hearing;

b. Supervise and regulate every CATV company operating within this State and its property, property rights, equipment, facilities, contracts, certificates and franchises so far as may be necessary to carry out the purposes of this act, and to do all things, whether herein specifically designated or in addition thereto, which are necessary or convenient in the exercise of such power and jurisdiction;

c. Institute all proceedings and investigations, hear all complaints, issue all process and orders, and render all decisions neces-

sary to enforce the provisions of this act, of the rules and regulations adopted thereunder, or of any municipal consents issued pursuant to this act;

d. Institute, or intervene as a party in, any action in any court of competent jurisdiction seeking mandamus, injunctive or other relief to compel compliance with any provision of this act, of any rule, regulation or order adopted thereunder or of any municipal consent issued thereunder, or to restrain or otherwise prevent or prohibit any illegal or unauthorized conduct in connection therewith.

C. 48:5A-10 Rules and regulations.

10. The director with the approval of the board shall establish, for the purpose of assuring safe, adequate and proper cable television service, after hearing in accordance with the Administrative Procedure Act (P. L. 1968, c. 410; C. 52:14B–1 et seq.), rules and regulations governing:

a. Technical standards of performance for CATV systems and the equipment and facilities thereof, including standards of maintenance and safety, not inconsistent with applicable Federal regulations.

b. The prohibition and prevention of the imposition of any unjust or unreasonable, unjustly discriminatory or unduly preferential individual or joint rate, charge or schedule for any service supplied or rendered by a CATV company within this State, or the adoption or imposition of any unjust or unreasonable classification in the making or as the basis of any individual or joint rate, charge or schedule for any service rendered by a CATV company within this State.

c. Requirements for the reasonably prompt and complete exercise of the rights conferred by any certificate, subject to revocation thereof or other penalty provided under this act;

d. Procedures and forms for the application by a CATV company for municipal consents required under this act;

e. Procedures and forms for review by the director of municipal consents issued pursuant to the provisions of this act;

f. Procedures and forms for the application by CATV companies to municipalities for amendment of rates or other terms and conditions of municipal consents and, for the review by the director of the terms of such amendments, and for the resolution by the director of disputes between municipalities and CATV companies over such applications;

g. Procedures and forms for submission to and resolution by the director of complaints or disputes by or between CATV companies, municipalities or citizens regarding proper compliance with and implementation of the provisions of this act or the rules and regulations made or municipal consents issued pursuant to this act; provided, however, that, notwithstanding the foregoing provisions of this section or any of the provisions of this act, it is the intent of this act that all the provisions, regulations and requirements imposed by or pursuant to this act shall be operative only to the extent that the same are not in conflict with the laws of the United States or with any rules, regulations or orders adopted, issued or promulgated pursuant thereto by any Federal regulatory body having jurisdiction. No requirement, regulation, term, condition, limitation or provision imposed by or pursuant to this act which is contrary to or inconsistent with any such Federal law, regulation or order now or hereafter adopted shall be enforced by the director or shall be authority for the granting, denial, amendment or limitation of any municipal consent or certificate of approval which may be applied for or issued under the terms of this act.

The board through the office is hereby empowered and directed to cooperate with any Federal regulatory agency in the enforcement within this State of all Federal laws, rules, regulations and orders relating to CATV systems and CATV companies, and therein to act as agent for such Federal regulatory body to the extent authorized by or pursuant to Federal law, and to enter into agreements for said purpose.

C. 48:5A-11 Rates, charges and classifications.

11. a. Except as provided in subsection g. of section 28 of this act with respect to rates to subscribers to cable television reception service, the board through the office shall prescribe just and reasonable rates, charges and classifications for the services rendered by a CATV company, and the tariffs therefor shall be filed and published in such manner and on such notice as the director with the approval of the board may prescribe, and shall be subject to change on such notice and in such manner as the director with the approval of the board may prescribe.

b. The board shall from time to time cause the established rates and rate schedules of each CATV company for cable TV reception service to be reviewed, and if upon such review it shall appear to the board that such rates, or any of them, are or may be excessive, unreasonable, unjustly discriminatory or unduly preferential, the

board shall require the CATV company to establish to its satisfaction that such rates are just, reasonable and not excessive or unjustly preferential or discriminatory, and for such purpose shall order the director to hold a hearing thereon. After a hearing upon notice and full opportunity to be heard afforded to the CATV company, the director may recommend amendment of the schedule of cable television subscription rates charged by such company, and such amended schedule if approved by the board shall supersede and replace the schedule so amended.

c. Any hearing held pursuant to this section shall be open to the public, and notice thereof shall be published by the director at least 10 days prior thereto in a newspaper of general circulation in each municipality comprised, in whole or part, in the certificated area wherein the rate schedule which is the subject of the hearing applies. Every municipality may intervene in any hearing held by the director pursuant to this section affecting the municipality or the public within the municipality.

d. No CATV company shall derive from the operations of cable television reception service or cable communications systems any revenues other than the fees, charges, rates and tariffs provided for in subsection a. of this section and in subsection g. of section 28 of this act.

e. Whenever pursuant to the provisions of this act the board or the director is required to determine whether any of the rates, charges, fees, tariffs and classifications of a CATV company subject to this section or to subsection g. of section 28 of this act are unjust, unreasonable, discriminatory or unduly preferential, there shall be taken into consideration any fees which are charged for the use of a CATV system, or part thereof, as an advertising medium, or for services ancillary to such use, and from which the CATV system derives revenue, directly or indirectly, and the effect thereof upon, the company's requirements for revenue from such fees, rates, charges, tariffs and classifications subject to the provisions of this section.

Article III

C. 48:5A-12 Cable Television Advisory Council established.

12. There is hereby established in the Office of Cable Television a Cable Television Advisory Council, which shall consist of the director as chairman, five other ex-officio members as hereinafter provided, and five citizen members as hereinafter provided.

C. 48:5A-13 Council membership; appointment, terms, qualifications, compensation.

13. a. The ex-officio members of the council shall be the President of the Board of Public Utility Commissioners, the Director of the Division of Consumer Affairs in the Department of Law and Public Safety, the Executive Director of the New Jersey Public Broadcasting Authority, the Commissioner of Education and the Chancellor of Higher Education. Ex-officio members shall remain members during their continuance in their respective offices. Each ex-officio member may designate any officer or employee of the department or other agency which he heads to serve as his alternate and to exercise any and all of his functions and duties as member of the Cable Television Advisory Council.

b. The citizen members shall be appointed by the Governor, with the advice and consent of the Senate. The term of office of each member so appointed, except as hereinafter provided for the initial appointments, shall be for 3 years. The terms of the members initially appointed shall be designated by the Governor so that two of such terms shall expire on June 30 in each of the next 2 years ensuing after such appointments and one on June 30 of the third year. Each member shall serve until his successor has been appointed and qualified, and vacancies shall be filled in the same manner as the original appointments for the remainder of the unexpired term.

c. Citizen members appointed by the Governor shall be chosen from (1) persons engaged in the management or operation of CATV systems, (2) municipal officials selected from the municipalities in which CATV systems are in operation, and (3) the general public not embraced in either of the foregoing categories. No more than one person in either of the first two categories above enumerated shall serve upon the council at any one time. The Governor in making his appointments shall specify in which of the three categories each appointee belongs.

d. Members shall serve without compensation, but shall be entitled to be reimbursed for all reasonable and necessary expenses actually incurred in the performance of their official duties.

C. 48:5A-14 Council meetings; duties, functions, personnel.

14. a. The council shall meet at the call of the chairman, at such times and places as he shall appoint. It shall confer with and advise the director with respect to the implementation of this act, including the adoption of such rules and regulations as are authorized by this act, and with respect to any measures which may be proposed

for the more effectual implementation of this act or of the purposes for which this act was enacted, or any other measures for the encouragement and promotion of safe, adequate and proper cable television service to the people of this State and the advancement of the public interest through the development of cable television in this State.

b. In carrying out its functions the council shall, insofar as practicable, provide interested organizations and individuals an opportunity to present their views and recommendations to the council for consideration.

c. The director shall make available to the council such technical, clerical, professional and other personnel and assistance as may be required for the exercise and discharge of its duties and functions under this act, within the limits of funds appropriated or otherwise made available for the purpose.

ARTICLE IV

C. 48:5A-15 Certificate of approval.

15. No person shall hereafter begin the construction, extension or operation of a CATV system or acquire ownership or control thereof without first obtaining from the board a certificate of approval issued in accordance with the provisions and procedures specified in this act; except that the director may, by order, rule or regulation, exempt a CATV company from the above certificate requirement in a case where its temporary acts or operations do not require the issuance of a certificate in the public interest.

C. 48:5A-16 Application for certificate of approval; contents, hearing.

16. a. The application for such a certificate of approval from the board shall be in writing, shall have attached thereto the municipal consents required under section 22 of this act, except that a CATV company which is authorized under section 25 of this act to continue operations after the expiration of a municipal consent and pending municipal action upon application made for renewal or reissuance of such consent may in lieu of such municipal consent attach to its application a statement regarding its authorization to continue operations under the provisions of section 25; and shall contain such other information as the director may from time to time prescribe by duly promulgated rule, regulation or order. Each such application shall be accompanied by a filing fee of $100.00.

b. Upon receipt of such application, the board shall review the same and shall, within 30 days of the receipt thereof, either issue the certificate applied for or order the director to schedule a hear-

ing upon the application. No application shall be denied without a hearing thereon. In determining whether a certificate should issue, the board shall consider, in addition to the requirements of section 17, among other things, public convenience and necessity, the suitability and character of the applicant, the financial responsibility of the applicant, and the ability of the applicant to perform efficiently the proposed service and other service which may be required by public convenience and necessity during the term of the municipal consent. Upon receipt of a complaint from any person claiming to be aggrieved by the issuance of a certificate applied for, the board shall not issue such certificate without a hearing thereon, if it deems that there is a reasonable ground for such complaint.

c. If in its initial review of the application it shall appear to the board that any of the rates in the schedule of rates provided therein pursuant to subsection g. of section 28 of this act are or may be excessive, unreasonable, unjustly discriminatory or unduly preferential, it shall not issue a certificate without a hearing on such application, to be held by the director at the order of the board at which hearing the applicant CATV company may be required to establish to his satisfaction that such rates are just, reasonable and not excessive or unjustly preferential or discriminatory. After a hearing at which such justification of rates is required, upon notice and full oportunity to be heard afforded to the applicant CATV company, the director may, recommend that the schedule of rates aforesaid be amended and such amended schedule if approved by the board shall supersede and replace the schedule so amended.

d. A hearing held pursuant to this section shall be held not later than the sixtieth day following the date of receipt of the application; it may be adjourned from time to time, but not to a date later than the sixtieth day following the date on which it commenced, except with the consent of the applicant. If such hearing is held, the director shall within 60 days after the conclusion thereof, transmit his findings of fact and recommendations to the board, which shall either issue or deny the certificate for which application was made, or may issue a certificate with such limitations and conditions as the public interest may require. The board shall transmit notice of its decision to the applicant.

C. 48:5A-17 Issuance of certificate of approval; expiration.

17. a. The board shall issue a certificate of approval when, after reviewing the application, and after hearing if one is held, the

applicant establishes to its satisfaction that the applicant has all the municipal consents necessary to support the application, that such consents and the issuance thereof are in conformity with the requirements of this act, and that the applicant has complied or is ready, willing and able to comply with all applicable rules and regulations imposed by or pursuant to State or Federal law as preconditions for engaging in his proposed CATV operations; provided, that in the case of any application which has omitted the attachment of municipal consent in the circumstance provided for in subsection a. of section 16 of this act, the board shall condition the issuance of the certificate upon the applicant's reasonably prompt attainment of the omitted municipal consent or reasonably prompt initiation of proceedings under subsection d. of this section.

b. In considering any such application, the board shall take into consideration the probable effects upon both the area for which certification is sought and neighboring areas not covered in the municipal consents; and if it finds that the probable effects, for technical and financial reasons, would be to impede the development of adequate cable television service, or create an unreasonable duplication of services likely to be detrimental to the development of adequate cable television service in any area either within or without the area for which certification is sought, it may deny the certificate or it may amend the certificate in issuing it so as to

(1) direct that areas covered in the application be excluded from the area certified, or

(2) direct that areas not covered in the application be included in the area certified.

c. No such certificate amended pursuant to subsection b. of this section shall be issued except after hearing of which each affected municipality shall be given notice and afforded opportunity to be heard. No such amended certificate shall be issued which would impair the terms of any existing certificate or of any municipal consent upon which such existing certificate is based, except with the consent of the holder of such existing certificate and of any municipality having issued such municipal consent.

d. If a municipality shall arbitrarily refuse to grant the municipal consent required under the terms of this act prerequisite to issuance of a certificate, or to act upon an application for such municipal consent within 90 days after such application is filed, then the applicant CATV company may avoid the necessity of first obtaining such municipal consent by showing to the satisfaction of the board that the municipal consent is being arbitrarily withheld.

But any CATV company certificated without municipal consent shall nevertheless pay the franchise tax to the municipality imposed under section 30 of this act. An application for certificate filed pursuant to this subsection shall be accompanied by a filing fee of $200.00.

e. If any municipality shall refuse to any CATV company, whether the holder of a municipal consent from that municipality or otherwise, any zoning variance or other municipal act or authorization necessary to permit such company to locate any facility of such company within such municipality, or to install transmission facilities through such municipality for the purpose of serving subscribers or customers in an area for which such company has been issued a certificate by the board, the company may apply to the board for an order setting aside such municipal refusal and permitting such location of facility or installation of transmission facilities as requested by the company. An application pursuant to this subsection shall be accompanied by a filing fee of $200.00. The board, after hearing upon notice and full opportunity for both the applicant and the municipality to be heard, shall issue such order when it appears to the board's satisfaction that such permission is necessary to enable the company to provide safe, adequate and proper CATV service to its customers or subscribers in the manner required by this act, and that such location or installation will not adversely affect the public health, safety and welfare.

f. The director shall issue a certificate to any CATV company lawfully engaged in the construction, extension or operation of a CATV system on the effective date of this act, for the construction, extension or operation then being conducted, without further review, if application for such certificate is filed with the board within 90 days after such effective date. The construction, extension or operation of such a CATV system may be lawfully continued pending the filing of such an application unless the director orders otherwise. An application for such certificate which is untimely shall be determined in accordance with the procedures prescribed in subsections a. through d. of this section. A certificate issued under this subsection shall expire 5 years from the date of issuance; and no CATV company holding such certificate shall be authorized to continue its operations after such expiration unless prior thereto it shall have obtained a certificate under the procedures specified in subsections a. through d. of this section, except that such a CATV company which has initiated proceedings for certification under subsections a. through d. of this section prior to the expira-

tion of a certificate granted under this subsection may continue its operations pending the final disposition of such proceedings. An application pursuant to this subsection shall be accompanied by a filing fee of $50.00.

C. 48:5A-18 Conduct of hearings.

18. a. Any hearing held pursuant to the provisions of section 16 or section 17 of this act shall be open to the public, and notice thereof shall be published by the director at least 10 days prior thereto in a newspaper of general circulation, (1) if the hearing is upon application for certification, in each municipality comprised, in whole or part, in the area for which certification is sought, or (2) if the hearing is upon an application under subsection e. of section 17, in each municipality comprised in whole or part, in the certificated area or area for which certification is sought, of the CATV system of the applicant CATV company, and also each other municipality whose refusal of municipal action or authorization is involved in the application.

b. Every municipality may intervene in any hearing or investigation held under the authority of this act which involves rates, charges, services or facilities affecting the municipality or the public within the municipality.

c. For the purpose of defraying the administrative expenses of hearings held pursuant to section 16 or 17 of this act, the applicant CATV company shall be required to pay to the Office of Cable Television a fee not in excess of $50.00 per day of hearing or fraction thereof, according to such fee schedule as the director shall from time to time adopt by rule. Such fee shall be in addition to any filing fee imposed pursuant to sections 17 and 18 of this act; the amount shall be due and payable upon presentation of an invoice.

d. All fees and charges collected under the provisions of section 16, 17 or 18 of this act shall be received by the director for the sole use of the State, and he shall report on and return to the State Treasurer all such fees and charges collected by him.

C. 48:5A-19 Limitations of certificate of approval.

19. A certificate of approval issued by the board shall be nontransferable, except by consent of the board; shall specify the area to which it applies and the municipal consents upon which it is based, and shall be valid for 15 years from the date of issuance or until the expiration, revocation, termination or renegotiation of any municpial consent upon which it is based, whichever is

sooner. But amendment of the terms of a municipal consent by mutual consent and in conformity with the procedures specified in this act during the term for which it was issued shall not require the issuance of a new certificate of approval. A CATV company holding a certificate based upon a municipal consent with a provision for automatic renewal for a term not exceeding 10 years beyond its expiration date shall be entitled to automatic reissuance of a certificate for such term, unless it shall forfeit such entitlement by violation of any terms of this act, regulations issued pursuant thereto, or by the terms of the municipal consent.

C. 48:5A-20 Construction and maintenance of wires, cables, and conduits.

20. a. Upon obtaining the prior approval of the board, a CATV company may construct and maintain the wires, cables, and conduits necessary to its business upon, under or over any highway, and may erect and maintain the necessary fixtures, including poles and posts, for sustaining such wires and cables; provided, however, that such wires, cables and fixtures shall be so placed or constructed as not to unreasonably inconvenience public travel on the highway or the use thereof by public utilities or other persons or organizations having rights therein.

b. Whenever the Board shall find that public convenience and necessity require the use by a CATV company or a public utility of the wires, cables, conduits, poles or other equipment, or any part thereof, on, over or under any highway or any right-of-way and belonging to another CATV company or public utility, and that such use will not result in injury to the owner or other users of such equipment or any right-of-way or in any substantial detriment to the service, and that such CATV companies or public utilities have failed to agree upon such use or the terms and conditions or compensation for the same, the office may order that such use be permitted and prescribe a reasonable compensation and reasonable terms and conditions for the joint use. If such use is ordered, the CATV company or public utility to which the use is permitted shall be liable to the owner or other users of such equipment for such damage as may result therefrom to the property of such owner or other users thereof.

C. 48:5A-21 Lease or rental of facilities.

21. Upon the prior approval of the Board, any person may lease or rent or otherwise make available facilities or rights-of-way, including pole space, to a CATV company for the redistribution of television signals to or toward the customers or subscribers of such

CATV company. Any lease, rental or other method of making available such facilities or rights-of-way, including pole space, which is in effect on the effective date of this act and which will be in effect for a period of more than 120 days after the effective date of this act shall be submitted to the board for approval within 120 days after the effective date of this act, and if such lease or rental or other method is disapproved by the board it shall thereupon become void. The terms and conditions, including rates and charges to the CATV company, imposed by any public utility under any such lease, rental or other method of making available such facilities or rights-of-way, including pole space, to a CATV company shall be subject to the jurisdiction of the Board of Public Utility Commissioners in the same manner and to the same extent that rates and charges of public utilities generally are subject to the board's jurisdiction by virtue of the appropriate provisions of Title 48 of the Revised Statutes.

ARTICLE V

C. 48:5A-22 Approval for placement of certain facilities.

22. In any case where a CATV company operates or proposes to operate in a municipality or municipalities where facilities are to be placed in, along, beneath or over highways and other public places, no certificate of approval for such operation shall be issued without a municipal consent being first granted therefor by resolution of the municipal governing body.

C. 48:5A-23 Application for approval for placement of certain facilities.

23. a. Application for a municipal consent required under section 22 of this act shall be made by a CATV company by filing thereof, on forms prescribed by the director, with the clerk of the municipality, with a duplicate thereof to be filed with the office. The application filed with the clerk of the municipality shall be accompanied by a filing fee of $100.00.

b. Upon receipt of such application, the municipal governing body shall schedule a hearing thereon, to be held not sooner than 60 nor later than 90 days after the filing of such application. Said hearing may be adjourned from time to time, but not to any date later than 30 days from the date upon which it was first convened.

c. Notice of the receipt of such application, and of the hearing scheduled thereon, shall be published in at least one newspaper of general circulation in the municipality not later than the forty-fifth day prior to such hearing, and again not sooner than the fourteenth

day nor later than the seventh day prior to such hearing. Additional applications may be received by the municipality until the fifteenth day prior to the hearing. Said notices shall specify:

(1) the identity of the applicant or applicants;

(2) the time and place of the hearing;

(3) the place at which and time within which applications filed with the municipal clerk may be examined by residents of the municipality and other interested parties.

d. The municipal governing body shall within 30 days after the conclusion of the hearing make a decision regarding the application or applications before it, and shall issue a written report of such decision, detailing the reasons therefor, one copy of which shall be filed with the municipal clerk and another copy with the office, which shall be a public record.

e. Pursuant to such decision, the municipal governing body may reject all applications before it or may issue municipal consents to one or more applicants. But no municipal consent or consents shall be granted unless it or they contain, singly or in combination, provisions for the eventual extension of CATV service, upon a reasonable time schedule, to all parts of the territory of the municipality.

f. For the purpose of defraying the administrative expenses of hearings held pursuant to this section, the applicant shall be required to pay to the municipality a fee not exceeding $50.00 per day of hearing or fraction thereof, according to such fee schedule as the director shall from time to time adopt by rule. Such fee shall be in addition to the filing fee required under subsection a. of this section; the amount shall be due and payable upon presentation of an invoice.

g. All fees and charges imposed under this section shall be paid by the applicant to the municipal clerk, for the sole use of the municipality, and the clerk shall report on and return to the chief fiscal officer of the municipality all such fees and charges collected by him.

C. 48:5A-24 Ordinance required for issuance of municipal consent.

24. Issuance of a municipal consent shall be by ordinance of the governing body, which shall have annexed thereto and incorporated therein the application filed therefor. All engagements and representations made by the CATV company in such application shall, except as expressly modified by the terms of the ordinance, be binding upon the company as terms for the holding and use of the municipal consent, if the company accepts in writing within 10 days

of the issuance of such consent with all the terms and conditions thereof as approved by the municipal governing body; but a consent not so accepted shall be void.

C. 48:5A-25 Form and substance of municipal consent.

25. A municipal consent issued pursuant to this act shall conform in form and substance to all requirements of this act and of rules, regulations and orders duly promulgated by the director. It shall specify with particularity the territory to which it applies, and the term for which it is issued. Such term shall not exceed 15 years; but provision may be included for automatic renewal at the expiration thereof for an additional term not exceeding 10 years unless either the municipality or the company shall not later than 60 days before the expiration of the initial term serve upon the other party notice of its intention not to accept such renewal. No CATV company whose municipal consent or renewal thereof has expired shall be authorized to continue its operations unless prior to such expiration it has obtained a certificate of approval from the board authorizing such continued operation, except that such a CATV company which has initiated proceedings to obtain such certification from the board prior to the expiration of the municipal consent may continue its operations pending the final disposition of such proceedings.

C. 48:5A-26 Designation of "complaint officer."

26. a. An ordinance issuing a municipal consent pursuant to this act shall designate some officer, office, bureau or other agency of the municipal government as "complaint officer" to receive and act upon complaints by subscribers to cable television reception service of the CATV company to which such consent is issued; and shall provide for the establishment of procedures and methods by which such complaints shall be received, processed and acted upon, for the resolution and settlement of complaints and disputes between such subscribers and the company, and for the enforcement of decisions made by such "complaint officer." All complaints by such subscribers alleging inadequate, unsafe or improper service or failure by the company to comply with the terms of the municipal consent shall be made in the first instance to such "complaint officer." The "complaint officer" shall within 30 days of the receipt of such a complaint report in writing to the subscriber the disposition or status of his complaint. Any subscriber or CATV company aggrieved by the action of a "complaint officer" in connection with such complaint or dispute, or any subscriber who shall

not have received the written report required under this section within 30 days, may petition the office for a hearing upon said complaint, under the rules promulgated by the director for the hearing and disposition of such matters.

b. Any municipality may, in lieu of complying with the terms of subsection a. of this section, provided in the ordinance issuing its municipal consent that complaints by local subscribers to cable television reception service shall be filed directly with the office, which shall thereupon be deemed the "complaint officer" for the purposes of this section.

c. Each CATV company receiving a municipal consent shall provide to each subscriber to its cable television reception service, at the time of his becoming a subscriber and at least once in each calendar year thereafter while he remains a subscriber, in a form approved by the director, information as to the identity of the "complaint officer," of the identity and location of the local business office or agent required under subsection d. of this section, and of the procedure to be followed in making and pursuing complaints to the "complaint officer" or the office pursuant to this section.

d. A municipal consent issued pursuant to this act shall require that the CATV company to which it is issued shall maintain a local business office or agent for the purpose of receiving, investigating and resolving all complaints regarding the quality of service, equipment malfunctions, and similar matters.

C. 48:5A-27 Information to be furnished by applicant.

27. Whenever a CATV company shall apply to a municipality for the municipal consent required under this act, the municipal governing body may, before acting upon such application, require the applicant to submit to the director such information as to said applicant's financial responsibility, technical competency and general fitness to provide the CATV service proposed in such application as may enable the director to advise the municipality, in a preliminary way and without prejudice to any future determination which the director may be required to make pursuant to a grant of municipal consent, whether such applicant appears to be a fit subject of consideration for such a consent.

C. 48:5A-28 Contents of application for municipal consent.

28. In addition to whatever other information may be required by the director under duly promulgated rules and regulations to be contained in any application for a municipal consent, each such application shall contain:

a. A description of the area to be served.

b. A description of the proposed service in terms of the number of channels of cable television reception service.

c. Sufficient evidence that the applicant company has the financial and technical capacity and the legal, character and other qualifications to construct, maintain and operate the necessary installations, lines and equipment and to provide the service proposed in a safe, adequate and proper manner.

d. Evidence of sufficient bond, or commitment therefor, with sureties to be approved by the municipality, in the penal sum of not less than $25,000.00 for the faithful performance of all undertakings by the company as represented in the application; the sufficiency of which shall be subject to review by the director and approval by the board.

e. An undertaking to hold the municipality harmless from any liability arising out of the company's operation and construction of its CATV system.

f. Evidence of sufficient insurance insuring the municipality and the company with respect to all liability for any death, personal injury, property damage or other liability arising out of the company's construction and operation of its CATV system; the sufficiency of which shall be subject to review by the director and approval by the board. Such insurance shall be in the minimum amounts of (1) $150,000.00 for bodily injury or death to any one person, within the limit, however, of $500,000.00 for bodily injury or death resulting from any one accident, (2) $100,000.00 for property damage resulting from any one accident, and (3) $50,000.00 for all other types of liability.

g. A schedule of proposed rates for cable television reception service, which rates shall not be altered during the term for which the municipal consent is issued, except by application to the board for amendment of the terms and conditions of said consent after public hearing, subject to the rules of the office, review by the director and approval by the board, or amendment pursuant to the provisions of subsection c. of section 16 of this act or subsection b. of section 11 of this act.

C. 48:5A-29 Proposals and representations must conform to rules and regulations.

29. All proposals and representations included in an application for municipal consent shall conform to applicable rules and regulations of the office; except that nothing in this act shall be construed to prevent an applicant from exceeding minimum re-

quirements set by the office, or offering facilities and services not required or forbidden by such rules and regulations.

C. 48:5A-30 Fees.

30. a. In consideration of a municipal consent issued under this section, the CATV company to which it is issued shall pay to the municipality granting the same, in lieu of all other franchise taxes and municipal license fees, a sum equal to 2% of the gross revenues from all recurring charges in the nature of subscription fees paid by subscribers to its cable television reception service in such municipality. Each CATV company shall, on or before the twenty-fifth day of January each year, file with the chief fiscal officer of each municipality in the territory in which it is certificated to operate a statement, verified by oath, showing the gross receipts from such charges, and shall at the same time pay thereon to said chief fiscal officer the 2% charge hereby imposed as a yearly franchise revenue for the use of the streets.

b. Any CATV company which, pursuant to any agreement in effect prior to the date of this act, paid or had agreed to pay to any municipality in fees or other charges in consideration of the consent of such municipality to the use of streets, alleys and public places thereof for the installation and operation of a CATV system, or similar consideration, a sum or rate exceeding that which it would pay pursuant to this section shall, in applying for a certificate (other than the certificate granted pursuant to subsection f. of section 17 of this act) show to the satisfaction of the board that the reduction in such payments effectuated by the application of this section shall be reflected in (1) commensurate reduction of rates to subscribers to cable television reception service or (2) commensurate improvements in such service made available to such subscribers. If the board is not so satified it shall amend, as excessive, the rate schedule contained in the application so that such rates shall be reduced to a degree commensurate with the reduction in payments by the CATV company to the municipality.

c. A municipality may petition the board for permission to charge a yearly franchise fee exceeding that prescribed in subsection a. of this section. A municipal consent setting such a fee in excess of the amount prescribed in subsection a. of this section shall be deemed to constitute such a petition when filed with the board pursuant to section 16 of this act as part of an application for certificate of approval. A hearing pursuant to the provisions of section 16 shall be held upon any application containing such petition, or upon any such petition separately filed, and at such

hearing full notice and opportunity to be heard upon the matter shall be accorded to both the municipality and any CATV company affected thereby. The board after such hearing and upon recommendation of the director may grant such petition and allow the imposition of a franchise revenue exceeding that prescribed in subsection a. of this section, and at a rate to be prescribed by the board, when the board is satisfied that the same is warranted by the expenses to the municipality with respect to the regulation or supervision within its territory of cable television, or any other expenses caused by the existence and operation within its territory of cable television.

ARTICLE VI

C. 48:5A-31 Conflicts of interest.

31. It is unlawful for a member of a municipal governing body or any other officer or employee of a municipality to acquire any interest, direct or indirect, in a CATV company which has applied for or received a municipal consent from such municipality pursuant to this act; or to participate in any municipal action or deliberation upon such an application by a CATV company in which he owns or controls any such interest.

C. 48:5A-32 Annual assessment.

32. To enable the office to perform its lawful duties and responsibilities relating to the regulation of CATV companies, the director shall annually make an assessment against each CATV company, which shall be in lieu of all other fees and charges for the regulatory and supervisory functions of the office, except those fees imposed pursuant to sections 16, 17 and 18 of this act.

C. 48:5A-33 Amount of assessment.

33. The assessment shall be equal to a percentage of the gross operating revenues of all CATV companies under the jurisdiction of the office derived from intrastate operations during the preceding calendar year at a rate to be determined annually by the office on or before June 30 in the following manner:

The total amount appropriated to the office by law for its general purposes for its next fiscal year, less revenue derived from fees under sections 16, 17 and 18 during the preceding calendar year, shall be divided by the total amount of the gross operating revenues of all CATV companies under the jurisdiction of the office derived from intrastate operations during the preceding calendar year. The quotient resulting shall constitute the percentage rate of the assess-

ment for the calendar year in which such computation is made. The total amount so assessed to any particular CATV company shall not exceed 2% of its gross operating revenue subject to assessment hereunder.

C. 48:5A-34 Levy and payment of assessment; filing of objection, notice and hearing.

34. a. Such assessment shall be levied not later than July 1, and shall be paid within 30 days after mailing by registered mail to any CATV company of notice thereof and a statement of the amount. Each CATV company shall, on or before June 1, file with the office, under oath, a statement showing its gross operating revenues derived from intrastate operations during the preceding calendar year.

b. Within 15 days after the date of mailing a statement as provided in this section, the CATV company against which the statement is rendered may file with the director its objections thereto. Not less than 30 nor more than 60 days after giving notice thereof to the objector the director shall hold a hearing on the objections.

c. If after the hearing the director finds any part of the charge against the objecting CATV company excessive, erroneous, unlawful or invalid, he shall transmit to the objector, by registered mail, an amended statement in accordance with the findings, which shall have the same force and effect as an original statement. If the director finds the entire statement unlawful or invalid, he shall notify the objector, by registered mail, of such determination, and the original statement shall be null and void. If the director finds that the statement as rendered is not excessive, erroneous, unlawful or invalid, he shall notify the objector, by registered mail, of such determination.

d. If a statement against which objections are filed is not paid within 30 days after mailing to the objector notice of a finding that the objections have been disallowed, or if an amended statement is not paid within 30 days after a copy thereof is mailed to the objector, the director shall give notice of the delinquency to the State Treasurer and to the objector, and the State Treasurer shall proceed to make the collection.

e. No action for recovery of an amount paid under the terms of sections 31 through 34 of this act shall be maintained in any court unless objections have been filed with the director. In an action for recovery of any payments, plaintiff may raise any relevant

issue of law, but the director's findings of fact shall be prima facie evidence of the facts therein stated.

f. No action or proceeding shall be maintained in any court for the purpose of restraining or delaying the collection or payment of a statement of assessment rendered in accordance with the provisions of this act. A CATV company against which a statement is rendered shall pay the amount thereof, and after the payment may in the manner provided in this act at any time within 2 years from the date of the payment, bring against the State an action at law to recover the amount paid, with legal interest thereon from the date of payment, upon the ground that the assessment was excessive, erroneous, unlawful or invalid in whole or part.

g. The procedure provided in this section for determining the lawfulness of statements and the recovery of payments made pursuant to statements of assessments shall be exclusive of all other remedies and procedures.

C. 48:5A-35 Failure or refusal to pay assessment.

35. a. If any CATV company to which a statement for the amount assessed against it as provided in this act has been rendered fails or refuses to pay the amount within 15 days, or fails to file with the director objections to the statement as provided in section 33 of this act, the director shall transmit to the State Treasurer a certified copy of the statement of the assessment together with notice of the neglect or refusal of the CATV company to pay the amount thereof, and at the same time shall mail to the CATV company a copy of the notice transmitted to the State Treasurer.

b. Within 10 days after receipt of the notice and certified copy of the statement, the State Treasurer shall proceed to collect the amount stated to be due, with legal interest, by seizure and sale of any goods or chattels, including stocks, securities, bank accounts, evidences of debt and accounts receivable belonging to the CATV company anywhere within the State.

Article VII

C. 48:5A-36 Service and service charges; compliance with rules and regulations.

36. a. Each CATV company shall provide safe, adequate and proper service, equipment and facilities for the operation of its CATV system.

b. No CATV company shall demand or receive a greater or less or different compensation for providing CATV service than the rates and charges specified in the tariff in effect at the time.

c. Every CATV company and other person and organization shall obey and comply with every rule and regulation and order adopted or issued by the director.

C. 48:5A-37 Approval for abandonment of system, or discontinuance or suspension of service.

37. No CATV company shall abandon all or any part of its system or other property necessary or useful in the performance of its duties to the public, or discontinue or temporarily suspend all or any part of the service which it is rendering to the public by the use of same, without first obtaining the approval of the board. In granting such approval, the board may impose such terms, conditions or requirements as in its judgment are necessary to protect the public interest.

C. 48:5A-38 Approval for combination, merger or consolidation.

38. No CATV company shall combine, merge or consolidate with, or acquire control of, another organization without first obtaining the approval of the board, which shall be granted only after an investigation and finding that such proposed combination, merger, consolidation or acquisition is in the public interest.

C. 48:5A-39 Prohibited activities.

39. No CATV company shall:

a. Adopt, maintain or enforce any regulation, practice or measurement which shall be unjust, unreasonable, unduly preferential, arbitrarily or unjustly discriminatory or otherwise in violation of law;

b. Provide or maintain any service that is unsafe, improper or inadequate, or withhold or refuse any service which reasonably can be demanded or furnished;

c. Refuse to furnish or supply service to or for any building or premises by reason of a bill remaining unpaid by a previous occupant, providing the person applying for service shall not be in arrears to such company for service previously furnished to or for such building or premises or furnished to or for any other building or premises;

d. Make or give, directly or indirectly, any undue preference or advantage to any person, locality or particular description of traffic, or subject any particular person, locality or particular description of traffic to any prejudice or disadvantage.

C. 48:5A-40 Approval requested for certain activities.

40. No CATV company shall, without the approval of the board, sell, lease, mortgage or otherwise dispose or encumber its property, franchises, privileges or rights, or any part thereof;

or merge or consolidate its property, franchises, privileges or rights, or any part thereof, with that of any other CATV company. Every sale, mortgage, lease, disposition, encumbrance, merger or consolidation made in violation of this section shall be void. Nothing herein shall prevent the sale, lease or other disposition by any CATV company of any of its property in the ordinary course of business, nor require the approval of the board to any grant, conveyance or release or any property or interest therein heretofore made or hereafter to be made by any CATV company to the United States, the State or any county or municipality or any agency, authority or subdivision thereof, for public use. The approval of the board shall not be required to validate the title of the United States, the State or any county or municipality or any agency, authority or subdivision thereof, to any lands or interest therein heretofore condemned or hereafter to be condemned by the United States, the State or any county or municipality or any agency, authority or subdivision thereof for public use.

C. 48:5A-41 Lending of money or property.

41. Except with the approval in writing of the board first had and obtained, no CATV company shall loan any of its money or property to any other person owning, holding or controlling, separately or in affiliation with others, 5% or more of the capital stock of any such CATV company, or to any corporation 5% or more of the capital stock of which is owned, held or controlled by any person owning, holding or controlling, separately or in affiliation with others, 5% or more of the capital stock of such CATV company.

C. 48:5A-42 Issuance of stocks, bonds or notes; limitations.

42. No CATV company shall, unless it shall have first obtained authority from the board to do so:

a. Issue any stocks, bonds, notes or other evidence of indebtedness payable more than 12 months after the date or dates thereof, or extend or renew any bond, note or other evidence of indebtedness so that any extension or renewal thereof shall be payable later than 12 months after the date of the original instrument; or

b. Permit any demand note to remain unpaid for a period of more than 12 months after the date thereof.

The board shall approve any such proposed issue, with or without hearing at its discretion, when satisfied that such issue is to be made in accordance with law and the purpose thereof is approved by the board.

C. 48:5A-43 Sale or transfer of capital stock; limitations.

43. No CATV company incorporated under the laws of this State shall sell, nor shall any such CATV company permit to be made upon its books any transfer of any share or shares of its capital stock to any other CATV corporation, unless authorized to do so by the board. Nor shall any CATV company incorporated under the laws of this State sell any share or shares of its capital stock or make or permit to be made upon its books any transfer thereof to any corporation, domestic or foreign, or any person, the result of which sale or transfer in itself or in connection with other previous sales or transfers shall be to vest in such corporation or person a majority in interest of the outstanding capital stock of such CATV company, unless authorized to do so by the board.

C. 48:5A-44 Books, records and accounting procedures; depreciation fund; report of finances and operations.

44. The board may, upon notice, by order in writing require every CATV company:

a. To keep its books, records and accounts so as to afford an intelligent understanding of the conduct of its business, and to that end require that every CATV company adopt a uniform system of accounting. Such system shall conform, insofar as in the judgment of the board is practicable, to any system adopted or approved by any Federal regulatory agency having jurisdiction.

b. To carry, whenever in the judgment of the board it may be reasonably necessary for the protection of the stockholders, bondholders or creditors, a proper and adequate depreciation account in accordance with such rules and regulations as the board may prescribe. The board shall from time to time ascertain and determine, and by order in writing after hearing, fix proper and adequate rates of depreciation of the property of each CATV company in accordance with such regulations or classifications. Such rates shall be sufficient to provide the amounts required, over and above the expense of maintenance, to keep the property in a state of efficiency corresponding to the progress of the industry. Each CATV company shall conform its depreciation accounts to the rate so ascertained. Amounts so provided shall not be expended otherwise than for depreciation, improvements, new construction, replacements, extensions or additions to the property of the CATV company or for the retirement of debt incurred in connection therewith. No CATV company shall, without the approval of the board in writing first had and obtained, invest any part of its depreciation fund in obligations or securities of any kind, except

obligations and securities that are legal investments for savings banks under the laws of this State, and except obligations and securities of the underlying or subsidiary CATV company corporations of this State, of such CATV company. Every CATV company shall at all times keep within this State all obligations and securities in which its depreciation fund is invested and reinvested. The board may after hearing upon notice order any CATV company to dispose of any obligations or securities in which its depreciation fund is now or may hereafter be invested, except obligations and securities that are legal investments for savings banks under the laws of this State, and except obligations and securities of underlying or subsidiary CATV company corporations of this State, of such CATV company. Every CATV company shall deposit, and at all times keep deposited in its own name and to its own credit and in a banking or trust company located in this State, the balance of its depreciation fund which is not expended or invested in accordance with this subsection.

c. To furnish periodically a detailed report of finances and operations in such form and containing such matters as the board may from time to time prescribe.

d. To give such notice to the office as the board may by rule require of any and all accidents which may occur within the State upon the property of any CATV company directly or indirectly arising from or connected with its maintenance or operations, and the board may investigate any such accident and make such order or recommendation with respect thereto as in its judgment may be just and reasonable.

C. 48:5A-45 Maintenance in State of records, books and documents relating to contracts and transactions; designation of resident agent; service of process.

45. a. Every CATV company shall at all times keep within this State all records, books, accounts, documents and other writings relating to contracts entered into, transactions had, services rendered, business done and property within this State, and shall at no time remove any of such records, books, accounts, documents or writings from this State without the consent in writing of the board first had and obtained. The board may by order in writing grant consent and permission under such regulations and conditions as it may see fit to impose for the keeping of any such records, books, accounts, documents and other writings outside the State in such cases as it may determine that such consent or permission may be of financial advantage to the customers of the

CATV company within this State. Such consent or permission so granted may be revoked by the board at any time without notice. A CATV company granted such consent or permission shall on the notice in writing of the board produce such records, books, accounts, documents and other writings at such time and place within this State as it may designate.

b. Every CATV company shall file with the board a designation in writing of an agent, resident of this State, who shall have the custody of such records, books, accounts, documents and other writings, and upon whom process for the protection of the same may be served. Such designation shall set out the name of such agent, his place of residence within the State and his place of business. A CATV company may at any time revoke such designation if simultaneously a substituted designation be filed by it with the board.

c. Jurisdiction and power are hereby conferred upon the Superior Court, at the suit of the board, to enforce compliance with this section through sequestration of, or the appointment of a receiver for, the property in this State of any CATV company failing to comply with the same.

d. If for any cause service of process to produce such records, books, accounts, documents or other writings cannot be effected upon a designated agent, service may be made within this State upon any officer, agent or employee of such CATV company having custody or control of the same, or access thereto.

C. 48:5A-46 Inspection and examination of books, records and accounts.

46. The board and any officers or employees of the office under its direction may inspect and examine all books, records, accounts, papers and memoranda kept by any CATV company in respect of any matter within the office's jurisdiction and which would not be privileged in any judicial proceeding.

Article VIII

C. 48:5A-47 Revocation, suspension or alteration of certificate of approval; hearing.

47. The board may, after affording the holder an opportunity to be heard, revoke, suspend or alter any certificate of approval for the violation of any provisions of this act or the rules, regulations or orders made under authority of this act, or for other reasonable cause, upon a finding that the revocation, suspension or alteration will not adversely affect the public interest in the

provision of safe, adequate and proper cable television service in this State.

C. 48:5A-48 Authority to order extension or improvement of system.

48. The board may, after affording an opportunity for hearing, order a CATV company (1) to construct and operate any reasonable extension of its existing CATV system within the certified territory, (2) to make any reasonable repair or improvement or addition to such system.

C. 48:5A-49 Rights of tenants of dwellings to receive cable television service; conditions.

49. No owner of any dwelling or his agent shall forbid or prevent any tenant of such dwelling from receiving cable television service, nor demand or accept payment in any form as a condition of permitting the installation of such service in the dwelling or portion thereof occupied by such tenant as his place of residence, nor shall discriminate in rental charges or otherwise against any such tenant receiving cable television service; provided, however, that such owner or his agent may require that the installation of cable television facilities conform to all reasonable conditions necessary to protect the safety, functioning, appearance and value of the premises and the convenience, safety and well-being of other tenants; and further provided, that a cable television company installing any such facilities for the benefit of a tenant in any dwelling shall agree to indemnify the owner thereof for any damage caused by the installation, operation or removal of such facilities and for any liability which may arise out of such installation, operation or removal.

C. 48:5A-50 Liability for damages.

50. No cable television company shall be liable to prosecution or for damages, directly or indirectly, arising out of any suit for libel, slander, defamation of character, indecency, invasion of privacy or any other cause of action arising from the use of its facilities by any person to whom the use of such facilities is extended by the company in compliance with its obligations under any State or Federal law, regulation or policy requiring that it make such use available to members of the public.

C. 48:5A-51 Penalties.

51. a. Any person or any officer or agent thereof who shall knowingly violate any of the provisions of this act or aid or advise in such violation, or who, as principal, manager, director, agent, servant or employee knowingly does any act comprising a part of such violation, is guilty of a misdemeanor.

b. Any person who shall violate any provision of this act or any rule, regulation or order duly promulgated hereunder, shall be liable to a penalty of not more than $500.00 for a first offense, not less than $100.00 nor more than $1,000.00 for a second offense, and not less than $500.00 nor more than $1,000.00 for a third and every subsequent offense. The penalties provided in this subsection shall be enforced by summary proceedings instituted by the board in the name of the State in accordance with the "Penalty Enforcement Law" (N. J. S. 2A:58–1 et seq.). The Superior Court, County Court, county district court and the municipal courts shall all have jurisdiction to enforce said "Penalty Enforcement Law" in connection with this act.

c. Whenever it shall appear to the board that any person has violated, intends to violate, or will violate any provisions of this act or any rule, regulation or order duly promulgated hereunder, the board may institute a civil action in the Superior Court for injunctive relief and for such other relief as may be appropriate in the circumstances, and the said court may proceed in any such action in a summary manner.

C. 48:5A-52 Damaging of equipment; interference with system; fraud; penalties.

52. It is unlawful for any person to willfully or maliciously damage or cause to be damaged any wire, cable, conduit, apparatus or equipment of a company operating a CATV system, or to commit any act with intent to cause such damage, or to tap, tamper with or connect any wire or device to a wire, cable, conduit, apparatus or equipment of a company operating a CATV system with intent to obtain a signal or impulse therefrom without authorization or compensation of such company, or to obtain cable television service with intent to cheat or defraud such company. Whoever violates any of the provisions of this section shall be subject to the penalties provided in section 52 of this act, and in addition shall be liable for treble damages in any civil action brought under authority of this section.

C. 48:5A-53 Partial invalidity.

53. If any provision of this act or the application of such provision is held invalid for any reason, the remainder of this act or the application of the provision to other circumstances shall not be affected thereby.

Repealer.

54. Chapter 221 of the laws of 1971 (C. 40:58–5.5 et seq.), and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

55. This act shall take effect immediately, provided however that no municipal consent or certificate of approval may be issued prior to the date on which the rules and regulations required by section 10 of this act first take effect. Such rules and regulations shall be promulgated within 120 days following enactment.

Approved December 15, 1972.

CHAPTER 187

AN ACT to provide for a State school district for institutions and making an appropriation.

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

C. 30:4AA-1 Legislature's findings.

1. The Legislature hereby finds that it is in the best interests of the State of New Jersey to provide a program of educational advancement to residents of the State's institutions. To accomplish this goal it is appropriate that a school district be established to be in the Department of Institutions and Agencies to be funded by the State and administered by a superintendent of schools under the supervision and control of the Commissioner of Institutions and Agencies.

C. 30:4AA-2 State school district for institutions; establishment, composition, implementation.

2. There is hereby established in the Department of Institutions and Agencies a State school district for institutions under the supervision of a superintendent of schools. The district shall be composed of such correctional, charitable, hospital, relief, training and other institutions and noninstitutional agencies within the Department of Institutions and Agencies as the commissioner thereof shall determine. Establishment of the school district provided hereunder shall be in two phases. Phase 1 shall include the correctional institutions in the Department of Institutions and Agencies. Phase 2 shall include the institutions for mental health, State hospitals, charitable institutions and other institutions and agencies within the Department of Institutions and Agencies. Implementation of Phase 2 shall not commence until after the passage of 90 days after the Commissioner of Institutions and Agencies has advised the Commissioner of Education of the Commissioner of

Institutions and Agencies intention to begin Phase 2. The 90-day period is for the purpose of affording the Commissioner of Education an opportunity to submit recommendations for Phase 2 and its implementation. Upon the approval of both the Commissioner of Education and the Commissioner of Institutions and Agencies, the 90-day period may be reduced to a shorter period of time.

C. 30:4AA-3 Superintendent of schools; appointment, qualifications, compensation.

3. The superintendent of schools of the State school district for institutions shall be appointed by the Commissioner of the Department of Institutions and Agencies with the approval of the Commissioner of the Department of Education. The superintendent shall be qualified by training and experience and shall serve at the pleasure of the Commissioner of Institutions and Agencies. The superintendent shall receive such compensation as determined by the Civil Service Commission and the Director of the Division of Budget and Accounting.

C. 30:4AA-4 Superintendent's responsibilities and duties.

4. The superintendent shall have the responsibility for the general administrative and supervisory operation of the State school district subject to the approval of the Commissioner of Institutions and Agencies and the approval of the Commissioner of Education with regard to curriculum matters. As part of his duties, the superintendent shall:

a. Prepare an evaluation of the needs for educational improvement among residents of the State school district with periodic review and updating.

b. Propose to the Commissioner of Education for his approval a detailed curricular offering to meet the needs of the State school district.

c. Propose to the Commissioner of Institutions and Agencies an itemization of the needs of the State school district for physical facilities and staff.

d. Prepare an annual budget to meet the needs of the State school district.

e. Hire, subject to the approval of the Chief Executive Officer of the particular institution or agency involved, the necessary professional and nonprofessional personnel to operate and maintain the State school district. Directors of Education for each particular institution or group of institutions shall be appointed in the same manner as professional and nonprofessional personnel.

Salary schedules shall be comparable to those of the Department of Education and the Marie H. Katzenbach School for the Deaf.

f. Purchase materials, supplies and equipment necessary to the operation of the State school district.

g. Prepare, and upon the approval of the Commissioner of Institutions and Agencies, promulgate and implement rules and regulations appropriate to implement the program of education for the State school district.

h. Act as liaison between the State school district and the various Federal, State and local governments and private agencies.

i. Contract, subject to the approval of the Chancellor of Higher Education, with colleges and universities licensed by the Department of Higher Education for courses and programs to be provided at the higher education level.

j. Perform such other duties as are necessary to implement this act.

C. 30:4AA-5 State aid.

5. The amount of State aid payable for the educational programs provided herein for State institutions shall be determined by the Commissioner of Education as otherwise provided by law.

There are hereby authorized to be appropriated to the Commissioner of Institutions and Agencies such funds as may be necessary to contract for post-secondary educational services from licensed New Jersey institutions in accordance with the provisions of 4 (i) of this act.

C. 30:4AA-6 State school district considered local education authority.

6. In all respects and for all purposes, including State aid and funding and assistance by the Federal Government, except as otherwise specifically provided by law, the State school district for institutions shall be considered a local education authority.

C. 30:4AA-7 Design of educational program; work and educational leave for residents of institutions.

7. The educational program for the State school district for institutions shall be designed so as to accommodate State and Federal programs and utilize educators and services of public and private schools and facilities thereof where appropriate. Residents of the State institutions and agencies may be permitted under the appropriate work and educational leave provisions of law and rules and regulations of the Department of Institutions and Agencies to leave the facility where they are housed or confined for temporary periods of time to participate in educational programs.

C. 30:4AA-8 Programs to meet needs of residents of institutions.

8. Programs of education shall be established to meet the needs of residents of the various institutions and agencies, including primary, secondary, vocational, adult and special levels with appropriate credit and certification given for the successful completion of particular courses and programs as in other school districts and schools.

The programs of education may also include courses and programs in higher education offered by colleges and universities licensed by the Department of Higher Education.

9. There is hereby appropriated to the Department of Institutions and Agencies the sum of $350,000.00 for the purpose of implementing this act.

10. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 188

AN ACT concerning the drawing of names for annual school election ballots and amending N. J. S. 18A:14–13.

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

1. N. J. S. 18A:14–13 is amended to read as follows:

Position of names of candidates; drawing of names.

18A:14–13. The position which the names of candidates shall have upon the annual school election ballot in each school district shall be determined by the secretary of the board of education of the district by conducting a drawing in the following manner:

a. The drawing of names shall take place at 8 p.m. on the day following the last day for filing petitions for the annual school election at the regular meeting place of the board of education. In case the day fixed for the drawing of names falls on a Sunday, or on the day of, or the day immediately preceding, a public holiday, enumerated in R. S. 36:1–1, the drawing shall be held on the next succeeding day which is not a public holiday. The drawing shall be done by the secretary, or in the event of his sickness or disability or absence from the district, by a person designated by the presi-

dent of the board of education. The person making the drawing shall make public announcement at the drawing of each name, the order in which the name is drawn and the term of office for which the drawing is made.

b. A separate drawing shall be made for each full term and for each unexpired term, respectively. The names of the several candidates for whom petitions have been filed for each of the terms shall be written upon cards of the same size, substance and thickness. The cards shall be placed in a covered box with an aperture in the top large enough to admit a man's hand and to allow the cards to be drawn therefrom. The box shall be turned and shaken thoroughly to mix the cards and the cards shall be withdrawn one at a time.

c. Where there is more than one person to be elected for a given term of office, the position of the names on the ballots for each term of office shall be determined as above described. The name of the candidate for each term of office first drawn from the box shall be printed directly below the proper term for which he was nominated and the name of the candidate next drawn shall be printed next in order, and so on, until the last name shall be drawn from the box.

2. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 189

AN ACT to reconstitute the list of organizations entitled to delegates to the annual State Agricultural Convention and amending R. S. 4:1–6.

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

1. R. S. 4:1–6 is amended to read as follows:

Delegates to convention; organizations entitled to representation.

4:1–6. Each county board of agriculture shall be entitled to be represented in the annual convention by 2 delegates.

Each of the following organizations shall be entitled to be represented in the annual convention by one delegate: American

Cranberry Growers' Association, Board of Managers, College of Agriculture and Environmental Science, Rutgers University, College of Agriculture and Environmental Science, Rutgers University, The Cooperative Marketing Associations in New Jersey, Inc., Cultivated Sod Association of New Jersey, Inc., Garden State Dairy Goat Association, Inc., Garden State Service Cooperative Association, Inc., New Jersey Angus Association, Inc., New Jersey Agricultural Society, Inc., New Jersey Association of Agricultural Fairs, New Jersey Association of Nurserymen, Inc., New Jersey Beekeepers' Association, Inc., New Jersey Crop Improvement Cooperative Association, Inc., New Jersey Dairymen's Council, New Jersey Farm Bureau, Inc., New Jersey Fur Breeders Association, Inc., New Jersey Guernsey Breeders' Association, Inc., New Jersey Hereford Association, New Jersey Holstein-Friesian Association, Inc., New Jersey Livestock Cooperative Association, Inc., New Jersey Plant and Flower Growers Association, Inc., The N. J. Pony Breeders and Owners, Inc., New Jersey Sheep and Wool Cooperative Association, Inc., New Jersey State Florists' Association, Inc., New Jersey State Grange, Patrons of Husbandry, Inc., New Jersey State Horticultural Society, Inc., New Jersey State Potato Association, Inc., New Jersey State Poultry Association, Inc., New Jersey State Rabbit and Cavy Breeders Association, Inc., New Jersey State Sweet Potato Industry Association, Inc., New Jersey Turkey Association, North Jersey Metropolitan Association of Nurserymen, Inc., each Pomona Grange, Patrons of Husbandry, Standardbred Breeders & Owners Association of New Jersey, Inc., Thoroughbred Breeders' Association of New Jersey, True-Blue Cooperative Association, Inc., Vegetable Growers Association of New Jersey, Inc., and the E. B. Voorhees Agricultural Society.

Prior to the time fixed for the holding of the annual convention each of the organizations named in this section shall choose from its members the authorized number of delegates and certify to the convention their qualifications as such. The credentials shall be filed with the proper convention officer or committee, and upon the acceptance thereof by the convention such persons shall have all the rights and powers of delegates.

2. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 190

AN ACT concerning the appointment of municipal magistrates in certain county seats and supplementing chapter 8 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:8-6.2 Additional magistrate in certain county seats of certain second-class counties.

1. The governing body of every county seat having a population in excess of 40,000 in counties of the second class having a population in excess of 500,000 may provide for the appointment, as the need may appear, of one additional magistrate of the municipal court of such county seat; provided, however, that this provision shall not limit the appointment of additional magistrates in municipalities included within the provisions of N. J. S. 2A:8–6 and P. L. 1968, c. 293 (C. 2A:8–6.1).

2. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 191

AN ACT to amend "the South Jersey Port Corporation Act," approved June 13, 1968 (P. L. 1968, c. 60).

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

1. Section 5 of P. L. 1968, c. 60 (C. 12:11A–5) is amended to read as follows:

C. 12:11A-5 South Jersey Port Corporation; establishment, membership, district representation, appointment, terms, removal, oath, vacancies, officers, quorum, surety bonds, compensation, approval of certain actions.

5. a. There is hereby established in the State Department of Environmental Protection a body corporate and politic, with corporate succession, to be known as the "South Jersey Port Corporation." The corporation is hereby constituted an instru-

mentality exercising public and essential governmental functions, and the exercise by the corporation of the powers conferred by this act in the establishment, acquisition, construction, rehabilitation, improvement, operation and maintenance of marine terminals shall be deemed and held to be an essential governmental function of the State.

b. The corporation shall consist of seven members, each of whom shall be a resident of the port district, who shall have been a qualified elector therein for a period of at least 3 years next preceding his appointment. For the purpose of representation on the corporation the port district shall be divided into subdistricts with representation as follows:

(1) The counties of Cape May, Cumberland and Salem shall constitute one subdistrict and shall be represented by one member on the corporation who shall be appointed from one of these counties.

(2) The counties of Camden and Gloucester shall constitute one subdistrict and shall be represented by three members on the corporation at least two of whom shall be appointed from Camden county.

(3) The counties of Burlington and Mercer shall constitute one subdistrict and shall be represented by three members on the corporation at least one of whom shall be appointed from each county within this subdistrict.

No more than four members shall be of the same political party. Each member of the corporation shall be appointed by the Governor, with the advice and consent of the Senate, for a term of 5 years and shall serve until his successor is appointed and has qualified; except that of the first appointments hereunder, three shall be for a term of 2 years, two for a term of 3 years, and two for a term of 4 years, and they shall serve until their respective successors are appointed and have qualified. The term of each of the first appointees hereunder shall be designated by the Governor. Each member of the corporation may be removed from office by the Governor or by the Legislature, for cause, after a public hearing. Each member of the corporation before entering upon his duties shall take and subscribe an oath to perform the duties of his office faithfully, impartially and justly to the best of his ability. A record of such oaths shall be filed in the office of the Secretary of State.

c. Any vacancies in the membership of the corporation occurring other than by expiration of term shall be filled in the same

manner as the original appointment, but for the unexpired term only.

d. The Governor shall designate one of the members of the corporation as chairman thereof and another member as vice-chairman thereof. The chairman and vice-chairman of the corporation so designated shall serve as such at the pleasure of the Governor and until their repective successors have been designated. The corporation shall elect a secretary and a treasurer who need not be members. At the option of the corporation the same person may be elected to serve both as secretary and treasurer. Four members of the corporation shall constitute a quorum and the vote of four members shall be necessary for any action taken by the corporation. No vacancy in the membership of the corporation shall impair the right of a quorum to exercise all the rights and perform all the duties of the corporation.

e. Before the issuance of any bonds or notes under the provisions of this act, each member of the corporation shall execute a surety bond in the penal sum of $25,000.00, and the treasurer shall execute a surety bond in the penal sum of $50,000.00, each such surety bond to be conditioned upon the faithful performance of the duties of the office of such member or treasurer, as the case may be, to be executed by a surety company authorized to transact business in the State of New Jersey as surety and to be approved by the Attorney General and filed in the office of the Secretary of State.

f. The members of the corporation shall not receive compensation for their services as members of the corporation. Each member shall be reimbursed by the corporation for his actual expenses necessarily incurred in the performance of his duties.

g. No resolution or other action of the corporation providing for the issuance of bonds, refunding bonds or other obligations or for the fixing, revising or adjusting of tolls for the use of any corporation project or parts thereof shall be adopted or otherwise made effective by the corporation without the prior approval in writing of the Governor and at least one of the following: the State Treasurer and the Comptroller of the Treasury. A true copy of the minutes of every meeting of the corporation shall be forthwith delivered by and under the certification of the secretary thereof, to the Governor. No action taken at such meeting by the corporation shall have force or effect until 10 days, exclusive of Saturdays, Sundays and public holidays, after such copy of the minutes shall have been so delivered. If, in said 10-day period, the Governor returns such copy of the minutes with veto of any action taken by

the corporation or any member thereof at such meeting, such action shall be null and of no effect. The Governor may approve all or part of the action taken at such meeting prior to said 10-day period. The powers conferred in this paragraph g. upon the Governor, the State Treasurer and the Comptroller of the Treasury shall be exercised with due regard for the rights of the holders of bonds of the corporation at any time outstanding, and nothing in, or done pursuant to, this paragraph g. shall in any way limit, restrict or alter the obligation or powers of the corporation or any representative or officer of the authority to carry out and perform in every detail each and every covenant, agreement or contract at any time made or entered into by or on behalf of the corporation with respect to its bonds for the benefit, protection or security of the holders thereof.

2. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 192

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. The following sum is hereby appropriated as a loan out of the General State Fund, for the purpose herein specified:

DEPARTMENT OF ENVIRONMENTAL PROTECTION

410–109. SOUTH JERSEY PORT CORPORATION

Extraordinary:	
Supplemental requirement for fiscal year 1972-73 for the South Jersey Port Corporation Reserve Fund pursuant to P. L. 1968, c. 60, s. 14 (C. 12:11A–14)	$816,615

Supplemental requirement for fiscal year 1972-73 for the South Jersey Port Corporation Tax Reserve Fund pursuant to P. L. 1968, c. 60, s. 20 (C. 12:11A–20)	686,600
Total Appropriation	$1,503,215

2. This act shall take effect immediately.

Approved December 18, 1972.

CHAPTER 193

AN ACT establishing in the State Department of Health a program for the care of children suffering from terminal illnesses, providing for an advisory committee in connection therewith, designating powers and duties in relation thereto.

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

C. 26:2-93 Short title.

1. This act shall be known and may be cited as the "Juvenile Terminal Illness Assistance Act."

C. 26:2-94 Declaration of policy.

2. It is hereby declared to be the policy of the State that no child shall be denied access to any medical assistance which may prolong his or her life because of inability to pay the cost thereof. The Legislature hereby finds that there are cases where a child's illness has been diagnosed as terminal and all remedies and finances have been exhausted, and only by continued medical and financial assistance could the child's life be prolonged. It is, therefore, declared to be the policy of the State that, in such cases, the State shall provide assistance in the case of medical expenses.

C. 26:2-95 Care and treatment of children suffering from terminal illnesses.

3. The State Department of Health shall establish a program for the care and treatment of children suffering from terminal illnesses. This program shall assist children suffering from such illnesses who require lifesaving care and treatment therefor, but whose parents or guardian are unable to pay for such services on a continuing basis.

C. 26:2-96 Definitions.

4. For the purposes of this act:

a. "Child" means any person under 21 years of age.

b. "Terminal illness" means an illness for which there is no known cure and which ultimately ends in death, and which has been certified as such by two physicians licensed to practice medicine and surgery.

c. "Department" means the State Department of Health.

d. "Commissioner" means the State Commissioner of Health.

C. 26:2-97 Terminal Illness Advisory Committee; appointment, memberships, terms, vacancies, meetings, compensation.

5. The commissioner shall appoint a Terminal Illness Advisory Committee, hereafter referred to as the committee, to consult with the department in the administration of this act. The committee shall be composed of 11 persons representing hospitals and medical schools, voluntary agencies interested in terminal illness, local public health agencies, physicians licensed to practice medicine in all of its branches, and the general public. Each member shall hold office for a term of 4 years and until his successor is appointed and qualified, except that the terms of the members first taking office shall expire, as designated at the time of appointment, two at the end of the first year, three at the end of the second year, three at the end of the third year, and three at the end of the fourth year, after the date of appointment. Any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term. The committee shall meet as frequently as the secretary deems necessary, but not less than once each year. The committee members shall receive no compensation but shall be reimbursed for actual expenses incurred in carrying out their duties as members of this committee.

C. 26:2-98 Department's duties and responsibilities.

6. The department shall:

a. With the advice of the committee, develop standards for determining eligibility for care and treatment under this program.

b. Assist in the development and expansion of programs for the care and treatment of children suffering from terminal illnesses, including medical procedures and techniques which will have a lifesaving effect in the care and treatment of persons suffering from these diseases.

c. Assist in the development of programs for the prevention of terminal illnesses.

d. Extend financial assistance to children suffering from terminal illnesses in obtaining the medical, nursing, pharmaceutical, and technical services in caring for such diseases.

e. Promulgate rules and regulations necessary to effectuate the purposes of this act.

C. 26:2-99 Construction of act.

7. Nothing in this act shall be construed to compel any person to undergo any medical screening, examination, diagnosis, or treatment or to accept any other health care (other than for the purpose of discovering and preventing the spread of infection or contagious disease or for the purpose of protecting environmental health), if the child or his parent or guardian objects thereto on religious grounds.

C. 26:2-100 Partial invalidity.

8. If any clause, sentence, section, provision, or part of this act shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not invalidate, impair or affect the remainder of this act, which shall remain in full force and effect.

9. This act shall take effect immediately.

Approved December 20, 1972.

CHAPTER 194

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. The following additional sum is hereby appropriated out of the General State Fund, for the purpose herein specified:

DEPARTMENT OF AGRICULTURE

41101-300-100-501. INDEMNITIES, HOG CHOLERA ERADICATION

Extraordinary:

Indemnities—Hog cholera eradication $325,000

2. This act shall take effect immediately.

Approved December 20, 1972.

CHAPTER 195

AN ACT concerning State aid to education, amending P. L. 1970, c. 234, and supplementing chapter 58 of Title 18A of the New Jersey Statutes.

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

1. Section 15 of P. L. 1970, c. 234 (C. 18A:58–18.1) is amended to read as follows:

C. 18A:58-18.1 Apportionment of State aid under certain circumstances.

15. There is hereby appropriated for the purposes of this chapter such sums as may be included in any annual or supplemental appropriation act. In the event that the sums appropriated in any fiscal year are insufficient to carry out in full the provisions of articles 1 and 2 of chapter 58 of Title 18A of the New Jersey Statutes as amended and supplemented by this act with respect to minimum support aid, incentive equalization aid and county vocational school aid, the commissioner, with the approval of the State board, shall apportion said sums among the school districts in proportion to the State aid each district would be allocated if the full amount were appropriated; provided, however, that no school district shall be apportioned for school building aid, minimum support aid, incentive equalization aid and county vocational school aid an amount less than the aid, excluding transportation aid and atypical aid, it received for the State fiscal year 1972-73; provided, further, that for the 1973-74 fiscal year, aid shall be calculated for each school district on the basis of the amount of aid which would have been received during the 1973-74 school year based on the formula in effect on January 1, 1970, plus 66⅔% of the difference between that aid and the amount required to carry out in full the provisions of articles 1 and 2 of chapter 58 of Title 18A of the New Jersey Statutes as amended and supplemented by this act.

2. Notwithstanding the classification of school districts defined in N. J. S. 18A:58–2, for the school year 1973-74 all districts other than nonoperating districts shall be designated as basic districts for the purpose of calculating minimum support aid and incentive equalization aid.

3. This act shall take effect July 1, 1973.

Approved December 20, 1972.

CHAPTER 196

AN ACT to amend "An act to limit and regulate child labor in this State; to provide for examinations and inspections under the provisions of this act; to provide for the enforcement of this act and regulations made thereunder; to prescribe penalties for the violation thereof; and to repeal other acts," approved June 25, 1940 (P. L. 1940, c. 153).

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

1. Section 1 of P. L. 1940, c. 153 (C. 34:2–21.1) is amended to read as follows:

C. 34:2-21.1 Definitions.

1. As used in this act:

(a) "Employment certificate" means a certificate granted by the issuing officer authorizing the employment of a child as permitted under this act.

(b) "Age certificate" means a certificate issued for a person between the ages of 18 and 21 years.

(c) "Issuing officer" means any superintendent of schools, supervising principal, or teacher in a school district who is designated by the board of education in the district to issue certificates or permits in accordance with the provisions of this act.

(d) "School district" means any geographical area having authority over the public schools within that area.

(e) "Agriculture" includes farming in all its branches and among other things includes the cultivation and tillage of the soil, dairying, the production, cultivation, growing, and harvesting of any agricultural or horticultural commodities (including commodities defined as agricultural commodities in section 15 (g) of the Agricultural Marketing Act, as amended) the planting, transplanting and care of trees and shrubs and plants, the raising of livestock, bees, fur-bearing animals or poultry, and any practices (including any forestry or lumbering operations) performed by a farmer or on a farm as an incident to or in conjunction with such farming operations, including preparation for market, delivery to storage or to market or to carriers for transportation to market, provided that such practices shall be performed in connection with

the handling of agricultural or horticultural commodities the major portion of which have been produced upon the premises of an owning or leasing employer.

(f) "Newspaperboy" means any minor between 12 and 18 years of age who engages in the occupation of delivering, soliciting, selling and collecting for, newspapers outside of school hours on residential routes.

(g) "Restaurant" means any establishment or business primarily engaged in the preparation and servicing of meals or refreshments, both food and drink, and shall include but not be limited to the following: dining establishments, catering establishments, industrial caterers, and drive-in restaurants.

2. This act shall take effect immediately.

Approved December 21, 1972.

CHAPTER 197

AN ACT providing for compulsory motor vehicle insurance coverage and supplementing Title 39 of the Revised Statutes.

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

C. 39:6B-1 Compulsory motor vehicle insurance coverage.

1. Every owner or registered owner of a motor vehicle registered or principally garaged in this State shall maintain motor vehicle liability insurance coverage, under provisions approved by the Commissioner of Insurance, insuring against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of the ownership, maintenance, operation or use of a motor vehicle wherein such coverage shall be at least in: a. an amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to, or death of, one person, in any one accident; and b. an amount or limit, subject to such limit for any one person so injured or killed, of $30,000.00, exclusive of interest and costs, on account of injury to or death of, more than one person, in any one accident; and c. an amount or limit of $5,000.00, exclusive of interest and costs, for damage to property in any one accident.

C. 39:6B-2 Penalties.

2. Any owner, or registrant of a motor vehicle registered or principally garaged in this State who operates or causes to be operated a motor vehicle upon any public road or highway in this State without motor vehicle liability insurance coverage required by this act, and any operator who operates or causes a motor vehicle to be operated and who knows or should know from the attendant circumstances that the motor vehicle is without motor vehicle liability insurance coverage required by this act shall be subject, for the first offense, to a fine of not less than $50.00 nor more than $200.00 or imprisonment for a term of not less than 30 days nor more than 3 months or both, in the discretion of the municipal judge, and shall forthwith forfeit his right to operate a motor vehicle over the highways of this State for a period of 6 months from the date of conviction. Upon subsequent conviction, he shall be imprisoned for a term of 3 months and shall forfeit his right to operate a motor vehicle for a period of 2 years from the date of his conviction, and, after the expiration of said period, he may make application to the Director of the Division of Motor Vehicles for a license to operate a motor vehicle, which application may be granted at the discretion of the director. The director's discretion shall be based upon an assessment of the likelihood that the individual will operate or cause a motor vehicle to be operated in the future without the insurance coverage required by this act. A complaint for violation of this act may be made to a municipal court at any time within 6 months after the date of the alleged offense.

3. This act shall take effect January 1, 1973.

Approved December 26, 1972.

CHAPTER 198

AN ACT to amend and supplement 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 3 of P. L. 1952, c. 174 (C. 39:6–63) is amended to read as follows:

C. 39:6-63 Creation and maintenance of fund.

3. For the purpose of creating and maintaining the fund:

(a) (Deleted by amendment.)

(b) (Deleted by amendment.)

(c) (Deleted by amendment.)

(d) On December 30 in each year, beginning with 1956, the director shall calculate the probable amount which will be needed to carry out the provisions of this act during the ensuing registration license year. In such calculation, he shall take into consideration the amount presently reserved for pending claims, anticipated payments from the fund during said year, anticipated amounts to be reserved for claims pending during said year, and the desirability of maintaining a surplus over and above such anticipated payments and present and anticipated reserves, such surplus not to exceed the amount actually paid from the fund during the 12 full calendar months immediately preceding the date of calculation. Such probable amount which will be needed to carry out the provisions of this act shall be assessed against insurers for such year's contribution to the fund. Such probable amount needed shall be apportioned among such insurers in the proportion that the net direct written premiums of each bears to the aggregate net direct written premiums of all insurers during the preceding calendar year as shown by the records of the commissioner. Each insurer shall pay the sum so assessed to the treasurer on or before March 31, next following.

(e) Whenever any of the provisions of this act concerning the method and sources of assessments, the maximum amounts payable from the fund, eligibility or qualifications of claimants, or amounts to be deducted from payments made from the fund are amended by law, between January 1 and April 30 in any year, the director may, if he deems it necessary, rescind any assessment made on December 30 of the preceding year. He shall then, within 15 days of the adoption of such amendment, recalculate the probable amount which will be needed to carry out the provisions of this act during the ensuing registration license year, in accordance with the provisions of subsection (d) of this section. If, in his judgment, the estimated balance of the fund at the beginning of the next registration license year will be insufficient to meet such needs, he shall determine the contributions of insurers, if any, in accordance with the provisions of subsection (d) of this section. In the event of

a rescission and reassessment subsequent to March 1 in any year, insurers shall pay the sum so assessed, if any, to the treasurer within 90 days of the date of such assessment.

2. Section 4 of P. L. 1952, c. 174 (C. 39:6–64) is amended to read as follows:

C. 39:6-64 Unsatisfied Claim and Judgment Fund Board.

4. Unsatisfied Claim and Judgment Fund Board. There is hereby established in, but not as a part of, the Division of Motor Vehicles of the Department of Law and Public Safety, an Unsatisfied Claim and Judgment Fund Board consisting of the director, the commissioner, and four representatives of insurers. Such representatives of insurers shall be designated annually by the commissioner. He shall designate one representative of each of the following classes of companies:

(a) Stock company rating organization members;
(b) Mutual company rating organization members;
(c) Independent stock companies; and
(d) Independent mutual and other companies.

A person designated as a representative shall be an employee or officer of an insurer of the class which he represents. None of the members of the board shall receive any compensation or remuneration from the fund. Such board shall maintain an office in this State, administer the fund subject to the provisions of this act, determine its cash requirements, and the amounts, if any, available for investment, and shall have the power to employ such clerical and other help as may be necessary to the proper discharge of the duties of the board. The director in the administration of the Motor Vehicle Security-Responsibility Law and the board in the administration of this act shall cooperate in order to avoid duplication and to achieve efficiency and economy. The board shall reimburse the Division of Motor Vehicles semiannually for the reasonable and appropriate costs and expenses incurred in performing any service for the board under this act. Expenses so incurred by the board or by any department, division or agency of the State on behalf of the board shall be assessed annually by it, against insurers pro rata in proportion to premium writings as provided in section 3 (d).

3. Section 9 of P. L. 1952, c. 174 (C. 39:6–69) is amended to read as follows:

C. 39:6-69 Application for payment of judgment.

9. When any qualified person recovers a valid judgment in any court of competent jurisdiction in this State, against any other

person, who was the operator or owner of a motor vehicle, for injury to, death of, any person or persons, or a similar valid judgment in such court against such a defendant for an amount in excess of $100.00, exclusive of interest and costs, for damages to property, except property of others in charge of such operator or owner or such operator's or owner's employees, arising out of the ownership, maintenance or use of the motor vehicle in this State on or after April 1, 1955, and any amount remains unpaid thereon in the case of a judgment for bodily injury or death, or any amount in excess of $100.00 remains unpaid thereon in case of a judgment for damage to property, such judgment creditor may, upon the termination of all proceedings, including reviews and appeals in connection with such judgment, file a verified claim in the court in which the judgment was entered and, upon 10 days' written notice to the board may apply to the court for an order directing payment out of the fund, of the amount unpaid upon such judgment for bodily injury or death, which does not exceed, or upon such judgment for damage to property which exceeds the sum of $100.00 and does not exceed—

(a) The maximum amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to, or death of, one person, in any one accident, and

(b) The maximum amount or limit, subject to such limit for any one person so injured or killed, of $30,000.00, exclusive of interest and costs, on account of injury to, or death of, more than one person, in any one accident, and

(c) The maximum amount or limit of $5,000.00 exclusive of interest and costs, for damage to property in any one accident.

4. Section 13 of P. L. 1952, c. 174 (C. 39:6–73) is amended to read as follows:

C. 39:6-73 Limitations on amount payable from fund.

13. No order shall be made for the payment and the treasurer shall make no payment, out of the fund, of

(a) Any claim for damage to property for less than $100.00.

(b) The first $100.00 of any judgment for damage to property or of the unsatisfied portion thereof, or

(c) The unsatisfied portion of any judgment which, after deducting $100.00 therefrom if the judgment is for damage to property, exceeds

(1) the maximum or limit of, $15,000.00 exclusive of interest and costs, on account of injury to, or death of, one person in any one accident, and

(2) the maximum amount or limit, subject to such limit for any one person so injured or killed, of, $30,000.00 exclusive of interest and costs, on account of injury to, or death of, more than one person, in any one accident, and

(3) the maximum amount or limit of $5,000.00, exclusive of interest and costs, for damages to property in any one accident, provided, that such maximum amounts shall be reduced by any amount received or recovered as specified in subparagraph (m) of section 10.

(d) Any claim for damage to property which includes any sum greater than the difference between said maximum amounts and the sum of $100.00, and any amount paid out of the fund in excess of the amount so authorized may be recovered by the treasurer in an action brought to him against the person receiving the same.

5. Section 24 of P. L. 1952, c. 174 (C. 39:6–84) is amended to read as follows:

C. 39:6-84 Judgment against director.

24. When a judgment is obtained against the director, in an action brought under this act, upon the determination of all proceedings including appeals and reviews, the court shall make an order directed to the treasurer directing him to pay out of the fund to the plaintiff in the action the amount thereof which does not exceed, $15,000.00 exclusive of interest and costs, on account of injury to, or death of, one person and, subject to such limits for the death of, or injury to, any one person, does not exceed, $30,000.00 exclusive of interest and costs, on account of the injury to, or death of, more than one person, in any one accident, provided that such maximum amount shall be reduced by any amount received or recovered by the plaintiff as specified in subparagraph (m) of section 10.

6. Section 27 of P. L. 1952, c. 174 (C. 39:6–87) is amended to read as follows:

C. 39:6-87 Registration, etc., not restored until fund is reimbursed.

27. Registration, etc., not restored until fund is reimbursed. Where the license or privileges of any person, or the registration of a motor vehicle registered in his name, has been suspended or cancelled under the Motor Vehicle Security-Responsibility Law of this State, and the treasurer has paid from the fund any amount in settlement of a claim or towards satisfaction of a judgment against

that person, or for the payment of personal injury protection benefits as provided in section 7 and section 10 of this act, the cancellation or suspension shall not be removed, nor the license, privileges, or registration, restored, nor shall any new license or privilege be issued or granted to, or registration be permitted to be made by, that person until he has

(a) Repaid in full to the treasurer the amount so paid by him together with interest thereon at 6% per annum from the date of such payment; and

(b) Satisfied all requirements of said Motor Vehicle Security-Responsibility Law in respect of giving proof of ability to respond in damages for future accidents, provided, that the court in which such judgment was rendered may, upon 10 days' notice to the board, make an order permitting payment of the amount of such person's indebtedness to the fund, to be made in installments, or in the event the fund makes personal injury protection benefit payments, such person and the fund by agreement may provide for repayment to the fund to be made in installments, and in such case, such person's driver's license, or his driving privilege, or registration certificate, if the same have been suspended or revoked, or have expired, may be restored or renewed and shall remain in effect unless and until such person defaults in making any installment payment specified in such order. In the event of any such default, the director shall upon notice of such default suspend such person's driver's license, or driving privileges or registration certificate until the amount of his indebtedness to the fund has been paid in full.

C. 39:6-86.1 Benefits.

7. When any person qualified to receive payments under the provisions of the "Unsatisfied Claim and Judgment Fund Law," suffers bodily injury or death arising out of the ownership, maintenance, operation or use of an automobile, as defined in P. L. 1972, c. 70, registered or principally garaged in this State for which personal injury protection benefits under the "New Jersey Automobile Reparation Reform Act" would be payable to such person if personal injury protection coverage were in force and the damages resulting from such automobile accident or deaths are not satisfied due to the personal injury protection coverage not being in effect with respect to such automobile accident, then in such event the Unsatisfied Claim and Judgment Fund shall provide, under the following conditions, the following benefits:

a. Medical expense benefits. Payment of all reasonable medical expenses incurred as a result of personal injury sustained in an

automobile accident. In the event of death, payment shall be made to the estate of the decedent.

b. Income continuation benefits. The payment of the loss of income of an income producer as a result of bodily injury disability, subject to a maximum weekly payment of $100.00, per week. Such sums shall be payable during the life of the injured person and shall be subject to an amount or limit of $5,200.00, on account of injury to any one person, in any one accident.

c. Essential services benefits. Payment of essential services benefits to an injured person shall be made in reimbursement of necessary and reasonable expenses incurred for such substitute essential services ordinarily performed by the injured person for himself, his family and members of the family residing in the household, subject to an amount or limit of $12.00 per day. Such benefits shall be payable during the life of the injured person and shall be subject to an amount or limit of $4,380.00, on account of injury to any one person in any one accident.

d. Survivor benefits. In the event of the death of an income producer as a result of injuries sustained in an accident entitling such person to benefits under section 7 of this act, the maximum amount of benefits which could have been paid to the income producer, but for his death, under section 7 b. shall be paid to the surviving spouse, or in the event there is no surviving spouse, then to the surviving children, and in the event there are no surviving spouse or surviving children, then to the estate of the income producer.

In the event of the death of one performing essential services as a result of injuries sustained in an accident entitling such person to benefits under section 7 c. of this act, the maximum amount of benefits which could have been paid such person, under section 7 c., shall be paid to the person incurring the expense of providing such essential services.

e. Funeral expenses benefits. All reasonable funeral, burial and cremation expenses, subject to a maximum benefit of $1,000.00, on account of the death to any one person in any one accident shall be payable to decedent's estate.

Provided, however, that no benefits shall be paid under this section unless the person applying for benefits has demonstrated:

1. 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;

2. he is not a spouse, parent or child of the uninsured motorist referred to in 4. of this section, or the personal representative of such spouse, parent or child;

3. he was not, at the time of the accident, a person:

(a) operating or riding in a motor vehicle which he had stolen or participated in stealing; or

(b) operating a motor vehicle without the permission of the owner, and is not the personal representative of such a person,

4. 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; and

5. he is not an insurer, and is not bringing this action on behalf of any insurer.

C. 39:6-86.2 Deductions from benefits.

8. The benefits provided in sections 7 and 10, shall be payable as loss accrues, upon written notice of such loss including reasonable proof of such loss and without regard to collateral sources, except that benefits collectible under employees temporary disability benefit statutes and medicare provided under Federal law, shall be deducted from the benefits collectible under sections 7 and 10.

C. 39:6-86.3 Preclusion from receipt of benefits under certain circumstances.

9. Any qualified person entitled to receive benefits as provided in section 7 of this act shall be precluded from receiving such benefits where such person's conduct contributed to his personal injuries or death in any of the following ways:

a. While committing a high misdemeanor or felony or seeking to avoid lawful apprehension or arrest by a police officer; or

b. While acting with specific intent of causing injury or damage to himself or others.

C. 39:6-86.4 Entitlement to receive benefits; limitations.

10. When the death of or personal injury to any person arises out of the ownership, maintenance or use of an automobile in this State on or after the effective date of this act, but the identity of the automobile and of the operator and owner thereof cannot be ascertained or it is established that the automobile was at the time said accident occurred, in the possession of some person other than the owner without the owner's consent and that the identity of such person cannot be ascertained, any person qualified to receive payments under the provisions of the "Unsatisfied Claim and Judgment Fund Law" shall be entitled to receive payment under sections 7 and 10 of this act, provided that:

a. The claimant 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. The claimant 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,

c. The claimant was not at the time of the accident:

(1) a person 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. All reasonable efforts have been made to ascertain the identity of the motor vehicle and of the owner and operator thereof and either that the identity of the motor vehicle and the owner and operator thereof cannot be established, or that the identity of the operator, who was operating the motor vehicle without the owner's consent, cannot be established,

e. the claimant is not a spouse, parent or child of the uninsured motorist referred to in subsection b. of this section, or the personal representative of such spouse, parent or child, or

f. The action or claim is not brought by or on behalf of an insurer.

C. 39:6-86.5 Conditions for payment of benefits.

11. Any qualified person seeking to receive benefits as provided in sections 7 and 10 of this act shall comply with the provisions of section 5 of P. L. 1952, c. 174 (C. 39:6–65) and payment under these sections shall be payable to the qualified person entitled to receive such benefits, as the loss accrues, upon receipt of reasonable proof of such loss and without the need of a judgment as to damages, or a hearing as provided in section 10 of P. L. 1954, c. 174 (C. 39:6–70) or an order for payment as provided in section 11 of P. L. 1954, c. 174 (C. 39:6–71).

C. 39:6-86.6 Recovery of payments by director.

12. The director shall be entitled to recover on behalf of the Unsatisfied Claim and Judgment Fund for all payments made by it pursuant to sections 7 and 10 of this act, regardless of fault, from any person who owned or operated the automobile involved in the accident and whose failure to have the required insurance coverage in effect at the time of the accident resulted in the payment of personal injury protection benefits. If the identity of the owner and operator is not ascertained until after personal injury protection

benefits have been paid then the director shall be entitled to recover for such payments, regardless of fault, from the operator if he was driving without the owner's permission or from the operator and the owner if he was driving with the owner's permission or, in either case, from the insurer if there is an insurance policy providing personal injury protection benefits that was in effect at the time of the accident with respect to such automobile.

The director is authorized to bring an action, which shall be a summary proceeding, in the County Court or the Superior Court to reduce the right provided by this section to judgment.

13. This act shall take effect January 1, 1973, except that section 1 shall take effect immediately.

Approved December 26, 1972.

CHAPTER 199

AN ACT to amend the "Motor Vehicle Security-Responsibility Law," approved May 10, 1952 (P. L. 1952, c. 173).

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

1. Section 3 of P. L. 1952, c. 173 (C. 39:6–25) is amended to read as follows:

C. 39:6-25 Security to satisfy judgment; suspension of license; when not applicable; requirements as to insurance company or surety company.

3. (a) If 20 days after the receipt of a report of a motor vehicle accident within this State which has resulted in bodily injury or death, or damage to the property of any one person in excess of $200.00, the director does not have on file evidence satisfactory to him that the person who would otherwise be required to file security under subsection (b) of this section has been released from liability, or has been finally adjudicated not to be liable, or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installment with respect to all claims for injuries or damages resulting from the accident, and in the event of an accident involving an automobile, required to have coverage for personal injury protection benefits pursuant to P. L. 1972, c. 70, has also reimbursed or has executed a duly acknowledged written agreement to pay an agreed amount in installments to

reimburse the Unsatisfied Claim and Judgment Fund for the payment of all personal injury protection benefits the fund has made or shall make pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature) by reason of the failure of such person to have the requisite insurance coverage in effect, the director shall determine the amount of security which shall be sufficient in his judgment to satisfy any reimbursement, judgment or judgments for damages resulting from such accident as may be recovered against each operator or owner.

(b) The director shall, within 90 days after the receipt of such report of a motor vehicle accident, suspend the license of each operator and all registrations of each owner of a motor vehicle in any manner involved in such accident, and if such operator is a nonresident the privilege of operating a motor vehicle within this State, and if such owner is a nonresident the privilege of the use within this State of any motor vehicle owned by him, unless such operator or owner or both shall deposit security in the sum so determined by the director; provided, notice of such suspension shall be sent by the director to such operator and owner not less than 10 days prior to the effective date of such suspension and shall state the amount required as security. Where erroneous information is given the director with respect to the matters set forth in subdivisions 1, 2 or 3 of subsection (c) of this section, he shall take appropriate action as hereinbefore provided, within 90 days after receipt by him of correct information with respect to said matters.

(c) This section shall not apply under the conditions stated in section 4 of this act nor:

(1) to such operator or owner, if such owner had in effect, at the time of such accident, an automobile liability policy with respect to the motor vehicle involved in such accident;

(2) to such operator, if not the owner of such motor vehicle, if there was in effect at the time of such accident an automobile liability policy or bond with respect to his operation of motor vehicles not owned by him;

(3) to such operator or owner if the liability of such operator or owner for damages resulting from such accident is, in the judgment of the director, covered by any other form of liability insurance policy or bond; nor

(4) to any person qualifying as a self-insurer under section 30 of this act, or to any person operating a motor vehicle for such self-insurer.

No such policy or bond shall be effective under this section unless issued by an insurance company or surety company authorized to do business in this State, except that if such motor vehicle was not registered in this State, or was a motor vehicle which was registered elsewhere than in this State at the effective date of the policy or bond, or the most recent renewal thereof, such policy or bond shall not be effective under this section unless the insurance company or surety company if not authorized to do business in this State shall execute a power of attorney authorizing the director to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident; provided, however, every such policy or bond is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than $15,000.00 because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, to a limit of not less than $30,000.00 because of bodily injury to or death of two or more persons in any one accident, and, if the accident has resulted in injury to or destruction of property, to a limit of not less than $5,000.00 because of injury to or destruction of property of others in any one accident and if such policy or bond is applicable to an automobile required to have coverage for personal injury protection benefits pursuant to P. L. 1972, c. 70, it shall include an amount to cover personal injury protection benefits as required by that act.

2. Section 4 of P. L. 1952, c. 173 (C. 39:6–26) is amended to read as follows:

C. 39:6-26 Requirements as to security and suspension inapplicable under certain circumstances.

4. The requirements as to security and suspension in section 3 of this act shall not apply:

(a) to the operator or the owner of a motor vehicle involved in an accident wherein no injury or damage was caused to the person or property of any one other than such operator or owner;

(b) to the operator or the owner of a motor vehicle legally parked at the time of the accident;

(c) to the owner of a motor vehicle if at the time of the accident the vehicle was being operated without his permission, express or implied, or was parked by a person who had been operating such motor vehicle without such permission; or to the operator if he was a chauffeur or operator employed by the owner of the motor vehicle and was operating with the permission of the owner.

(d) if, prior to the date that the director would otherwise suspend license and registration or nonresident's operating privilege under section 3 of this act, there shall be filed with the director evidence satisfactory to him that the person who would otherwise have to file security has been released from liability or been finally adjudicated not to be liable or has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments, with respect to all claims for injuries or damages resulting from the accident and with respect to an accident involving an automobile, required to have coverage for personal injury protection benefits pursuant to P. L. 1972, c. 70, has also reimbursed or executed a duly acknowledged written agreement to pay an agreed amount in installments to reimburse the Unsatisified Claim and Judgment Fund for the payments it has made or shall make pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature) by reason of the failure of such person to have the requisite insurance coverage in effect.

3. Section 5 of P. L. 1952, c. 173 (C. 39:6–27) is amended to read as follows:

C. 39:6-27 Duration of suspension; default in payment of installment.

5. The license and registration and nonresident's operating privilege suspended as provided in section three of this act shall remain so suspended and shall not be renewed nor shall any such license or registration be issued to such person until:

(a) such person shall deposit or there shall be deposited on his behalf the security required under said section 3 of this act; or

(b) one year shall have elapsed following the date of such suspension and evidence satisfactory to the director has been filed with him that during such period no action for damages arising out of the accident has been instituted; or

(c) evidence satisfactory to the director has been filed with him of a release from liability, or a final adjudication of nonliability, or a duly acknowledged written agreement, in accordance with section 4 (d) of P. L. 1952, c. 173 (C. 39:6–26) and with respect to an automobile required to have coverage for personal injury protection benefits pursuant to P. L. 1972, c. 70 has filed evidence satisfactory to the director that he has also met the additional requirements of section 4 (d) of P. L. 1952, c. 173 (C. 39:6–26) pertaining to such automobile; provided, however, in the event there shall be any default in the payment of any in-

stallment under any duly acknowledged written agreement, then, upon notice of such default, the director shall forthwith suspend the license and registration or nonresident's operating privilege of such person defaulting which shall not be restored unless and until

(1) such person deposits and thereafter maintains security as required under said section 3 of this act in such amount as the director may then determine; or

(2) one year shall have elapsed following the date when such security was required and during such period no action upon such agreement has been instituted in a court in this State.

Subsections 5 (b) and 5 (c) (1) of this section shall not apply to amounts in reimbursement of the Unsatisfied Claim and Judgment Fund which remain unpaid after 1 year.

4. Section 8 of P. L. 1952, c. 173 (C. 39:6–30) is amended to read as follows:

C. 39:6-30 Application of security; return of deposit or balance.

8. Security deposited in compliance with the requirements of this act shall be applicable only to the payment of a judgment or judgments rendered against the person or persons on whose behalf the deposit was made, for damages arising out of the accident in question in a civil action, begun not later than 1 year after the date of such accident, or within 1 year after the date of deposit of any security under subparagraph (c) of section 5 of this act, or to the payment in settlement, agreed to by the depositor, of a claim or claims arising out of such accident or to the reimbursement of the Unsatisfied Claim and Judgment Fund for the payment of personal injury protection benefits pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature). Such deposit or any balance thereof shall be returned to the depositor or his personal representative when evidence satisfactory to the director has been filed with him that there has been a release from liability, or a final adjudication of nonliability, or a duly acknowledged agreement in accordance with subparagraph (d) of section 4 of this act, and in the event of an accident involving an automobile required to have coverage for personal injury protection benefits pursuant to P. L. 1972, c. 70, if the depositor has also met the additional requirements of section 4 (d) of P. L. 1952, c. 173 (C. 39:6–26) pertaining to such automobile or whenever, after the expiration of 1 year (1) from the

date of the accident, or (2) from the date of any security under subparagraph (c) of section 5 of this act, the director shall be given reasonable evidence that there is no such action pending and no judgment rendered in such action left unpaid and no amount in reimbursement, to the Unsatisfied Claim and Judgment Fund for payment of personal injury protection benefits, remains unpaid by such person.

5. Section 9 of P. L. 1952, c. 173 (C. 39:6–31) is amended to read as follows:

C. 39:6-31 Proof of financial responsibility.

9. The director shall require proof of financial responsibility to satisfy any claim for damages, by reason of bodily injury to, or the death of, any one person of at least $15,000.00, or by reason of bodily injury to, or the death of, more than one person on account of any such accident, of at least $30,000.00, and for damage to property of at least $5,000.00, and with respect to an automobile as defined in P. L. 1972, c. 70, registered or principally garaged in New Jersey, personal injury protection coverage as provided in the "New Jersey Automobile Reparation Reform Act," P. L. 1972, c. 70, from any person whose license has been suspended or revoked, because of a conviction or a forfeiture of any bail, for the violation of any of the following provisions of law:

(a) Operating or permitting another person to operate a motor vehicle while under the influence of intoxicating liquor or any narcotic or habit-producing drugs, as provided in R. S. 39:4–50;

(b) Not stopping at once when involved in an accident, ascertaining injury, rendering assistance and disclosing identity, as provided in article 15 of chapter 4 of Title 39 of the Revised Statutes;

(c) Reckless driving, as provided in R. S. 39:4–96, except in such cases where circumstances, in the judgment of the director, are such that requirements should be waived;

(d) Homicide or assault or assault and battery arising out of the operation of a motor vehicle;

(e) Such other violations as constitute cause for suspension or revocation of licenses in this State, except in cases where the circumstances, in the judgment of the director, are such that this requirement should be waived; or

(f) An offense in any other State which, if committed in this State, would be a violation of any of the aforesaid provisions of law of this State.

Whenever the director shall require proof of financial responsibility from the owner of any motor vehicle, he shall require proof in the amounts herein specified for each vehicle owned or registered by such person.

6. Section 12 of P. L. 1952, c. 173 (C. 39:6–34) is amended to read as follows:

C. 39:6-34 Restoration of driving privilege after three years.

12. Whenever it appears that a period of 3 years has elapsed since the driving license or operating privilege was revoked or suspended, as provided in section 9, unless otherwise required by law, the director may restore such person's driving privilege provided no right of action or judgment arising out of the operation of a motor vehicle shall then be outstanding against such person and no amount in reimbursement of the Unsatisfied Claim and Judgment Fund for payment of personal injury protection benefits pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature) remains unpaid by such person.

7. Section 15 of P. L. 1952, c. 173 (C. 39: 6–37) is amended to read as follows:

C. 39:6-37 Insolvency or bankruptcy of liability insurer.

15. Whenever it appears to the satisfaction of the director that; at the time of a motor vehicle accident resulting in the death of or injury to any person, or damage to property to the extent of $100.00, the judgment debtor, against whom a judgment has been obtained as a result of such accident, was insured in an insurance company, authorized to do business in this State, against public liability for injuries or death to one person to the extent of $15,000.00 and for injuries or death to more than one person to the extent of $30,000.00 and for damage to property to the extent of $5,000.00 arising out of a single motor vehicle accident and with respect to an automobile, as defined in P. L. 1972, c. 70, registered or principally garaged in New Jersey; personal injury protection coverage as provided in the "New Jersey Automobile Reparation Reform Act," P. L. 1972, c. 70, and that the judgment has not been paid or the personal injury protection benefits have not been paid because, subsequent to the date of such accident, such insurance company has become insolvent or bankrupt, or the Commissioner of Insurance has undertaken control hereof for the purpose of liquidation, he shall not suspend the

operator's license and the registration certificates of such judgment debtor, if such judgment debtor files proof of his ability to respond in damages for future accidents as required by this act.

8. Section 18 of P. L. 1952, c. 173 (C. 39:6–40) is amended to read as follows:

C. 39:6-40 Proof of financial responsibility; additional evidence.

18. Such proof of financial responsibility shall be furnished as shall be satisfactory to the director.

The proof may be evidence of the insuring of the person against public liability and property damage in the foregoing amounts and with respect to an automobile, as defined in P. L. 1972, c. 70 registered or principally garaged in New Jersey, personal injury protection coverage as provided in the "New Jersey Automobile Reparation Reform Act," P. L. 1972, c. 70, in the form of a certificate signed by a duly licensed agent of the company issuing the motor vehicle liability policy; provided, such policy shall be noncancelable, except after 10 days' written notice to the director; except that such a policy subsequently procured and certified shall, on the effective date of its certification, terminate the insurance previously certified with respect to any motor vehicle designated in both certificates; provided, that when an agent of an insurance company certifies to evidence of the insuring of a person from whom proof of financial responsibility is required, by the company for which he is authorized to solicit, negotiate or effect contracts of insurance, the company shall notify the director of the expiration of the policy referred to in the certificate at least 10 days before the effective date of the expiration and shall promptly notify the director of the renewal of the insurance policy.

The proof may also be a bond of a surety company or a bond with individual surety owning real estate, conditioned for the payment of the foregoing amounts and not cancelable except after 10 days' written notice to the director. The bond shall constitute a lien in favor of the State upon the real estate of any surety, and this lien shall exist in favor of a holder of a judgment on account of damage, caused by the operation of the person's motor vehicle, upon the filing of a notice to that effect by the director in the office of the clerk of the county where the real estate is located.

The proof may also be a deposit by the person with the director of a sum of money or collateral in the amount of $35,000.00. Any

collateral shall be determined by and shall be satisfactory to the director.

Additional evidence of financial responsibility shall be furnished the director at any time upon his request therefor.

9. Section 19 of P. L. 1952, c. 173 (C. 39:6–41) is amended to read as follows:

C. 39:6-41 Money or collateral deposited; direct action against person executing bond; investigating and filing fee.

19. The bond, money or collateral mentioned in section 18 of this act shall be held by the director to satisfy any execution issued against the person in any cause arising out of damage caused by the operation of a motor vehicle owned or operated by him or for the reimbursement of the Unsatisfied Claim and Judgment Fund for the payment of personal injury protection benefits pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature). Money or collateral so deposited shall not be subject to attachment or execution unless the attachment or execution arises out of an action for damages, including personal injury or death, as a result of the operation of a motor vehicle or unless such attachment or execution arises out of an action for reimbursement of the Unsatisfied Claim and Judgment Fund pursuant to section 11 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature). A person who furnishes proof of financial responsibility by a deposit of money or collateral shall, upon the service of a writ or summons arising out of an action for damages, including personal injury or death, caused by the operation of a motor vehicle, give written notice of the service to the director, who shall require that additional evidence of financial responsibility be furnished to satisfy a judgment in any other action. If a judgment rendered against the principal on a bond is not satisfied within 30 days after its rendition, the judgment creditor may, for his own use and benefit and at his sole expense, bring an action in the name of the State against the company or person executing the bond or the director may bring an action on behalf of the board against the company or person executing the bond.

A reasonable sum, not exceeding $10.00, shall be charged for an investigation of the title of a surety's real estate or of collaterals so deposited and of the value of the same and for the filing fee to be paid to the county clerk.

10. Section 23 of P. L. 1952, c. 173 (C. 39:6–45) is amended to read as follows:

C. 39:6-45 Consent of director to cancellation of bond or evidence of insurance or return of money or collateral.

23. The director may consent to cancellation of the bond or the evidence of insurance or return the money or collateral to the person furnishing the same, if 3 years have elapsed since the date of revocation as provided in section 9 of this act, during which period he shall not have again become subjected to the provision of this act as provided in section 9 or 13 of this act, and if no right of action or judgment arising out of the operation of a motor vehicle is then outstanding against him and no amount in reimbursement of the Unsatisfied Claim and Judgment Fund for payment of personal injury protection benefits pursuant to section 7 or section 10 of P. L. 1972, c. 198 (Assembly Bill No. 803 presently pending in the Legislature) remains unpaid by such person. The director may direct the return of any money or collateral to the person who furnished it, upon the acceptance and substitution of other evidence of financial responsibility, or at any time after 1 year from the expiration of a registration or license issued to the person, if no written notice has been filed with the director, stating that an action has been brought against the person by reason of the ownership, maintenance or operation of a motor vehicle and upon the filing by the person with the director of a certificate that he has abandoned his residence in this State or that he has made a bona fide sale of all motor vehicles owned by him and does not intend to own or operate a motor vehicle in this State for a period of 1 or more years.

11. Section 24 of P. L. 1952, c. 173 (C. 39:6–46) is amended to read as follows:

C. 39:6-46 Liability policies; requirements.

24. A motor vehicle liability policy furnished as proof of financial responsibility as provided herein shall be a policy of liability insurance issued by an insurance carrier authorized to transact business in this State or, in the case of a person not eligible for insurance under the automobile Assigned Risk Plan, by an eligible surplus lines insurer to the person therein named as insured, or in the case of a nonresident, by an insurance carrier authorized to transact business in any of the states or provinces hereinafter stated. The policy shall:

(a) Designate, by explicit description or appropriate reference, all motor vehicles with respect to which coverage is intended to be granted thereby, and insure the insured named therein and any

other person using or responsible for the use of any such motor vehicle with the express or implied consent of the insured, against loss from the liability imposed upon the insured or other person by law, for injury to or the death of a person, other than a person who is covered, as respects the injury or death, by any workmen's compensation law, or damage to property, except property of others in charge of the insured or the insured's employees, growing out of the maintenance, use or operation of the motor vehicle in the United States of America; or,

(b) In the alternative, insure the person therein named as insured against loss from liability imposed by law upon the insured for injury to or death of a person, other than a person who is covered as respects the injury or death by any workmen's compensation law, or damage to property, except property of others in charge of the insured or the insured's employees, growing out of the operation or use by the insured of a motor vehicle, except a motor vehicle registered in the name of the insured, and occurring while the insured is personally in control, as driver or occupant, of the motor vehicle within the United States of America.

The policy shall insure to the amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to or death of one person, and, subject to the same limit with respect to injury to or death of one person, of $30,000.00, exclusive of interest and costs, on account of one accident resulting in injury to or death of more than one person, and of $5,000.00 for damage to property of others, as herein provided, resulting from one accident, and with respect to an automobile, as defined in P. L. 1972, c. 70, registered or principally garaged in New Jersey, personal injury protection coverage as provided in the "New Jersey Automobile Reparation Reform Act," P. L. 1972, c. 70, or a binder pending the issuance of any such policy, or an indorsement to an existing policy as hereinafter provided.

This section shall not be construed as preventing the insurance carrier from granting any lawful coverage in excess of or in addition to the coverage herein provided for, nor from embodying in the policy any agreement, provision or stipulation not contrary to the provisions of this chapter and not otherwise contrary to law.

Separate concurrent policies covering respectively (a) bodily injury or death, as aforesaid, and (b) property damage as aforesaid, shall be considered a "motor vehicle liability policy" within the meaning of this act.

12. This act shall take effect January 1, 1973.

Approved December 26, 1972.

CHAPTER 200

AN ACT concerning certificates of insurance, amending R. S. 39:3–29, 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:*

1. R. S. 39:3–29 is amended to read as follows:

License, registration certificate, and insurance identification card exhibited on request for inspection; penalty.

39:3–29. The driver's license, the registration certificate of a motor vehicle and an insurance identification card shall be in the possession of the driver or operator at all times when he is in charge of a motor vehicle on the highways of this State.

The driver or operator shall exhibit his driver's license and an insurance indentification card, and the holder of a registration certificate or the operator or driver of a motor vehicle for which a registration certificate has been issued, whether or not the holder, driver or operator is a resident of this State, shall also exhibit the registration certificate, when requested so to do by any motor vehicle inspector, police officer or magistrate, while in the performance of the duties of his office and shall write his name in the presence of the officer, so that the officer may thereby determine the identity of the licensee and at the same time determine the correctness of the registration certificate, as it relates to the registration number and number plates of the motor vehicle for which it was issued; and the correctness of the evidence of a policy of insurance, as it relates to the coverage of the motor vehicle for which it was issued.

Any person violating this section shall be subject to a fine not exceeding $100.00.

C. 39:3-29.1 Rules and regulations.

2. The Commissioner of Insurance shall, after consultation with the Director of the Division of Motor Vehicles, promulgate rules and regulations concerning the issuance, design and content of the insurance identification cards required by this act.

3. This act shall take effect immediately.

Approved December 26, 1972.

CHAPTER 201

AN ACT concerning the authority of certain municipalities to impose certain taxes, amending and supplementing the "Local Tax Authorization Act of 1970," approved December 23, 1970 (P. L. 1970, c. 326).

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

1. Section 5 of the act of P. L. 1970, c. 326 (C. 40:48C–5) is amended to read as follows:

C. 40:48C-5 Limitation.

5. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to alcoholic beverages delivered to a taxpayer on or after January 1, 1974.

2. Section 8 of P. L. 1970, c. 326 (C. 40:48C–8) is amended to read as follows:

C. 40:48C-8 Limitation.

8. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to parking services provided on or after January 1, 1974.

3. Section 12 of P. L. 1970, c. 326 (C. 40:48C–12) is amended to read as follows:

C. 40:48C-12 Limitation.

12. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to sales of motor fuels on or after January 1, 1974.

4. Section 19 of P. L. 1970, c. 326 (C. 40:48C–19) is amended to read as follows:

C. 40:48C-19 Limitation.

19. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to services performed prior to January 1, 1971, in a calendar quarter prior to that in which the ordinance is adopted or on or after January 1, 1974, but any such ordinance shall remain in effect with respect to the right of the municipality to receive reports and enforce and collect taxes due thereunder for any period prior to January 1, 1974.

5. Section 26 of P. L. 1970, c. 326 (C. 40:48C–26) is amended to read as follows:

C. 40:48C-26 Limitation.

26. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to rental for use or occupancy of commercial premises on or after January 1, 1974.

6. Section 32 of P. L. 1970, c. 326 (C. 40:48C–32) is amended to read as follows:

C. 40:48C-32 Limitation.

32. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to transactions taking place on or after January 1, 1974.

C. 40:48C-41 Limitation.

7. No tax shall be imposed under any ordinance adopted pursuant to this article with respect to transactions of any religious, charitable or educational institution organized not for profit.

8. This act shall take effect January 1, 1973.

Approved December 26, 1972.

CHAPTER 202

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. The following sum is hereby appropriated out of the General Treasury for the purpose hereinafter specified:

DEPARTMENT OF HIGHER EDUCATION
OFFICE OF THE CHANCELLOR
39210. GENERAL SUPPORT SERVICES
540–150. Educational Purposes—State Aid

Additional payment to Salem county in lieu of State aid grants for county college operational costs	$270,000

2. This act shall take effect immediately.

Approved December 26, 1972.

CHAPTER 203

AN ACT to amend and supplement "An act concerning automobile accident reparation, providing for compulsory automobile liability insurance coverage and personal injury protection coverage regardless of fault in certain cases," approved June 20, 1972 (P. L. 1972, c. 70).

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

1. Section 2 of P. L. 1972, c. 70 (C. 39:6A–2) is amended to read as follows:

C. 39:6A-2 Definitions.

2. Definitions. As used in this act:

a. "Automobile" means a private passenger automobile of a private passenger or station wagon type that is owned or hired and is neither used as a public or livery conveyance for passengers nor rented to others with a driver; and a motor vehicle with a pick-up body, a delivery sedan or a panel truck or a camper type vehicle used for recreational purposes owned by an individual or by husband and wife who are residents of the same household, not customarily used in the occupation, profession or business of the insured other than farming or ranching. An automobile owned by a farm family copartnership or corporation which is principally garaged on a farm or ranch and otherwise meets the definitions contained in this section, shall be considered a private passenger automobile owned by two or more relatives resident in the same household.

b. "Essential services" means those services performed not for income which are ordinarily performed by an individual for the care and maintenance of such individual's family or family household.

c. "Income" means salary, wages, tips, commissions, fees and other earnings derived from work or employment.

d. "Income producer" means a person, who at the time of the accident causing personal injury or death, was in an occupational status, earning or producing income.

e. "Medical expenses" means expenses for medical treatment, surgical treatment, dental treatment, professional nursing services, hospital services, rehabilitation services, X-ray and other diagnostic

services, prosthetic devices, ambulance services, medication and other reasonable and necessary expenses resulting from the treatment prescribed by persons licensed to practice medicine and surgery pursuant to R. S. 45:9–1 et seq., dentistry pursuant to R. S. 45:6–1 et seq., psychology pursuant to P. L. 1966, c. 282 (C. 45:14B–1 et seq.) or chiropractic pursuant to P. L. 1953, c. 233 (C. 45:9–41.1 et seq.) or by persons similarly licensed in other states and nations or any nonmedical remedial treatment rendered in accordance with a recognized religious method of healing.

f. "Hospital expenses" means:

(1) the cost of a semiprivate room, based on rates customarily charged by the institution in which the recipient of benefits is confined;

(2) the cost of board, meals and dietary services;

(3) the cost of other hospital services, such as operating room; medicines, drugs, anesthetics, treatments with X-ray, radium and other radioactive substances; laboratory tests, surgical dressings and supplies; and other medical care and treatment rendered by the hospital;

(4) the cost of treatment by a physiotherapist;

(5) the cost of medical supplies such as prescribed drugs and medicines; blood and blood plasma; artificial limbs and eyes; surgical dressings, casts, splints, trusses, braces, crutches, rental of wheelchair, hospital bed or iron lung; oxygen and rental of equipment for its administration.

g. "Named insured" means the person or persons identified as the insured in the policy and, if an individual, his or her spouse.

h. "Pedestrian" means any person who is not occupying a vehicle propelled by other than muscular power and designed primarily for use on highways, rails and tracks and includes any person who is entering into or alighting from such a vehicle.

2. Section 3 of P. L. 1972, c. 70 (C. 39:6A–3) is amended to read as follows:

C. 39:6A-3 Compulsory automobile insurance coverage; limits.

3. Compulsory automobile insurance coverage; limits. Every owner or registered owner of an automobile registered or principally garaged in this State shall maintain automobile liability insurance coverage, under provisions approved by the Commissioner of Insurance, insuring against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of the ownership, maintenance, operation

or use of an automobile wherein such coverage shall be at least in:

a. an amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to, or death of, one person, in any one accident; and

b. an amount or limit, subject to such limit for any one person so injured or killed, of $30,000.00, exclusive of interest and costs, on account of injury to or death of, more than one person, in any one accident; and

c. an amount or limit of $5,000.00, exclusive of interest and costs, for damage to property in any one accident.

No licensed insurance carrier shall refuse to renew the required coverage stipulated by this act without the consent of the Commissioner of Insurance.

3. Section 4 of P. L. 1972, c. 70 (C. 39:6A–4) is amended to read as follows:

C. 39:6A-4 Personal injury protection coverage, regardless of fault.

4. Personal injury protection coverage, regardless of fault. Every automobile liability insurance policy insuring an automobile as defined in this act against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of ownership, operation, maintenance or use of an automobile shall provide additional coverage, as defined herein below, under provisions approved by the Commissioner of Insurance, for the payment of benefits without regard to negligence, liability or fault of any kind, to the named insured and members of his family residing in his household who sustained bodily injury as a result of an accident involving an automobile, to other persons sustaining bodily injury while occupying the automobile of the named insured or while using such automobile with the permission of the named insured and to pedestrians, sustaining bodily injury caused by the named insured's automobile or struck by an object propelled by or from such automobile. "Additional coverage" means and includes:

a. Medical expense benefits. Payment of all reasonable medical expenses incurred as a result of personal injury sustained in an automobile accident. In the event of death, payment shall be made to the estate of the decedent.

b. Income continuation benefits. The payment of the loss of income of an income producer as a result of bodily injury disability, subject to a maximum weekly payment of $100.00, per week. Such sums shall be payable during the life of the injured person and

shall be subject to an amount or limit of $5,200.00, on account of injury to any one person, in any one accident.

c. Essential services benefits. Payment of essential services benefits to an injured person shall be made in reimbursement of necessary and reasonable expenses incurred for such substitute essential services ordinarily performed by the injured person for himself, his family and members of the family residing in the household, subject to an amount or limit of $12.00 per day. Such benefits shall be payable during the life of the injured person and shall be subject to an amount or limit of $4,380.00, on account of injury to any one person in any one accident.

d. Survivor benefits. In the event of the death of an income producer as a result of injuries sustained in an accident entitling such person to benefits under section 4 of this act, the maximum amount of benefits which could have been paid to the income producer, but for his death, under section 4 b. shall be paid to the surviving spouse, or in the event there is no surviving spouse, then to the surviving children, and in the event there are no surviving spouse or surviving children, then to the estate of the income producer.

In the event of the death of one performing essential services as a result of injuries sustained in an accident entitling such person to benefits under section 4 c. of this act, the maximum amount of benefits which could have been paid such person, under section 4 c., shall be paid to the person incurring the expense of providing such essential services.

e. Funeral expenses benefits. All reasonable funeral, burial and cremation expenses, subject to a maximum benefit of $1,000.00, on account of the death to any one person in any one accident shall be payable to decedent's estate.

4. Section 6 of P. L. 1972, c. 70 (C. 39:6A–6) is amended to read as follows:

C. 39:6A-6 Collateral source.

6. Collateral source. The benefits provided in section 4 a., b., c., d., and e. and section 10, shall be payable as loss accrues, upon written notice of such loss and without regard to collateral sources, except that benefits collectible under workmen's compensation insurance, employees temporary disability benefit statutes and medicare provided under Federal law, shall be deducted from the benefits collectible under section 4 a., b., c., d., and e. and section 10.

5. Section 7 of P. L. 1972, c. 70 (C. 39:6A–7) is amended to read as follows:

C. 39:6A-7 Exclusions.

7. Exclusions. Insurers may exclude a person from benefits under section 4 a., b., c., d., and e. and section 10 where such person's conduct contributed to his personal injuries or death occurred in any of the following ways:

a. while committing a high misdemeanor or felony or seeking to avoid lawful apprehension or arrest by a police officer; or

b. while acting with specific intent of causing injury or damage to himself or others.

6. Section 8 of P. L. 1972, c. 70 (C. 39:6A–8) is amended to read as follows:

C. 39:6A-8 Tort exemption; limitation on the right to damages.

8. Tort exemption; limitation on the right to damages. Every owner, registrant, operator or occupant of an automobile to which section 4, personal injury protection coverage, regardless of fault, applies, and every person or organization legally responsible for his acts or omissions, is hereby exempted from tort liability for damages to any person who is required to maintain the coverage mandated by this act, or to any person who has a right to receive benefits under section 4 of this act as a result of bodily injury, arising out of the ownership, operation, maintenance or use of such automobile in this State, if the bodily injury, is confined solely to the soft tissue of the body and the medical expenses incurred or to be incurred by such injured person or the equivalent value thereof for the reasonable and necessary treatment of such bodily injury, is less than $200.00, exclusive of hospital expenses, X-rays and other diagnostic medical expenses. There shall be no exemption from tort liability if the injured party has sustained death, permanent disability, permanent significant disfigurement, permanent loss of any bodily function or loss of a body member in whole or in part, regardless of the right of any person to receive benefits under section 4 of this act. Bodily injury confined solely to the soft tissue, for the purpose of this section means, injury in the form of sprains, strains, contusions, lacerations, bruises, hematomas, cuts, abrasions, scrapes, scratches, and tears confined to the muscles, tendons, ligaments, cartilages, nerves, fibers, veins, arteries and skin of the human body.

7. Section 9 of P. L. 1972, c. 70 (C. 39:6A–9) is amended to read as follows:

C. 39:6A-9 Subrogation.

9. Subrogation. Any insurer paying benefits in accordance with the provisions of section 4 and section 10, personal injury protection coverage, regardless of fault, shall be subrogated to the rights of any party to whom it makes such payments, to the extent of such payments. Such subrogated insurer may only by intercompany arbitration or by intercompany agreement exercise its subrogation rights against only the insurer of any person liable for such damages in tort provided, however, that such insurer may exercise its subrogation rights directly against any person required to have in effect the coverage required by this act and who failed to have such coverage in effect at the time of the accident. The exemption from tort liability provided in section 8 does not apply to the insurers' subrogation rights. On and after 2 years from the effective date of this act the provisions of this section shall be inoperative.

8. Section 10 of P. L. 1972, c. 70 (C. 39:6A–10) is amended to read as follows:

C. 39:6A-10 Additional personal injury protection coverage.

10. Additional personal injury protection coverage. Insurers shall make available to the named insured covered under section 4, suitable additional first-party coverage for income continuation benefits, essential services benefits, survivor benefits and funeral expense benefits. Income continuation in excess of that provided for in section 4 must be provided as an option by insurers to persions for disabilities, as long as the disability persists, up to an income level of $35,000.00 per year, with the excess between $5,200.00 and the amount of coverage contracted for to be written on the basis of 75% of said difference. The Commissioner of Insurance is hereby authorized and empowered to establish, by rule or regulations, the amounts and terms of income continuation insurance to be provided pursuant to this section.

C. 39:6A-19 Rules and regulations.

9. The Commissioner of Insurance is hereby authorized and empowered to prescribe, adopt, promulgate, rescind and enforce such reasonable rules and regulations as may be required to effectuate the purposes of this act.

C. 39:6A-20 Implementation and enforcement of act.

10. For the purpose of implementing and enforcing this act, the Commissioner of Insurance shall possess all of those general powers as enumerated in Title 17 of the Revised Statutes.

C. 39:6A-13.1 Time limits for commencement of certain actions.

11. a. Every action for the payment of benefits set forth in sections 4 and 10 of this act, except an action by a decedent's estate, shall be commenced not later than 2 years after the injured person or survivor suffers a loss or incurs an expense and either knows or in the exercise of reasonable diligence should know that the loss or expense was caused by the accident, or not later than 4 years after the accident whichever is earlier, provided, however, that if benefits have been paid before then an action for further benefits may be commenced not later than 2 years after the last payment of benefits.

b. Every action by a decedent's estate for the payment of benefits set forth in sections 4 and 10 of this act shall be commenced not later than 2 years after death or 4 years after the accident from which death results, whichever is earlier, provided, however, that if benefits had been paid to the decedent prior to his death then an action may be commenced not later than 2 years after his death or 4 years after the last payment of benefits, whichever is earlier, provided, further, that if the decedent's estate has received benefits before then an action for further benefits shall be commenced not later than 2 years from the last payment of benefits.

12. This act shall take effect immediately.

Approved December 26, 1972.

CHAPTER 204

AN ACT concerning insurance coverage for victims of uninsured motorists, amending P. L. 1968, c. 385 and repealing section 3 thereof.

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

1. Section 2 of P. L. 1968, c. 385 (C. 17:28–1.1) is amended to read as follows:

C. 17:28-1.1 Automobile liability policy for bodily injury or death; amount of coverage.

2. No automobile liability policy or renewal of such policy, of insurance insuring against loss resulting from liability imposed by law for bodily injury or death, sustained by any person arising out of the ownership, maintenance or use of a motor vehicle shall be issued in this State with respect to any motor vehicle registered or principally garaged in this State unless it includes coverage, in limits for bodily injury or death as follows:

a. an amount or limit of $15,000.00, exclusive of interest and costs, on account of injury to, or death of, one person, in any one accident, and

b. an amount or limit, subject to such limit for any one person so injured or killed, of $30,000.00, exclusive of interest and costs, on account of injury to or death of more than one person, in any one accident,

under provisions approved by the Commissioner of Insurance, for payment of all or part of the 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, or hit and run automobile as defined in section 18 of chapter 174 of the laws of 1952 (C. 39:6–78), because of bodily injury, sickness or disease, including death resulting therefrom, sustained by the insured, caused by accident and arising out of the ownership, maintenance or use of such uninsured or hit and run automobile anywhere within the United States or Canada. All such automobile liability policies shall also include coverage for the payment of all or part of the sums which persons insured thereunder shall be legally entitled to recover as damages from owners or operators of uninsured automobiles, other than hit and run automobiles, because of injury to or destruction to the personal property of such insured with a limit in the aggregate for all insureds involved in any one accident of $5,000.00, and subject, for each insured, to an exclusion of the first $100.00 of such damages.

Repealer.

2. Section 3 of P. L. 1968, c. 385 (C. 17:28–1.2) is repealed.

3. This act shall take effect January 1, 1973.

Approved December 26, 1972.

CHAPTER 205

AN ACT concerning motor vehicles and information pertaining to insurance coverage therefor, amending R. S. 39:3–4, and supplementing Title 39 of the Revised Statutes.

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

1. R. S. 39:3–4 is amended to read as follows:

Registration of automobiles and motorcycles; application, liability insurance, registration certificates, expiration, issuance; penalties.

39:3–4. Except as hereinafter provided, every resident of this State and every nonresident whose automobile or motorcycle shall be driven in this State shall before using such vehicles on the public highways, register the same, and no automobile or motorcycle shall be driven unless so registered.

Such registration shall be made in the following manner: An application in writing, signed by the applicant or by an agent or officer in case the applicant is a corporation, shall be made to the director or his lawful agent, on forms prepared and supplied by the director, containing the name, address and age of the owner, together with a description of the character of the automobile or motorcycle, including the name of the maker and the manufacturer's number or the motor number, or both, and any other statement that may be required by the director. If the vehicle is insured by motor vehicle liability insurance as, required by law the application shall contain the name of the insurer of said vehicle and the policy number.

Thereupon the director shall have the power to grant a registration certificate to the owner of any motor vehicle, if over 17 years of age, application for the registration having been properly made and the fee therefor paid, and the vehicle being of a type that complies with the requirements of this subtitle. The form and contents of the registration certificate to be issued shall be prescribed by the director. The director shall maintain a record of all registration certificates issued, and of the contents thereof.

Every registration shall expire and the certificate thereof become void on the last day of the twelfth calendar month following the calendar month in which the certificate was issued; provided, however, that the director may, at his discretion and for good cause

shown, require registrations which shall expire, and issue certificates thereof which shall become void, on a date fixed by him, which date shall not be sooner than 3 months nor later than 16 months after the date of issuance of such certificates, and the fees for such registrations shall be fixed by the director in amounts proportionately less or greater than the fees established in this Title.

The director shall issue registration certificates for the following registration period, on and after the first day of the calendar month immediately preceding the commencement of such registration period, such registration certificates to be effective immediately.

Application forms for all renewals of registrations for passenger automobiles shall be mailed by the director from the central office of the division to the last addresses of owners of motor vehicles and motorcycles, as they appear on the records of the division.

No person owning or having control over any unregistered motor vehicle shall permit the same to be parked or to stand on a public highway.

Any motor vehicle inspector or police officer is authorized to remove any such unregistered vehicle from the public highway to a storage space or garage, the expense involved in such removal and storing of said motor vehicle to be borne by the owner of such vehicle.

Any person violating the provisions of this section shall be subject to a fine not exceeding $100.00, except that for the misstatement of any fact in the application required to be made by the director, the person making such statement shall be subject to the penalties provided in section 39:3–37 of this Title.

Nothing in this section shall be construed to alter or extend the expiration date of any registration certificate issued prior to March 1, 1956.

C. 39:3-4e Rules and regulations.

2. The director, after consultation with the Commissioner of Insurance, is hereby empowered to prescribe, adopt, promulgate, rescind and enforce rules and regulations requiring insurers to provide all information with respect to the issuance, renewal, cancellation, nonrenewal and termination of insurance as the director may deem necessary to assist the division in enforcement of the provisions of this Title relating to insurance coverage for motor vehicles.

3. This act shall take effect immediately.

Approved December 26, 1972.

CHAPTER 206

AN ACT to amend "An act concerning the powers, obligations and legal capacity of certain minors in certain cases, and supplementing Title 9 of the Revised Statutes," approved July 5, 1972 (P. L. 1972, c. 81).

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

1. Section 2 of P. L. 1972, c. 81 (C. 9:17B–2) is amended to read as follows:

C. 9:17B-2 Rights or provisions not altered by act.

2. The Legislature by this act does not intend to:

a. Effect the release from confinement or transfer from one institution to another of a person attaining age 18 rather than 21 years;

b. Affect the right of a court to exercise its discretion in not sentencing a person between 18 and 21 years of age to a State Prison;

c. Alter the right of persons under 20 years of age to be eligible for enrollment in public schools;

d. Alter the provisions of the uniform law relative to gifts to minors;

e. Alter the provisions of N. J. S. 2A:14–21 with respect to the time within which a person under 21 years of age on January 1, 1973 may commence an action or make an entry under a cause or right accrued prior to said date.

f. Alter the provision of services pursuant to the laws relating to dependent and neglected children, allocated to chapter 4C of Title 30 of the Revised Statutes (C. 30:4C–1 to 30:4C–44), to persons between 18 and 21 years of age who seek to avail themselves of such services and who are enrolled in a school or training program below college level or who require a course of treatment for emotionally, cognitively or physically disabled persons.

2. Section 3 of P. L. 1972, c. 81 (C. 9:17B–3) is amended to read as follows:

C. 9:17B-3 Persons 18 years of age and older deemed to be adults; exceptions.

3. Except with respect to the provisions of N. J. S. 2A:14–21, with respect to the provision of services pursuant to the laws re-

lating to dependent and neglected children, allocated to chapter 4C of Title 30 of the Revised Statutes (C. 30:4C–1 to 30:4C–44), to persons between 18 and 21 years of age who seek to avail themselves of such services and who are enrolled in a school or training program below college level or who require a course of treatment for emotionally, cognitively or physically disabled persons, with respect to the right of a court to take any action it deems appropriate and in the interest of a person under 21 years of age, or to require a change in action heretofore taken by a court with respect to a person under 21 years of age, or with respect to the provisions of the "New Jersey Uniform Gifts to Minors Act" (P. L. 1963, c. 177, C. 46:38–13 et seq.), every person 18 or more years of age shall in all other matters and for all other purposes be deemed to be an adult and, notwithstanding any other provision of law to the contrary, shall have the same legal capacity to act and the same powers and obligations as a person 21 or more years of age. Except as herein otherwise provided, every act or action of any such person shall be as valid, binding and enforceable by or against such person as if, at the time such act or action was performed or undertaken, such person was 21 or more years of age and no act or action by any such person performed or undertaken on or after the effective date of this act shall be subject to disaffirmance because of minority.

3. This act shall take effect January 1, 1973.

Approved December 28, 1972.

CHAPTER 207

AN ACT to amend and supplement "An act authorizing the Port of New York Authority to provide access by mass transportation facilities to air terminals, amending 'An act to facilitate the financing and effectuation of air terminals by the Port of New York Authority and agreeing with the State of New York with respect thereto,' approved April 2, 1947 (P. L. 1947, c. 43), and authorizing the Port of New York Authority to acquire real property by condemnation or the right of eminent domain for and in connection with such mass transportation facilities," approved June 24, 1971 (P. L. 1971, c. 245).

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

1. Section 1 of P. L. 1971, c. 245 (C. 32:1–35.20) is amended to read as follows:

C. 32:1-35.20 Findings of States of New York and New Jersey.

1. The States of New York and New Jersey hereby find and determine that:

(1) Each air terminal within the Port of New York district serves the entire district, and the problem of furnishing proper and adequate air terminal facilities within the district is a regional and interstate problem;

(2) Access by land travel to the great airports serving the Port of New York district, particularly John F. Kennedy and Newark International Airports, is becoming increasingly difficult, and such access is necessary for the continued development of such airports which development is vital and essential to the preservation of the economic well-being of the Northern New Jersey-New York Metropolitan area;

(3) Additional highway construction to serve these great airports is not feasible and creates severe problems in terms of increased air pollution and the preemption of land which might otherwise be devoted to park purposes and other desirable uses;

(4) Access to these airports by railroads or other forms of mass transportation must be undertaken if they are to maintain their preeminence and continue to serve the economic well-being of the Northern New Jersey-New York Metropolitan area;

(5) Such mass transportation facilities may properly be regarded as constituting a part of each air terminal, the development of which should be the responsibility of those charged with the duties of air terminal development;

(6) It is the purpose of this act to authorize and direct the Port Authority of New York and New Jersey to undertake one or more mass transportation access projects specifically with respect to John F. Kennedy and Newark International Airports in order to preserve and develop the economic well-being of the Northern New Jersey-New York Metropolitan area, and such undertakings are found and determined to be in the public interest.

2. Section 3 of P. L. 1971, c. 245 (C. 32:1–35.21) is amended to read as follows:

C. 32:1-35.21 Authorization to undertake certain air terminal facilities.

3. In furtherance of the aforesaid findings and determinations and in partial effectuation of the comprehensive plan heretofore adopted by the two states for the development of terminal and transportation facilities in the Port of New York district, the Port Authority of New York and New Jersey is hereby specifically authorized to undertake pursuant to chapter 43 of the laws of New Jersey of 1947, as amended, and chapter 802 of the laws of New York of 1947, as amended, the following separate air terminal facilities:

(a) To provide access to Newark International Airport.

A railroad line connecting Newark International Airport to existing rail and terminal facilities in the city of Newark, including (i) appropriate mass transportation terminal facilities at and within the said airport; (ii) construction, reconstruction and improvement of suitable offsite facilities for the accommodation of air passengers, baggage, mail, express, freight and other users of the connecting facility; and (iii) such additional rail or other mass transportation, terminal, station, parking, storage and service facilities as operations may require.

(b) To provide access to John F. Kennedy International Airport.

A railroad line connecting John F. Kennedy International Airport to the main line of the Long Island Railroad in the county of Queens, including (i) a spur or branch to the Montauk line of the said railroad in the said county; (ii) appropriate mass transportation terminal facilities at and within the said airport; (iii) suitable offsite facilities for the accommodation of air passengers, baggage, mail, express, freight and other users of the connecting facility; and (iv) such additional rail or other mass transportation, terminal, station, parking, storage and service facilities, including improvements to the railroad approaches to Pennsylvania Station and Jamaica Terminal in the city of New York, as operations may require.

3. Section 4 of P. L. 1971, c. 245 (C. 32:1–35.22) is amended to read as follows:

C. 32:1-35.22 Authorization to acquire real property.

4. The Port Authority of New York and New Jersey is hereby authorized and empowered to acquire real property located within

the port district by condemnation or the right of eminent domain pursuant to and in accordance with any of the procedures authorized by chapter 43 of the laws of New Jersey of 1947, as amended, in the case of property having its situs in the State of New Jersey, and by chapter 802 of the laws of New York of 1947, as amended, in the case of property having its situs in the State of New York, for and in connection with the undertaking of the air terminal access facilities set forth in section 3 of this act. Such authorization and power to acquire real property by condemnation or the right of eminent domain may not be exercised in connection with the undertaking of access facilities, other than the access facilities set forth in section 3 of this act, unless authorized by the laws of the state in which such facilities are to be located.

C. 32:1-35.23 Authorization to enter into agreements with public or private agencies.

4. The Port Authority of New York and New Jersey is hereby authorized and empowered in its discretion to enter into an agreement or agreements upon such terms and conditions as it may deem in the public interest, with the United States, the State of New Jersey, the State of New York, or any agency, department, commission, public authority, board or division of any of the foregoing, or any municipality or other public corporation in the State of New Jersey or in the State of New York, or any person, firm, association, company or corporation, or any two or more of the foregoing, to effectuate any one or more of the purposes of this act; and the State of New Jersey, the State of New York, or any agency, department, commission, public authority, board or division of either of the foregoing, or any municipality or other public corporation in the State of New Jersey or the State of New York, or any two or more of the foregoing, are hereby authorized and empowered to enter into an agreement or agreements with the port authority to effectuate any one or more of the purposes of this act.

C. 32:1-35.24 Partial invalidity.

5. If any section, part, phrase, or provision of the act as hereby amended and supplemented or the application thereof to any person, project or circumstances, be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, part, phrase, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the act or the application thereof to other persons,

projects or circumstances and the two states hereby declare that they would have entered into the act or the remainder thereof had the invalidity of such provision or application thereof been apparent.

6. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York has already enacted such legislation, this act shall take effect immediately.

Approved December 28, 1972.

CHAPTER 208

AN ACT authorizing the Port Authority of New York and New Jersey to provide improved passenger railroad service as an extension of the Hudson tubes (now known as Port Authority Trans-Hudson) between the cities of Newark and Plainfield in the State of New Jersey, providing that a statutory covenant relating to the application of the revenues and reserves of the port authority shall not extend to the holders of bonds hereafter issued, and amending and supplementing "An act to provide for the financing and effectuation by the Port of New York Authority of a port development project, consisting of the Hudson tubes, the Hudson tubes extensions and a world trade center, for coordinating, facilitating, and promoting the transportation of persons and the flow and exchange of trade and commerce in and through the Port of New York District, and agreeing with the State of New York with respect thereto," approved February 13, 1962 (P. L. 1962, c. 8).

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

1. P. L. 1962, c. 8, s. 2 (C. 32:1–35.51) is amended to read as follows:

C. 32:1-35.51 Definitions.

2. The following terms as used in this act shall have the following meanings:

"Bonds" shall mean bonds, notes, securities or other obligations or evidences of indebtedness;

"Effectuation" of a project or any facility or part of a facility constituting a portion of a project shall include but not be limited to its establishment, acquisition, construction, development, maintenance, operation, improvement (by way of betterments, additions or otherwise) and rehabilitation;

"Exchange place terminal area" shall mean the area in the city of Jersey City, State of New Jersey, bounded generally by Exchange place and Montgomery street, by Warren street, by Pearl street, by Greene street, and by Morgan street as extended to the bulkhead line and by said bulkhead line, together with such additional contiguous area as may be agreed upon from time to time between the port authority and the said city;

"General reserve fund statutes" shall mean chapter 48 of the laws of New York of 1931 as amended, and chapter 5 of the laws of New Jersey of 1931 as amended, and "general reserve fund" shall mean the general reserve fund of the port authority authorized by said statutes;

"Hudson tubes" shall mean that portion of the port development project constituting a railroad facility consisting of the four interstate rail tunnels under the Hudson river now or heretofore owned or operated by the Hudson & Manhattan Railroad Company, the rail transit lines of the Hudson tubes, the balance of the interurban electric railway system in and through said tunnels and over said lines and incidental thereto (including but not limited to the portion of such lines and system now or heretofore operated jointly by said railroad company and the Pennsylvania Railroad Company), terminals, including but not limited to terminals in the Hudson tubes-world trade center area, in the Journal square terminal area and in the Exchange place terminal area, and other related railroad property;

"Hudson tubes extensions" shall mean those portions of the port development project constituting passenger railroad facilities (1) extending directly from the rail transit lines of the Hudson tubes, over new rail transit lines or on or over the existing rail transit lines of other railroads, to transfer facilities in the rail passenger transfer area, for the transfer of passengers of the Hudson tubes to and from other railroads, and (2) extending from Pennsylvania Station in the city of Newark, State of New Jersey, over new rail transit lines or on or over the existing rail transit lines of other railroads, to the vicinity of the city of Plainfield,

State of New Jersey, including construction, reconstruction and improvement of necessary stations in and between the city of Newark and the vicinity of the city of Plainfield, together with such additional rail or other mass transportation, terminal, station, parking, storage and service facilities as operations may require, and shall include a connection to provide improved access to Newark International Airport if and to the extent such connection shall not be otherwise provided by the port authority as air terminal facilities for said airport, and (3) consisting of the following improvements to passenger railroad lines connecting with the Hudson tubes: (i) direct track connections between the rail transit lines of the Morris & Essex Division of the Erie-Lackawanna Railroad and the Penn Central Transportation Company in the vicinity of the town of Kearny in the State of New Jersey, (ii) replacement of the railroad bridge (known as the "Portal Bridge") operated by the Penn Central Transportation Company across the Hackensack river, (iii) direct track connections between the rail transit lines of the Bergen Branch and the Main Line of the Erie-Lackawanna Railroad in the vicinity of the town of Secaucus in the State of New Jersey and between the new joint line resulting from such connections and the rail transit lines of the Penn Central Transportation Company in the vicinity of the town of Secaucus in the State of New Jersey, (iv) a new railroad yard in the vicinity of the town of Secaucus in the State of New Jersey for the accommodation of railroad passenger equipment, (v) improvements to Pennsylvania Station in the city of New York, State of New York, and to its railroad approaches from the State of New Jersey, as necessary or desirable to improve operations and to increase train and passenger handling capacity, and (vi) such additional rail or other mass transportation, terminal, station, parking, storage and service facilities as operations may require with respect to any of the projects identified in this clause (3); or any of the foregoing or any portion thereof; and, in addition thereto, other related railroad property.

"Hudson tubes-world trade center area" shall mean the area in the borough of Manhattan, city and State of New York, bounded generally by the east side of Church street on the east, the south side of Liberty street and the south side of Liberty street extended on the south, the Hudson river on the west, and on the north by a line beginning at the point of intersection of the Hudson river and the north side of Vesey street extended, running along the north

side of Vesey street extended and the north side of Vesey street to the west side of Washington street, then along the west side of Washington street to the north side of Barclay street, then along the north side of Barclay street to the east side of West Broadway, then along the east side of West Broadway to the north side of Vesey street, then along the north side of Vesey street to the east side of Church street, together with such additional contiguous area as may be agreed upon from time to time between the port authority and the said city;

"Journal square terminal area" shall mean the area in the city of Jersey City, State of New Jersey, bounded generally by Journal square, Hudson boulevard, Pavonia avenue, Summit avenue and Sip avenue, together with such additional contiguous area as may be agreed upon from time to time between the port authority and the said city;

"Municipality" shall mean a county, city, borough, village, town, township or other similar political subdivision of New York or New Jersey;

"Parking facilities" forming a part of the Hudson tubes or Hudson tubes extensions shall mean one or more areas, buildings, structures, improvements or other accommodations or appurtenances at or in the vicinity of any terminal or station of the Hudson tubes or Hudson tubes extensions and necessary, convenient or desirable in the opinion of the port authority for the parking of motor vehicles of users of the Hudson tubes or the Hudson tubes extensions and of members of the general public and for the parking and storage of omnibuses and railroad cars serving users of the Hudson tubes or the Hudson tubes extensions and for the transfer of the operators and passengers of such motor vehicle, omnibuses and railroad cars to and from the railroad cars of the Hudson tubes or the Hudson tubes extensions, and for purposes incidental thereto;

"Purposes of this act" shall mean the effectuation of the port development project and of each facility constituting a portion thereof and of each part of each such facility, and purposes incidental thereto;

"Rail passenger transfer area" shall mean the area in the State of New Jersey bounded as follows: beginning on the west bank of the Hudson river at the southerly side of the right-of-way of the Central Railroad of New Jersey easterly of the Communipaw station in the city of Jersey City, thence northwestwardly along

said southerly side of the right-of-way of the Central Railroad of New Jersey through the cities of Jersey City and Kearny to Broad street in the city of Newark; thence northwardly along Broad street to Clay street, thence eastwardly along Clay street to the boundary between the counties of Hudson and Essex in the Passaic river, thence northwardly along said boundary to its intersection with the boundary line between the counties of Bergen and Hudson, thence eastwardly and northwardly along said boundary to New Jersey State Highway Route 3, thence eastwardly along said Route 3, the Lincoln tunnel viaduct and a line in continuation of said viaduct and tunnel to the west bank of the Hudson river, thence southwardly along said west bank to the point and place of beginning;

"Rail transit lines" shall mean right-of-way and related trackage, and the "rail transit lines of the Hudson tubes" shall mean the rail transit lines beginning at the Market street station of the Pennsylvania Railroad Company in the city of Newark, State of New Jersey and extending generally (i) eastwardly along the joint service and operating route now or heretofore used by the Hudson & Manhattan Railroad Company and the Pennsylvania Railroad Company to the point of connection thereof with the tracks now or formerly of the Hudson & Manhattan Railroad Company in or about the Journal square terminal area; thence (ii) continuing eastwardly along the tracks and right-of-way now or heretofore used by the Hudson & Manhattan Railroad Company through the city of Jersey City, State of New Jersey and through the tunnels under the waters of the Hudson river and through Cortlandt and Fulton streets in the borough of Manhattan, city and State of New York to the Hudson terminal in the Hudson tubes-world trade center area; with a branch from the aforesaid route from a point located between the Grove street and Exchange place stations in said city of Jersey City northwardly and eastwardly to the Hoboken terminal station in the City of Hoboken, State of New Jersey and with a second branch from said first branch eastwardly and through the tunnels under the waters of the Hudson river to the said borough of Manhattan passing through or adjacent to Morton street, Greenwich street, Christopher street and the avenue of the Americas (formerly Sixth avenue) to the West Thirty-third street terminal in said borough of Manhattan; and rail transit lines of the Hudson tubes and of the Hudson tubes extensions shall in each case include such rail transit lines as the port authority may deem necessary, convenient or desirable to and from parking facilities,

storage yards, maintenance and repair shops and yards forming part thereof;

"Real property" shall mean lands, structures, franchises and interests in land, waters, lands under water and riparian rights and any and all things and rights included within said term, and includes not only fees simple absolute but also any and all lesser interests, including but not limited to easements, rights-of-way, uses, leases, licenses and all other incorporeal hereditaments and every estate, interest or right, legal or equitable, including terms for years, and liens thereon by way of judgments, mortgages or otherwise;

"Related railroad property" shall mean any property, real, personal or mixed, necessary, convenient or desirable, in the opinion of the port authority, to the effectuation of a railroad facility which is a portion of the port development project and shall include but not be limited to rail transit lines; terminals and stations; power, fuel, communication, signal and ventilation systems; cars and other rolling stock; storage yards; repair and maintenance shops, yards, equipment and parts; parking facilities; transfer facilities for transfer of passengers between such railroad facility and other railroads or omnibuses; offices; and other buildings, structures, improvements, areas, equipment or supplies; and, in the case of buildings, structures, improvements or areas in which any one or more of such railroad functions are accommodated shall include all of such buildings, structures, improvements or areas notwithstanding that portions thereof may not be devoted to any of the purposes of the port development project other than the production of incidental revenue available for the expenses of all or part of the port development project, except that in the Hudson tubes-world trade center area the portions of such buildings, structures, improvements or areas constructed or established pursuant to this act which are not devoted primarily to railroad functions, activities or services or to functions, activities or services for railroad passengers shall be deemed a part of the world trade center and not related railroad property;

"Surplus revenues" from any facility shall mean the balance of the revenues from such facility (including but not limited to the revenues of any subsidiary corporation incorporated for any of the purposes of this act) remaining at any time currently in the hands of the port authority after the deduction of the current expenses of the operation and maintenance thereof, including a proportion of the general expenses of the port authority as it

shall deem properly chargeable thereto, which general expenses shall include but not be limited to the expense of protecting and promoting the commerce of the port district, and after the deduction of any amounts which the port authority may or shall be obligated or may or shall have obligated itself to pay to or set aside out of the current revenues therefrom for the benefit of the holders of any bonds legal for investment as defined in the general reserve fund statutes;

"Surplus revenues of the port development project" shall mean the surplus revenues of the Hudson tubes, the Hudson tubes extensions and the world trade center; and

"World trade center" shall mean that portion of the port development project constituting a facility of commerce consisting of one or more buildings, structures, improvements and areas necessary, convenient or desirable in the opinion of the port authority for the centralized accommodation of functions, activities and services for or incidental to the transportation of persons, the exchange, buying, selling and transportation of commodities and other property in world trade and commerce, the promotion and protection of such trade and commerce, governmental services related to the foregoing and other governmental services, including but not limited to custom houses, customs stores, inspection and appraisal facilities, foreign trade zones, terminal and transportation facilities, parking areas, commodity and security exchanges, offices, storage, warehouse, marketing and exhibition facilities and other facilities and accommodations for persons and property and, in the case of buildings, structures, improvements and areas in which such accommodation is afforded, shall include all of such buildings, structures, improvements and areas other than portions devoted primarily to railroad functions, activities or services or to functions, activities or services for railroad passengers, notwithstanding that other portions of such buildings, structures, improvements and areas may not be devoted to purposes of the port development project other than the production of incidental revenue available for the expenses of all or part of the port development project.

2. P. L. 1962, c. 8, s. 6 (C. 32:1–35.55) is amended to read as follows:

C. 32:1-35.55 Covenant with bondholders.

6. The two states covenant and agree with each other and with the holders of any affected bonds, as hereinafter defined, that so

long as any of such bonds remain outstanding and unpaid and the holders thereof shall not have given their consent as provided in their contract with the port authority, the two states will not diminish or impair the power of the port authority (or any subsidiary corporation incorporated for any of the purposes of this act) to establish, levy and collect rentals, tolls, fares, fees or other charges in connection with any facility constituting a portion of the port development project or any other facility owned or operated by the port authority of which the revenues have been or shall be pledged in whole or in part as security for such bonds (directly or indirectly, or through the medium of the general reserve fund or otherwise), or to determine the quantity, quality, frequency or nature of the service provided in connection with each such facility.

"Affected bonds" as used in this section shall mean bonds of the port authority issued or incurred by it from time to time for any of the purposes of this act or bonds as security for which there may or shall be pledged, in whole or in part, the general reserve fund or any reserve fund established by or pursuant to contract between the port authority and the holders of such bonds, or the revenues of the world trade center, Hudson tubes, Hudson tubes extensions or any other facility owned or operated by the port authority any surplus revenues of which would be payable into the general reserve fund, or bonds both so issued or incurred and so secured.

C. 32:1-35.55a Amendment not applicable to certain bonds.

3. The amendment made by section 2 of this act shall not take effect with respect to the covenant and agreement made by the States of New York and New Jersey in clause (b) of the first paragraph of section 6 of both chapter 8 of the laws of New Jersey of 1962 and chapter 209 of the laws of New York of 1962 with the holders of "affected bonds" (as defined in said section 6) issued and outstanding and unpaid on the effective date of this act.

C. 32:1-35.55b Partial invalidity.

4. If any section, part, phrase, or provision of this amendatory and supplementary act or the application thereof to any person, project or circumstances, be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, part, phrase, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of

the remainder of this act or the application thereof to other persons, projects or circumstances, and the two states hereby declare that they would have entered into this act or the remainder thereof had the invalidity of such provision or application thereof been apparent.

5. This act shall take effect upon the enactment into law by the State of New York of legislation having an identical effect with this act, but if the State of New York has already enacted such legislation, this act shall take effect immediately.

Approved December 28, 1972.

CHAPTER 209

AN ACT concerning the Department of Transportation and adding a route to the State highway system.

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

State highway route.

1. The Commissioner of Transportation 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 State highway system the following described route: Route 20, beginning at the intersection of existing Route 20 and Washington avenue with Paterson Plank road in the county of Bergen, including and extending along Paterson Plank road in a westerly direction to its intersection with Route 17.

2. This act shall take effect immediately.

Approved December 29, 1972.

CHAPTER 210

AN ACT concerning reimbursement of autobus operators for student fares in certain cases supplementing Title 48 and making an appropriation therefor.

New Jersey State Library

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

C. 48:3-39 Certification of difference between reduced fare rates and regular rates.

1. Whenever students use transportation to or from any public or nonpublic school on regular-route buses at reduced student fare rates, which shall be set by the Board of Public Utility Commissioners at ⅔ of the adult fare rate, the Board of Public Utility Commissioners shall so certify, and the State Treasurer, upon warrant of the Director of the Division of Budget and Accounting, shall make payments, within a reasonable time after the furnishing of such transportation, to the bus operator furnishing such transportation, of the difference between such reduced student fare rates, and the regular adult rates of fare included within the tariffs of that bus operator filed with said board. For purposes of this act, the term "nonpublic school" means an elementary or secondary school within the State, other than a public school, offering education for grades kindergarten through 12, or any combination of them, wherein any child may legally fulfill compulsory school attendance requirements and which meets the requirements of Title VI of the Civil Rights Act of 1964 (P. L. 88-352).

C. 48:3-40 Rules and regulations.

2. The Board of Public Utility Commissioners shall promulgate reasonable rules and regulations necessary to accomplish the purposes of this act. The rules and regulations shall include, but not be limited to, a system of checking and accounting to insure that regular route bus operators are reimbursed only for services actually rendered and not on the basis of tickets sold.

C. 48:3-41 Program for redemption of unused tickets.

3. In order to qualify for reimbursement under this act, a bus operator must establish a program, by which the purchasers of student fare tickets may redeem unused tickets, which shall comply with guidelines established by the Board of Public Utility Commissioners.

4. There hereby is appropriated the sum of $950,000.00 for the purposes of this act.

5. This act shall take effect on the first day of the month following enactment.

Approved December 29, 1972.

CHAPTER 211

AN ACT concerning the registration and taxation of autobuses and omnibuses, revising and repealing portions of the statutory law, supplement Title 48 of the Revised Statutes, and making an appropriation.

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

1. R. S. 39:3–19 is amended to read as follows:

Omnibus registration; fees, markers, application for registration.

39:3–19. For each vehicle used as an omnibus for the transportation of passengers for hire the applicant for the registration thereof shall pay an annual fee as follows:

$30.00 for each vehicle having a seating capacity of 18 passengers or less;

$48.00 for each vehicle having a seating capacity of not less than 19 nor more than 30 passengers;

$48.00 for vehicles having a seating capacity of more than 30 passengers and an additional fee of $3.00 for each passenger measured by the seating capacity in excess of 30 passengers.

Whenever the number of regular route passengers carried by an applicant in the previous calendar year represents 75% or more of the combined number of passengers carried on regular route, special and charter operations during that year, then such applicant shall pay $10.00 per annum for the registration of each vehicle used as an omnibus for the transportation of passengers for hire in lieu of the annual fees hereinbefore prescribed. In addition, any applicant who is operating regular route bus service under a contract with the Commuter Operating Agency pursuant to P. L. 1966, c. 301, shall pay $10.00 per annum for the registration of each vehicle used as an omnibus for the transportation of passengers for hire in lieu of the annual fees hereinbefore prescribed and without regard to the aforementioned 75% requirement.

Applicants seeking to register a vehicle for the reduced fee shall first obtain a letter from the Board of Public Utility Commissioners certifying that the number of regular route passengers carried by the applicant in the previous calendar year represents 75% or more of the combined number of passengers carried on regular route, special and charter operations during that year, or in the case of

applicants operating under contract with the Commuter Operating Agency pursuant to P. L. 1966, c. 301 shall obtain a letter certifying that they are under such a contract from the Commuter Operating Agency. Applicants shall present the appropriate letters of certification with their applications for omnibus registration to the Director of the Division of Motor Vehicles.

The director shall provide identification marks of the general style and kind provided for motor vehicle registrations, assigning a number to each identification mark, and before each number the letter "O" shall be placed.

Every applicant for omnibus registration shall make application, setting forth the fact that he is in the business of transporting passengers for hire; and the director, if satisfied of the correctness of the statements made in such application, may issue a registration certificate for omnibus license.

Nothing in this section shall prohibit the use by an omnibus operator of any automobile duly licensed by him as owner.

2. R. S. 48:4–20 is amended to read as follows:

One-half cent per mile tax; exception.

48:4–20. Every person owning or operating an autobus which is operated over any highway in this State for the purpose of carrying passengers from a point outside the State to another point outside the State, or from a point outside the State to a point within the State, or from a point within the State to a point outside the State shall pay to the Director of the Division of Motor Vehicles, as an excise for the use of such highway, ½ cent for each mile or fraction thereof such autobus shall have been operated over the highways of this State, except that no excise shall be payable for the mileage traversed in regular route passenger service provided under operating authority conferred pursuant to R. S. 48:4–3.

3. R. S. 54:39–66 is amended to read as follows:

Exemptions; payment of tax; refund.

54:39–66. Any person:

(1) who shall use any fuels as herein defined for any of the following purposes:

(a) operating or propelling motor vehicles, motor boats or other implements owned or leased by the State and all the political subdivisions thereof,

(b) autobusses while being operated over the highways of this State in those municipalities to which the operator has

paid a monthly franchise tax for the use of the streets therein under the provisions of section 48:16–25 of the Title Public Utilities, and autobusses while being operated over the highways of this State to provide regular route passenger service under operating authority conferred pursuant to R. S. 48:4–3.

(c) agricultural tractors not operated on a public highway,

(d) farm machinery,

(e) aircraft,

(f) ambulances,

(g) rural free delivery carriers in the dispatch of their official business,

(h) such vehicles as run only on rails or tracks, and such vehicles as run in substitution thereof,

(i) such highway motor vehicles as are operated exclusively on private property,

(j) motor boats or motor vessels used exclusively for or in the propagation, planting, preservation and gathering of oysters and clams in the tidal waters of this State,

(k) motor boats or motor vessels used exclusively for commercial fishing,

(l) motor boats or motor vessels while being used for hire for fishing parties or being used for sightseeing or excursion parties,

(m) cleaning,

(n) fire engines and fire-fighting apparatus,

(o) stationary machinery and vehicles or implements not designed for the use of transporting persons or property on the public highway,

(p) heating and lighting devices,

(q) fuels previously taxed under this chapter and later exported or sold for exportation from the State of New Jersey to any other State or country provided, proof satisfactory to the commissioner of such exportations is submitted,

(r) motor boats or motor vessels used exclusively for sea scout training by a duly chartered unit of the Boy Scouts of America,

(s) emergency vehicles used exclusively by volunteer first-aid or rescue squads, and

(2) who shall have paid the tax for such fuels hereby required to be paid, shall be reimbursed and repaid the amount of tax so paid upon presenting to the commissioner an application for such

reimbursement or repayment, in form prescribed by the commissioner, which application shall be verified by a declaration of the applicant that the statements contained therein are true. Such application for reimbursement or repayment shall be supported by an invoice, or invoices, showing the name and address of the person from whom purchased, the name of the purchaser, the date of purchase, the number of gallons purchased, the price paid per gallon, and an acknowledgment by the seller that payment of the cost of the fuel, including the tax thereon, has been made. Such invoice, or invoices, shall be legibly written and shall be void if any corrections or erasures shall appear on the face thereof.

The commissioner may, in his discretion, permit a distributor entitled to a refund under the provisions of this section to take credit therefor, in lieu of such refund, in such manner as the commissioner may require, on a report filed pursuant to R. S. 54:39–27.

4. Section 3 of P. L. 1945, c. 162 (C. 54:10A–3) is amended to read as follows:

C. 54:10A-3 Exempt corporations.

3. The following corporations shall be exempt from the tax imposed by this act:

(a) corporations subject to a tax under the provisions of article 2 of chapter 13 of Title 54 of the Revised Statutes, or to a tax assessed upon the basis of gross receipts other than the Retail Gross Receipts Tax Act, or insurance premiums collected;

(b) corporations which operate regular route autobus service within this State under operating authority conferred pursuant to R. S. 48:4–3, provided, however, that such corporations shall not be exempt from the tax on net income imposed by section 5 (c) of P. L. 1945, c. 162 (C. 54:10A–5 (c));

(c) railroad, canal or banking corporations, savings banks, production credit associations, organized under the Farm Credit Act of 1933, agricultural cooperative associations incorporated or domesticated under or subject to chapter 13 of Title 4 of the Revised Statutes and exempt under Subtitle A, Chapter 1 F Part III Section 521 of the Federal Internal Revenue Code, or building and loan or savings and loan associations;

(d) cemetery corporations not conducted for pecuniary profit of any private shareholder or individual;

(e) nonprofit corporations, associations or organizations established, organized or chartered, without capital stock, under the provisions of Titles 15, 16 or 17 of the Revised Statutes, or

under a special charter or under any similar general or special law of this or any other State, and not conducted for pecuniary profit of any private shareholder or individual;

(f) corporations subject to a tax under the provisions of P. L. 1940, c. 4, P. L. 1940, c. 5, or any statute or law imposing a similar tax or taxes;

(g) nonstock corporations organized under the laws of this State or of any other State of the United States to provide mutual ownership housing under Federal law by tenants, provided, however, that the exemption hereunder shall continue only so long as the corporations remain subject to rules and regulations of the Federal Housing Authority and the Commissioner of the Federal Housing Authority holds membership certificates in the corporations and the corporate property is encumbered by a mortgage deed or deed of trust insured under the National Housing Act (48 Stat. 1246) as amended by subsequent Acts of Congress. In order to be exempted under this subsection, corporations shall annually file a report on or before August 15 with the commissioner, in the form required by the commissioner, to claim such exemption, and shall pay a filing fee of $25.00.

C. 48:4-14.1 Assessment or imposition of tax or license fee by municipality.

5. Except as provided in R. S. 48:16–25 no municipality shall assess or impose any franchise tax or municipal license fee upon any person owning or operating an autobus in such municipality.

Repealer.

6. R. S. 48:4–14, R. S. 48:4–15, R. S. 48:4–16 and R. S. 48:4–17 are repealed.

C. 48:4-14.2 State aid to certain municipalities.

7. In order that no municipality shall suffer a loss in revenue due to the repeal of R. S. 48:4–14, the State shall annually remit to each municipality which received franchise taxes pursuant to said section an amount equal to that received by the municipality during the calendar year 1972, upon certification of said amount to the Director of the Division of Local Finance.

8. The sum of $675,000.00 is hereby appropriated for the fiscal year ending June 30, 1973 for the purposes specified in section 7 of this act.

9. This act shall take effect at the end of the last day of the month during which this bill is enacted except that repeal of R. S. 48:4–14, shall not relieve a person owning or operating an autobus in any municipality of this State from filing, on or before

the twenty-fifth day of the next succeeding month, the verified statement, or from paying the monthly franchise tax for the month during which the bill is signed as now required by R. S. 48:4–14.

Approved December 29, 1972.

CHAPTER 212

A SUPPLEMENT to "An act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 1973, and regulating the disbursement thereof," approved June 22, 1972 (P. L. 1972, c. 73).

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

1. There is hereby appropriated to the Department of State, office of the secretary for expense incurred in connection with the 1972 general election for advertising of Public Question and miscellaneous expenses in connection therewith, the sum of $8,500.00.

2. This act shall take effect immediately.

Approved December 29, 1972.

CHAPTER 213

AN ACT concerning State aid to certain hospitals.

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

1. The amount of $1,500,000.00 appropriated to the Department of Institutions and Agencies pursuant to P. L. 1972, c. 73 (700-152. Special Aid), for payment to the Hudson county board of chosen freeholders for emergency aid to certain hospitals in Hudson county subject to the enactment of enabling legislation, shall be allocated in the following manner:

a. To the Meadowview Hospital for Mental Diseases, Secaucus, the amount of $800,000.00 for allowable expenditures to be approved

by the Commissioner of the Department of Institutions and Agencies, with said allocation to be expended in the approximate proportions of ⅓ for physical improvements of the psychiatric sections and ⅔ for the upgrading of professional and nonprofessional staff in accordance with the recommendations of the Division of Mental Health and Hospitals.

b. To the Berthold S. Pollak Hospital, Jersey City, the amount of $200,000.00 for allowable expenditures approved by the State Commissioner of Health to conform to recommendations of the department for modernizing physical facilities and upgrading staff, pursuant to the department's powers and responsibilities under the "Health Care Facilities Planning Act" (P. L. 1971, c. 136), in order to bring said institution into compliance with New Jersey Licensing Requirements and Code 101 of the Federal Life Safety Standards, as adopted in 1967;

c. To the Jersey City Medical Center, Jersey City, the amount of $500,000.00 for allowable expenditures to be approved by the State Commissioner of Health, in conformance with the recommendations of the department, for effectuating, subject to an agreement between the city of Jersey City and the county of Hudson, the merger of Margaret Hague Hospital and the Jersey City Medical Center, with all moneys being spent on such renovations and plant changes as may be required for the absorption of the maternity beds and services of the Margaret Hague Hospital into the Jersey City Medical Center; or, barring such agreement within the fiscal year for which said sum has been appropriated, all moneys allocated by this subsection shall be reallocated among the hospitals within Hudson county in such sums and manner as may be prescribed by the Department of Institutions and Agencies and the Department of Health.

2. The hospitals receiving special aid provided under this act shall make such reports on the implementation of physical and staff improvements and such other information as may from time to time be required by the Department of Institutions and Agencies and the Department of Health.

3. Moneys allocated under this act shall be supplementary to the current level of expenditures of each hospital and shall be used only for these purposes for which the hospitals have first submitted plans and cost estimates in accordance with the recommendations, and subject to the prior approval of the Department of Institutions

and Agencies, or the Department of Health, or by appropriately designated divisions therein.

4. The Department of Institutions and Agencies and the Department of Health shall submit interim progress reports on each of the participating hospitals to the State Legislature 6 months after the effective date of this act and shall submit final evaluative reports as soon as practicable.

5. This act shall take effect immediately.

Approved December 29, 1972.

JOINT RESOLUTIONS

Joint Resolutions

JOINT RESOLUTION No. 1

A JOINT RESOLUTION creating an Off-Track Betting Study Commission.

WHEREAS, Additional revenue is required for the operation of State Government and the furnishing of services to the residents of New Jersey; and

WHEREAS, A system of off-track betting may be a source of additional revenue for the State; and

WHEREAS, An in-depth study is required to determine the feasibility and all the ramifications of off-track betting; now, therefore,

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

1. There is hereby created the Off-Track Betting Study Commission to consist of nine members to serve without compensation, two of whom shall be members of the Legislature, one a member of the Senate to be appointed by the President thereof, and the other a member of the General Assembly to be appointed by the Speaker thereof, no more than one of such legislative members shall be of the same political party, five citizens of the State to be appointed by the Governor, one of whom shall be designated by the Governor as chairman, a member of the New Jersey Racing Commission ex officio to be appointed by the Governor, and the Attorney General ex officio. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments were made.

2. The commission shall organize as soon as may be after the appointment of its members and shall select a secretary who need not be a member of the commission.

3. It shall be the duty of the commisison to study the feasibility of authorizing an off-track betting system of wagering on horse

races in New Jersey. In making such study, the commission shall consider the following:

a. The public interest of the State of New Jersey and its residents as affected by off-track betting.

b. The anticipated revenues to be derived by the State from off-track betting.

c. The effect off-track betting may have on the existing on-track parimutuel system of wagering and the interrelationship these two systems should have to each other.

d. The experience of other states in the area of off-track betting.

e. The various methods and manner of establishing, financing and administering and controlling off-track betting whether through a State authority or a State agency.

f. The various operating aspects of off-track betting including locations for betting, tabulation of bets, promotion, advertising and the applicability of the laws governing racing generally.

g. The extent to which off-track betting, if authorized, should be conducted throughout the racing season among the various tracks in New Jersey.

h. Such other relevant matters as the commission may deem necessary or advisable.

4. The commisison 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 such stenographic, clerical, technical and expert assistance 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.

5. The commission may meet and hold hearings at such place or places as it shall designate during the sessions or recesses of the Legislature and shall report its findings and recommendations to the Governor and the Legislature, on or before June 1, 1972, accompanying the same with any legislative bills which it may desire to recommend for adoption by the Legislature.

6. This joint resolution shall take effect immediately.

Approved March 3, 1972.

JOINT RESOLUTION No. 2

A JOINT RESOLUTION designating the week of March 5 through March 11, 1972, as "Nurse Education Week," and providing for proclamation thereof by the Governor.

WHEREAS, The nursing profession performs vital services for the health and well-being of the public, and is an essential component of an adequate health-care system; and

WHEREAS, The existence of a sufficient number of thoroughly trained and dedicated nurses depends upon the continuation and expansion in this State of the facilities, equipment and instructional personnel required to provide the rigorous and exacting training and education necessary for the professional nurse; and

WHEREAS, The people of this State are grateful for the services rendered by the nursing profession in New Jersey and by the institutions and individuals who have dedicated themselves to the demanding work of training and educating nurses in accordance with the traditional high standards and ideals of that profession; now, therefore,

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

1. The week of March 5 through March 11, 1972, is hereby set apart and designated as "Nurse Education Week" in the State of New Jersey; and the Governor of this State shall make appropriate proclamation thereof, calling upon the people of the State to observe the same.

2. This joint resolution shall take effect immediately.

Approved March 6, 1972.

JOINT RESOLUTION No. 3

A JOINT RESOLUTION to declare the month of April, 1972, as "Cancer Control Month" in the State of New Jersey and providing for a proclamation thereof by the Governor.

WHEREAS, The American Cancer Society is a voluntary health agency, under its sysmbol, the "Sword of Hope," fighting cancer through an effective program of education, service and research; and

WHEREAS, The New Jersey Division of the said American Cancer Society is carrying on a year-round program, with volunteers in its 21 county units, in an effort to alert residents of the State to the necessity of regular health check-ups and at the same time is aiding those already stricken; and

WHEREAS, It is estimated that residents of the State will die of cancer this year unless the disease is detected and treated in time by physicians through yearly check-ups; and

WHEREAS, The American Cancer Society is helping support by grants, research in six New Jersey institutions and more funds are needed if the cause of cancer is to be found; now, therefore,

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

1. The month of April, 1972, shall be known in New Jersey as "Cancer Control Month" and the residents of the State are urged to support the volunteers of the New Jersey Division of the American Cancer Society and its cancer control programs in the 21 counties of the State.

2. The Governor, by appropriate proclamation, is requested to designate the said month of April as "Cancer Control Month" in New Jersey.

3. This joint resolution shall take effect immediately.

Approved April 10, 1972.

JOINT RESOLUTION No. 4

A JOINT RESOLUTION to provide for the designation of the new Route 37 bridge spanning Barnegat bay between Gilford Park and Pelican Island in Ocean county "The J. Stanley Tunney Bridge."

WHEREAS, It is desired to honor a most distinguished son of Ocean county who contributed so much to the welfare and progress of his community and the New Jersey shore area generally during his 28 years of service as councilman and mayor of the borough of Seaside Heights; and

WHEREAS, It is fitting that a bridge spanning Barnegat bay and leading to the borough of Seaside Heights should bear the name of this distinguished citizen and public official; now, therefore,

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

1. That the new Route 37 bridge spanning Barnegat bay between Gilford Park and Pelican Island in Ocean county shall be designated "The J. Stanley Tunney Bridge."

2. That the Commissioner of Transportation shall cause to be erected on such bridge an appropriate and suitable tablet indicating the name of the bridge hereby designated.

3. This joint resolution shall take effect immediately.

Approved December 14, 1972.

PROCLAMATIONS

Proclamations

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION

To The Honorable
Paul J. Sherwin,
Secretary of State of New Jersey

I, SIDNEY GLASER, Director of the Division of Taxation in the Department of the Treasury, being the officer chargeable by the statute with the administration of 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 the custody of the records pertaining thereto, and the assessment and collection of taxes chargeable thereunder, hereby report, in accordance with the provisions of Revised Statutes, Title 54, Chapter Eleven (R. S. 54:11–2), that the corporations named on the attached list have, for two years next preceding this report, failed to pay the taxes assessed against them under the said Corporation Business Tax Act (1945).

Witness my hand and official seal at Trenton, this 10th day of March A. D. 1972.

SIDNEY GLASER,
[SEAL] *Director of the Division of Taxation.*

PROCLAMATION

STATE OF NEW JERSEY,
DEPARTMENT OF STATE.

WHEREAS, The Director, Division of Taxation, Department of the Treasury, on the 10th day of March, one thousand nine hundred and seventy-two, under the provisions of R. S. 54:11–2, reported to the Secretary of State a list of all corporations created under the laws of this State, which for two years next preceding 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 Secretary of State shall give further time for the payment of such taxes assessed against said corporations; and

WHEREAS, The Secretary of State 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, PAUL J. SHERWIN, Secretary of 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:

Alco Finance Co.,
Arca Corporation,
Home Betterment Finance Co.,
AAA Air Conditioning and Refrigeration, Inc.,
AAA Athletic Accessories, Inc.,
AAA Investment Corp.,
AAA Paving, Inc.,
Aarco Amusements, Inc.,
Aardvark Absolute Exterminating Company, Inc.,
A. Baresi Associates, Inc.,
Abarth Sales Corp.,
Abbey Record Corporation,
Abbott Leasing Co.,
A B C Associates, Inc.,
A B C Litho, Inc.,
Abcon Corporation,
ABC Rigging and Maintenance Co., Inc.,
ABDJ Enterprises Limited,
A & B Dress Co., Inc.,
Abee Liquidating Corp.,
Aberset Co.,
Abe Snyder and Company,
A. Betta Moving Company,
Abe Tucker, Inc.,
Abil Jax Scaffolding Equipment, Inc.,
Abjam Building Corp.,
A B J G Co.,
Able Maintenance Co.,
Able Upholstering and Decorating Co., Inc.,
A B M D, Inc.,
A B Newbanks, Inc.,
A B Oil Corporation,
A B P Investment Corp.,
Absecon Estates, Inc.,
Abstractors, Inc.,
A & B Tool Rental, Inc.,
Academy Charter Service,
Academy Desk Corp.,
Accelerate Truck Leasing Co., Inc.,
Accro Tec Incorporated,
AC DC Service Corp.,
Ace Country Homes, Inc.,

Ace Demolition Company, Inc.,
Ace Excavating & Wrecking, Inc.,
Ace High Boats, Inc.,
Ace Investment Co.,
Ace Research Report Co., Inc.,
Ace Survey Report Company, Inc.,
Ace Traffic Service,
Ace Trailer & Truck Repairs, Inc.,
Ace Transport, Inc.,
Acey Corp.,
Acme Auto Wreckers, Inc.,
Acme Building Maintenance Corporation,
Acme Enterprises,
Acme Glass Installers, Inc.,
Acme Locksmith Service, Inc.,
Acme Van Company, Inc.,
Acme Van Lines, Inc.,
A & C Ornamental Iron Railing, Inc.,
A C Poole Construction Co., Inc.,
A C Rohdie, Inc.,
ACR Supply Co.,
Action Agency, Inc.,
Action Executive Finance, Inc.,
Action Motor Express,
Action Motors, Inc.,
Action Reality, Inc.,
Action Speedway Promotions, Inc.,
Action Tool & Die Co., Inc.,
A & D Associates, Inc.,
Addvensky Holding Corp.,
Adells, Inc.,
Adelok Enterprises, Inc.,
Adelphia Realty and Construction Corporation,
Adelta Developers, Inc.,
Adeoye Handcrafts, Inc.,
A D E Supply Company, Inc.,
A. Devito Distributors,
A. D. Miller Associates, Inc.,
A D & Corporation,
Adolph Stickelberger,
Adriana Coat Co.,
Adro Tool & Manufacturing Corp.,

Advanced Agency, Inc.,
Advanced Management Institute, Inc.,
Advanced Technical Equipment Corp.,
Advance Equipment Leasing Co., Inc.,
Advance Grinding Co., Inc.,
Advance Liquors, Inc.,
Advance Phone Systems, Inc.,
Advance Polymer Research Corp.,
Advance Tours of Rochelle Park, Inc.,
Advertising By J & B,
AEI Corporation,
Aeronautical Development Design and Production Corporation,
Aeronix, Inc.,
Aetna Business Machines Co., Inc.,
Aetna Mortgage Company, Inc.,
A & F Carpet Service, Inc.,
A F C Construction Corp.,
Afco Fuel Company, Inc.,
Africame, Inc.,
African Heritage Enterprises, Inc.,
Afro American Community Development Corporation,
Afro American Importing Co., Inc.,
AG AN, Inc.,
A G E Associates, Inc.,
Agency Corporation of America
A G G Corporation,
Ago, Inc.,
A & G Plastering Corp.,
A. Grigolo, Inc.,
Agvin, Inc.,
A & H Aerial Advertisers, Inc.,
A H J Billiards, Inc.,
Ahrens Motor Trucking, Inc.,
Airam Realty Co., Inc.,
Air Care Heating & Air Conditioning, Inc.,
Air Combustion Controls,
Aircraft Associates Incorporated,
Air Lane Enterprises, Inc.,
Air Safety Aviation, Inc.,
Airways Air Freight International, Inc.,
A. Jalink & Son, Inc.,
Ajax Mortgage, Co.,

A & J Realty, Corp.,
A. J. Whitehead, Inc.,
Aladdin Furniture Co., Inc.,
Alamo Enterprises, Inc.,
Alans Flowers & Gifts, Inc.,
Alarm Watchers, Inc.,
Alba & Giust Builders, Inc.,
Albered Corporation,
Albert Building Company
Albert Clamp Corporation,
Albert C. Wall, Inc.,
Albert Focarino, Inc.,
Albert Graf, Jr., Inc.,
Alcar Instruments, Inc.,
The Alcarn Corporation,
Alcarr Homes, Inc.,
Alcon Electric Co., Inc.,
Aldais Distributors, Inc.,
Alden International Corp.,
Alden Realty Associates,
Alexander Insulation & Maintenance Corp.,
Alexs Garage, Inc.,
Alfa Auto Leasing, Incorporated,
Al & Floyd Service Center, Inc.,
Alf Nilsen Construction Corporation,
Alfred Gelfand, Inc.,
Algent Corp.,
Alibi Liquors, Inc.,
Alice E, Inc.,
Alina Adams Const. Co., Inc.,
A. Link, Inc.,
Alkent Drywall, Inc.,
Alko Sales Company, Inc.,
All Aluminum, Inc.,
All American Associated Franchises, Inc.,
The Allamon Corporation,
Allen Automatic Car Wash, Inc.,
Allen Carlton, Inc.,
Allen Nash Corp.,
Alles & Fischer, Inc.,
Alley 25, Inc.,
Allfather Candy Co.,

All Faze Builders, Inc.,
Alliance for Better Living, Inc.,
Allied Adjustment & Inspection Service, Inc.,
Allied Excavating Corp.,
Allievi Tree & Landscape Co., Inc.,
Allison Press,
Allison Properties, Inc.,
All Piping, Incorporated,
All Plumbing & Heating Supply Co., Inc.,
All Risks Appraisal Service, Inc.,
Allrite Contractors, Inc.,
All Service Air Conditioning Corp.,
All Star Enterprises, Inc.,
Allstate Bridal Advertising Co.,
The Allstate Detective Bureau, Inc.,
All State Developers, Inc.,
All State Freezer Food Service,
All State Improvements, Inc.,
All State Tool Corporation,
All Type Construction Co., Inc.,
Alltype Roofing, Inc.,
Allwood Cleaners, Inc.,
Allwood Towers Realty Associates,
Allwood Travel Center, Inc.,
Allwood TV Sales & Service, Inc.,
Allyben, Inc.,
Almac Associates, Inc.,
Almar Fabrics, Inc.,
Almond Realty Co., Inc.,
Almora Painting Corp.,
Alna Realty Corp.,
Alpan Equipment Co.,
Alpet Corp.,
Alpha Electronic Services,
Alphine Gardens, Inc.,
Alpine Garment Corporation,
Alps Coat, Inc.,
Alron Agency, Inc.,
Als Oradell Hardware, Inc.,
Als Place, Inc.,
Alston Movers,
Alsue Restaurant, Inc.,

A & L Towers,
Altron, Inc.,
Al Tuck Corp.,
Alucard International, Inc.,
Aluma Life Products, Inc.,
Aluminum City of New Jersey, Inc.,
Aluminum Discount Center, Inc.,
Aluminum Pool Company of America,
Alwood Land Corporation,
Amal Printing Company, Inc.,
Ambassador Shop, Inc.,
Ambassador Tavern, Inc.,
Ambielli Bros., Inc.,
Amboy Industrial Finishes Company, Inc.,
Amboy Movers,
Americana Interstate Corporation,
American Catholic Distributing Corp.,
American Display Corp.,
American Family Security Company,
American Firework No. 2,
American Gateway, Inc.,
American Helicraft, Inc.,
American Ideas for Export,
American Land Sales, Inc.,
American Leather Depuerto Rico, Inc.,
American Management Corp.,
American Marine Engine & Boat Works, Inc.,
American Pollution Control Co.,
American Remodelers, Inc.,
American Security Systems Corp.,
American Shoe Training Corporation,
American Society of Fine Arts, Inc.,
American Timber Company,
American Train & Track Corp.,
Americk and Janecko, Inc.,
Amiano Bros., Inc.,
Amity Building Corp.,
Amity Investment Corp.,
Amity Music Corporation,
A & M Land Corporation,
Ampere Trucking Co., Inc.,
Ampersand Construction Corporation,

A & M Plumbing and Heating Co., Inc.,
A M P M Product Marketing Corporation,
Ampo, Incorporated,
Amradco Service, Inc.,
A M S, Inc.,
A M S Motors,
Amtech, Inc.,
Amtec Personnel, Inc.,
A M & T Trucking Corporation,
Amusement Leasing Corp. of America,
Amwell Construction Co.,
Anchorage Builders, Inc.,
Ancott Associates Jersey 2, Inc.,
Ancott Associates Jersey 4, Inc.,
Ancott of Plainfield, Inc.,
Andrascik Realty Corp.,
Andrew Daly,
Andrew J. Danley Associates, Inc.,
AN FI, Inc.,
Angeline Raywood Associates,
Angelo La Falce, Inc.,
Angeloni, Inc.,
Angelos Auto Sales, Inc.,
Angus Construction Co.,
Anistak Company, Inc.,
Anjo Development Co., Inc.,
Anlo Corporation,
Ann Doris Confectionary,
Ann Kay Interiors, Inc.,
Annod Enterprises, Inc.,
Ann Optical, Inc.,
Anpeg Equipment Incorporated,
Ansid Decorators, Inc.,
A & S Plumbing & Heating Co.,
Ansun Company,
Answering Servicexchange, Inc.,
Anthony Maisto Co., Inc.,
The Anthony Wayne Corp.,
Antillana Foods Corp.,
Antique Cars of Morris County, Inc.,
Anton Motors,
Anton Realty Corp.,

A 1 Advance Holding Corp.,
A 1 Asphalt Driveway Co., Inc.,
A 1 Auto Service Corp.,
A 1 Construction Co.,
A 1 Enterprises, Inc.,
A 1 Family Pool Industries, Inc.,
A 1 Menus, Inc.,
A 1 Pizza Co.,
A 1 Realty, Inc.,
Apex Marine Co.,
Apex Sandblasting Co., Inc.,
Apgar Associates,
Apic Sausage & Bacon Co.,
Apkel Building Corp.,
Apollo Land, Inc.,
Apollo Molded Products, Inc.,
Applied Electronics Corporation of N. J.,
Applied Photographic Arts,
Approved Brokerage Corporation,
Aptdo, Inc.,
A P Tires,
Aqua Rama Pool Company,
Aqua Rama Vinyl & Plastic Company,
A R A Management Corporation,
Arbar Construction and Realty Co.,
Arbed Rug & Upholstery Service,
Ar Bets Dairy Products,
Arbie Holding, Inc.,
Arbor Agency, Inc.,
The Arbour Corporation,
Arcade Construction Co., Inc.,
Arcadia Trading Ltd. International,
A & R Carpet Service, Inc.,
ARC Corporation,
Archie Height & Bro.,
Architectural Sales Corporation,
Arcos Development Co.,
Arcot Real Estate Corporation,
A & R Cutting Co., Inc.,
Arday International Corporation,
Arena Properties,
Arenberg Plotkin of Newark, Inc.,

AR EX Drugs, Inc.,
Argus Builders, Inc.,
Argyle Caterers, Inc.,
Aries Corporation,
Arista Metalcrafts Company,
Arkay Carpet Sales & Service, Inc.,
Arlington Operating Corporation,
A R L Publishing Co., Inc.,
Armaco Mfg. Co., Inc.,
Arnold School of Business at Princeton, Inc.,
A. Rotondo Carting, Inc.,
Arpark, Inc.,
Arrel Datsun, Inc.,
Arron Electric, Inc.,
Arrow Amusements, Inc.,
Arrowbrook Country Club, Inc.,
Arrowhead Products,
Arrow Sheet Metal Co.,
Artco Enterprises, Inc.,
Arthur David Realty Corp.,
Arthur International Ltd.,
Arthur Lawrence, Inc.,
Artisans, Incorporated,
Artista Designs, Ltd.,
Artistic Bath Company,
Artistic Kitchens, Inc.,
Artmor Enterprises, Inc.,
Artronics Company, Inc.,
Art Unlimited, Ltd.,
Artwit Corp.,
Artwork Printing Co., Inc.,
A S A Associates, Inc.,
Asbury Billiard Center, Inc.,
Asbury Diner, Inc.,
Asbury Pizza Slices, Inc.,
Asbury Red Bank Limousine Service,
Ascot Kennels, Inc.,
Ashland Development Corp.,
A & S Investments, Inc.,
A S L Construction Company, Inc.,
A. S. Llord Company,
A S & L Realty Co.,

A & S Metal Products, Inc.,
Asphalt Products, Inc.,
A & S Sales Corp.,
Assemblies, Inc.,
Associated Auto Recovery Bureau, Inc.,
Associated Brothers Contracting Group,
Associated Building Specialties, Inc.,
Associated Collection Service, Inc.,
Associated Drug Products, Inc.,
Associated Painting Service, Inc.,
Associated Scott Stores, Inc.,
Associate Fashion Industries, Inc.,
Associate Planners, Inc.,
Asta Trucking Corp.,
Astic Products, Inc.,
Astro Burgs,
Astromatics, Inc.,
Astro Metals, Inc.,
Astronaut Production Co.,
Atcy Beverage & Supply Co.,
Atgrove, Inc.,
Athenian Agency,
Atkinsons Foreign Car Service,
Atlantic City Mayflower Motel, Inc.,
Atlantic City Playground Distributors,
Atlantic Coast Property Associates,
Atlantic Coast Security Agency,
Atlantic Land & Development, Ltd.,
Atlantic and Pacific Line, Inc.,
Atlantic Paper Stock Co., Inc.,
Atlantic Real Estate,
Atlas Record Sales, Inc.,
Atlas Smelting & Refining, Inc.,
Atlas Surplus Corporation,
Ato Realty Corp.,
Atram Investments, Inc.,
Atreus World Corporation,
Attebrab, Inc.,
Attilio Pizzeria, Inc.,
At Work Food Service Company,
Audiomation Co., Inc.,
Audio Recording Studio,

Auditors Service Bureau, Inc.,
Audubon Enterprises, Inc.,
Augustus 1, Inc.,
Aumick and Gibson, Inc.,
Aura Land Corporation,
Auriemma Realty Company,
Autec Corporation,
Authorized Sales, Inc.,
Auto Ad Disk Co., Inc.,
Auto Carriage Trade Limited,
The Automatic Cow Company, Inc.,
Automatic Heat Equipment Co., Inc.,
Automatic Milk Service, Inc.,
Automation Consultants, Inc.,
Automation Controls, Inc.,
Automazing Car Center of Elizabeth,
Automensional M Broideries, Inc.,
Automotive Computer Systems, Inc.,
Automotive Remanufacturing Corporation,
Autonautics, Incorporated,
Auto Rama Motors, Inc.,
Auto Ready Systems, Inc.,
Auto Salvage Corporation,
Auto Sheen, Inc.,
Autotronics,
Avanti Associates, Inc.,
A V H Holding Co., Inc.,
Avnap Corp.,
Avon Day Nursery & School Transportation Service, Inc.,
Award Coiffures,
Awni Hussein Realty Corp.,
Azteca Associates,

The Babs Shop of Summit, Inc.,
Bach Tractor & Lawn Equipment Co., Inc.,
Backfish, Inc.,
Back Holding Co.,
Baffic Printing, Inc.,
Bahoosh Cleaners, Inc.,
Bailey Builders, Inc.,
Bako Pharmacal Corporation,
Bakemasters, Inc.,

Baker Diamond and Jewelry Discount Exchange, Inc.,
Baker Enterprises, Inc.,
Baker Polymer's Company, Inc.,
Bak, Inc.,
Baldwin Realty Corp.,
Balfour Operating Corp.,
Ballen Realty Company,
Balsos Valley Company,
Bander & Jones,
Banford Realty Corp.,
Banks E. Moyer Agency,
Banner Food Corporation,
Baral Associates, Inc.,
Baranndel Corporation,
Barbara Corporation,
Barbara Lee Realty Corporation,
Barbarann Coat Co.,
Bar Bee Que Pit,
Barberio Plumbing & Heating Co., Inc.,
Barbida Realty Co., Inc.,
Barbosas Concrete Contracting Co., Inc.,
Barca Grocery,
Barco Heat Treating,
Barcrick Books,
Bardell Investors, Inc.,
B A R, Inc.,
Bar Lo Carbon Products, Inc.,
Barmar Development Corp.,
Barmark Eatontown Incorporated,
Barnar Corporation,
Barnes Bar and Grill, Inc.,
Barn Management Corp.,
Baron Fund, Inc.,
Barrett Installation Contractors, Inc.,
Barrington Contractors, Inc.,
Barry Martin Associates, Inc.,
Barry Norman Management Corp. of Morris County,
Barrys Roseville Enterprises, Inc.,
Bartlett Enterprises, Inc.,
Bart Lewis, Inc.,
Barton Agency, Inc.,
Barton Research, Inc.,

Barvan, Inc.,
Barwick Associates, Inc.,
Basam Corp.,
Basic Communications, Inc.,
Bas, Inc.,
Bass Enterprises, Inc.,
Basu Associates,
Batavus New England, Ltd.,
Batsi, Inc.,
Battaglias Auto Body Shop, Inc.,
Bay Front Const. Co., Inc.,
Bay Head Mantoloking Land Company,
Bayonne Super Market, Inc.,
Bayshore and Florida, Inc.,
Bayview Realty Corporation,
Bay Warehouse and Distributing Company, Inc.,
Bay Wess Productions, Inc.,
Bay Wess Publishing Co.,
B & B Corporation,
B B K & L, Inc.,
B & B Marketing, Inc.,
B B and P Corporation,
B B Productions,
B & C Construction Company,
B C M Publishing Corp.,
B D B D Corp.,
B & D Burgers, Inc.,
Beach Baking Co., Inc.,
Beach Haven West Corp.,
Beach Plumbing and Heating,
The Beach View, Inc.,
Beany Allen Sporting Goods, Inc.,
Beauty by Najar, Inc.,
Beaver Development Corporation,
Beaver Island Corporation,
Be Be, Ltd.,
Becked Co., Inc.,
Becomp Electronics, Inc.,
Bedminster Sound Corporation,
Beelink, Inc.,
Beer Boy Corporation,
Beer Trans, Inc.,

Befarahs Towing Service, Inc.,
Behrcote Metals Corp.,
Bejac Company, Inc.,
Bel Air Liquors, Inc.,
Belcher Holding Corporation,
Bel Dino Enterprises, Inc.,
Bell Air Diner, Inc.,
Bellanore, Inc.,
Bell Art Embroidery, Inc.,
Bell Bioanalytical Laboratory,
Bellco Steel Corporation,
Belli Bros. Service Center, Inc.,
Bell Park Cleaners, Inc.,
Bell and Smith Transportation Co., Inc.,
Belmont Broadway Shades Co., Inc.,
Belmont Project Cleaners, Inc.,
Belton Hardwood Lumber,
Belvidere Sales & Service, Inc.,
Bemark Homes, Inc.,
Bender Packaging Corp.,
Bendes Custom Floral Shop, Inc.,
Beneficiary Funds, Inc.,
Bengle, Inc.,
Benjamin Schwartz, Inc.,
Benny's Concessions,
Bensalem Construction Co., Inc.,
Bens Laundromat, Inc.,
Berardinelli Funeral Home, Inc.,
Beravco, Inc.,
The Bergen Camden Community Housing Rehabilitation, Inc.,
Bergen Corset Shop,
Bergen County Sunoco, Inc.,
Bergen Door Company,
Bergenfield Jui Jitsu Kai,
Bergenfield Stationery,
Bergen Hill Estates, Inc.,
Bergen Institute of Tractor Trailer Driving,
Bergen Launderette, Inc.,
Bergenline Associates, Inc.,
Bergenline Properties, Inc.,
Bergen Morris Construction Co., Inc.,
Bergers, Inc.,

Bergin & Donath, Inc.,
Berg Leasing Corp.,
The Bergrock Chronicle Publishing Corporation,
Beri Corporation,
Berkeley Beach & Yacht Club,
The Berkshire Charbroil, Inc.,
Bernard Mfg., Inc.,
Bernardsville Realty Corp.,
Bernat Enterprises, Inc.,
Bernie O'Connor Co.,
Bershar Auto Sales, Inc.,
Bertom Corporation, Inc.,
Bertone Corporation,
Bertram's Watessing Bakery, Inc.,
Bescor Products, Inc.,
Best Electrical Contractors,
Bestmar, Inc.,
Best Poultry Service, Inc.,
Beta Aviation Corporation,
Bethany Shop, Inc.,
Bettejeanne Construction Co., Inc.,
Better Health Products Corp.,
Better Housing Investment Corp.,
Bettina Contracting Corp., Inc.,
Betty Ann, Inc.,
Betty Barnes Dress Shops,
Betty Estates, Inc.,
Betty Gene Haase, Inc.,
Beverly Allied Construction, Inc.,
Bev., Inc.,
B & F Floral Decorators, Inc.,
B F S, Inc.,
B & F Tool Machine, Inc.,
B & G Gulf Servicenter, Inc.,
B & G Industries, Inc.,
B. G. Marshall Furniture Co., Inc.,
B & G Realty Corp.,
B & H Instrument Co.,
B. Iaconelli & Sons, Inc.,
B I C, Inc.,
Bickler Limousine Service, Inc.,
B and I Corp.,

Bierman Realty Co., Inc.,
Big Joes, Inc.,
The Big Max Stables, Inc.,
The Big Top of Moorestown Mall,
Bil D Toy Design, Inc.,
Bill Ackerman Productions, Inc.,
Billard Speed and Sport,
Bill Brandt & Sons,
Bil Le Jay, Inc.,
Billeve Music, Inc.,
Billington Enterprises, Inc.,
Bill & Jim, Inc.,
Bill & Joeys Pizzeria, Inc.,
Billys Esso,
Bilt Rite Furniture of East Orange, Inc.,
Bilvin Const., Co., Inc.,
Biokinetic Laboratories, Inc.,
Bionics Corporation,
Birch Hill, Inc.,
Birchwood Homes, Inc.,
Bi State Maintenance Co., Inc.,
B & J Candy Corp.,
B & J Development Corporation,
B & J Office Studios, Inc.,
B J's Deli, Inc.,
B K, Inc.,
Black Bear Restaurant, Inc.,
Black Developers, Incorporated,
Black Emerald Food Markets, Inc.,
Black Forest Inn,
Black Harbor Inn, Inc.,
Black Is Beautiful Company,
The Black Oak, Inc.,
Blahy's Bar, Inc.,
Blaikie Enterprises, Ltd.,
Blair Auction Galleries, Inc.,
The Blair Land Co.,
Blake Construction, Ltd.,
Blake Marine Corporation,
Blatow, Inc.,
B L & B Jewelry Co.,
Bloomdel Company,

Bloomfield Barber and Beauty Supply Company, Inc.,
Bloomfield 50, Inc.,
Blue Angel Corp.,
Blue Crest Enterprises,
Blue Dolphin Charters,
The Blue Door Tavern, Inc.,
Blue Fountain, Inc.,
Blue Jay Lounge, Inc.,
Blue Moon Enterprises, Inc.,
Blue Point Lounge, Inc.,
Blue Valley Record Corp.,
Blyte Fyters, Incorporated,
B M A Co., Inc.,
B. Maltzman Bakery Co.,
B & M Food Service, Inc.,
BMM Horse Farm, Inc.,
B & M Service Station, Inc.,
B M T Automotive Service, Inc.,
B & O Airways, Inc.,
Boating Sports, Inc.,
Boaz Restaurant, Inc.,
Bobalin Enterprises,
The Bobaron Company, Inc.,
Bobbie Lou, Inc.,
The Bobcat Holding Company, Inc.,
Bob Grieder Plumbing & Heating, Inc.,
Bob Jay Realty Co., Inc.,
Bob Jones Animal World, Inc.,
Bobs Club House,
Bob Shields Estates, Inc.,
Bob Syl, Inc.,
Bock Avenue Corporation,
Bodman Arms, Inc.,
Booner Hotel Holding Corp.,
Boenecke Associates,
Bohl Beverage Company, Inc.,
Boiler Protective Devices, Inc.,
Bojac Corp.,
Bolan Fabrics, Inc.,
Bonacal, Inc.,
Bonafede, Enterprise Corp.,
Bonafide Realty Investment Corp.,

Bonanni Foods, Inc.,
Bonanno Park, Inc.,
Bondar Builders, Inc.,
Bond Bag & Burlap Co., Inc.,
Bond Cleaners, Perth Amboy,
The Bond and Credit Clearance House of North America,
Bonello Associates, Inc.,
Boney, Inc.,
Bon Mall, Inc.,
Bonners, Inc.,
Bonnielee Leasing Corp.,
Bontempo and David Agency, Inc.,
Bookkeepers Business Service Company, Inc.,
Boone Construction, Inc.,
Boonton Esso, Inc.,
Boral Industrial Corp.,
Bordentown Motors, Inc.,
Borges, Inc.,
Bosgar Investment Corp.,
Bottle House, Inc.,
Boulevard Motor Corp.,
Boulevard Trading Corp.,
Bound Brook Inn, Inc.,
Bowco, Inc.,
Bowl Lounge, Inc.,
Bowl O, Inc.,
Bowl Plaza,
Boyd Stern Corporation,
Boyle Rambler, Inc.,
Boynton Grove Company,
B P S Siding & Sheating Co.,
Bracco Bro., Inc.,
Bradbury Real Estate Suppliers, Inc.,
Bradlees Credit Corp.,
Bradley Kirk Industries, Inc.,
Brady & Brady, Inc.,
Branaco Op International, Inc.,
Brandikat Corporation,
Brandy's American Service Station, Inc.,
Branford House, Inc.,
Branford Lexington, Inc.,
Brant Construction Co.,

B & R Appliance Delivery Co., Inc.,
Brass Bons Realty, Inc.
Braswell Enterprises, Inc.,
The Brave Corporation,
B & R Construction Company, Inc.,
Bredick Associates,
Breese Lumber Company, Inc.,
B & R Electric, Inc.,
B. R. Elk & Co., Inc.,
Brendeva, Inc.,
Brenfred, Inc.,
Brent Homes, Inc.,
Brentwood Corporation,
Brewtons Bar, Inc.,
B & R Express Co.,
Briarcliff Developers, Inc.,
Brick House Inn,
Brickle, Inc.,
Brick Plaza Luncheonette, Inc.,
Bricktown Plumbing & Heating Supply Co.,
Bridge Plaza Contracting Company, Inc.,
Bridgeport Industrial Park, Inc.,
Bridgeport Oil Corp.,
Brielle Holding Co.,
Brigand, Inc.,
Brigantine Roofing & Sheet Metal Co., Inc.,
Bright Construction Co., Inc.,
Bright Corporation,
Bright Dip Plating Co., Inc.,
Bright Gleam Auto Wash, Inc.,
Brighton Construction, Inc.,
Brighton Electric, Inc.,
Brindi, Incorporated,
Brinks Investment Corp.,
B & R Investment Co.,
Brite Realty, Inc.,
Britton Petroleum, Inc.,
Broach Numismatic Systems, Inc.,
Broad Bargain Town,
Broad Equipment Co., Inc.,
Broad Jewelers, Inc.,
Broadpat, Inc.,

Broad Street Redbank Realty Corp.,
Broadway Cleaners, Inc.,
Broadway Enterprises, Inc.,
Broadway Palace, Inc.,
Broadway Truck Repair and Refrigeration, Inc.,
Brock Bros., Inc.,
Brodix Price Corp.,
Brodun Industrial Chemical Service, Inc.,
Brokap Sales Corp.,
Brokap Sales of Rockaway, Inc.,
Brook Bil Jax Scaffolding, Inc.,
Brookdale Sea Food Market, Inc.,
Brookes Mailing Service, Inc.
Brook Lodge,
Brookside Associates, Inc.,
Brookside Tire Co., Inc.,
Brookwood Service, Inc.,
Brookwood Warehouse Co.,
Brotherhood Construction Corp.,
Brothers Services,
Brownco Fabricators, Inc.
Brown & Diachishin Water Resources Engineers, Inc.,
Brown Engineered Product, Inc.,
Brown Gerus Machine Corporation,
Brown & Slusarev Design Services, Inc.,
BRR Crest Enterprises, Inc.,
Bruce Leasing Corp.,
Bruce Proske Corp.,
Bruce Wayne Co., Inc.,
Bruce Zane, Inc.,
Brunlo, Inc.,
Bruno Industries, Inc.,
Brunos Sporting Goods, Inc.,
Brunswick Interiors, Inc.,
Brunt Transport, Inc.,
Brush N. Hammer, Inc.,
B S C Investment, Corp.,
B S Z K K, Inc.,
B T Automotive Supply, Inc.,
B T M Construction Co., Inc.,
B T O Transmission Service, Inc.,
Bucks Tavern & Grove, Inc.,

Budbee Hackensack, Inc.,
Bud Cato Associates, Inc.,
Budd Central Cleaning Systems,
Budd Cory, Inc.,
Budd Lake Homes, Inc.,
Buddy Rogers Associates,
Bud Fink Construction Associates, Inc.,
Budget Homes, Inc.,
Bud Norman, Co.,
Builders Aluminum Supply Co.,
Builders Construction Service,
Builders Corporation of America,
Builders & Development Company of South Jersey, Inc.,
Buontempo and San Giuliano,
Burcres Homes, Inc.,
Burgerama Chancellor Diner, Inc.,
Burlington Development Company, Inc.,
Burlington Development and Construction Corp.,
Burlington Mortgage Company,
Burmeister of Laurel Hill, Inc.,
Bur Mor Nor Cal Corp.,
Burnet Cake Shop, Inc.,
Business & Professional, Inc.,
Bussie Real Estate Agency, Inc.,
The Busy Bee Nursery School,
The Butcher Shop,
Butler Professional Building,
Butler Tire Co., Inc.,
Buyers Credit Corp.,
Buy Rite Motors, Inc.,
Buy Rite Super Market, Inc.,
Bylco Construction Co., Inc.,

C A A Corp.,
Cadco,
Cadillac Knitting Mills, Inc.,
Caduceus Medical Buildings, Inc.,
Caetco, Inc.,
Cahill Electronics Service, Inc.,
Cahill Products Corporation,
Calard Interiors, Inc.,
Calhoun Balash Construction Company, Inc.,
The Califon Water Company, Inc.,

Cal Jac Corporation,
Caljo Leasing Corp.,
C. Allegro, Inc.,
Calliam, Inc.,
Cal Lighting Industries, Inc.,
Cal Pine Transportation, Inc.,
Calspann Corp.,
Cambridge Preparatory School,
Camden Redevelopment Corporation,
Camden Staple Co.,
Cammac Realty Company, Inc.,
Cammar Associates,
Camp Northvale, Inc.,
Campo Associates, Inc.,
Camp Stanley, Inc.,
Camp Thunderbird, Incorporated,
Campus Industrial Building Corporation,
Campus Street, Inc.,
Canady Electric Corporation,
C A N A Enterprises, Inc.,
Canbe, Inc.,
Candlelight & Silver, Inc.,
Canessa Sons Concessions, Inc.,
Canine Corral, Inc.,
Cannon Construction Co., Inc.,
Canteen Liquors, Inc.,
Canterbury Enterprises, Inc.,
Cantrell & Cochrane, Incorporated,
Capaci Bros. Food Market, Inc.,
Capco, Inc.,
Cape Auction Sales & Theatre,
Capital Acceptance Corporation,
Capital Growth Enterprises, Inc.,
Capitol Collection Bureau, Inc.,
Capitol Commercial Car Sales, Inc.,
Cappys Catering, Inc.,
Capri Sub Shop, Inc.,
Captronics, Inc.,
Caraway, Inc.,
Cardinal Electric Supply Corp.,
Cardinal Enterprises, Inc.,
Cardinale Tile & Plumbing Supply, Inc.,

Cardinale Trucking Corp.,
Cardinal Hotel Associates,
Cardinal Lanes, Inc.,
Cardone General Contracting, Inc.,
Cardon Launderette, Inc.,
Career Ways System, Incorporated,
Carefree Travel, Inc.,
The Car 88 Corporation,
The Car 11 Corporation,
Carey Plastics Co.,
Carey Roofing, Inc.,
Caribe Furniture Center, Inc.,
Carick Enterprizes, Inc.,
Carjud Interiors, Inc.,
Carl A. Dudeck & Son, Inc.,
Carla Leasing Co.,
Carlos Fraticelli, Inc.,
Carl Roger Corp.,
Carls Orchid Lounge, Inc.,
Carl Van Roy Publishing Co., Inc.,
Carmen Coiffures, Inc.,
Carmine Abbatiello Stables, Inc.,
The Car 91 Corporation,
Carnival Hosiery Corp.,
Carnor Holding Co., Inc.,
Carohar Corporation,
Ca Ro Ja Cher, Inc.,
Carole Leasing Corporation,
Carole Mathews Hairpieces, Inc.,
Caroles Treasures, Ltd.,
Carolind, Inc.,
Carols Laundromat, Inc.,
Carolt Corp.,
Carolyn Fashions, Inc.,
The Carpetbag, Inc.,
Carpet Circus, Inc.,
Carpet Fashions, Inc.,
Carpetland, Inc.,
Carpet Workroom of Linden, Inc.,
Carpet Workroom of New Jersey, Inc.,
Carr Brown & Dickerson, Inc.,
Carrel Realty Co., Inc.,

Carroll Motors, Inc.,
The Car 6 Corporation,
Carteret Collision Specialists, Inc.,
Carteret Fis Cop Restaurant Corp.,
Carteret Management Corp.,
Carthage Industries, Inc.,
The Car 30 Corporation,
The Car 31 Corporation,
The Car 33 Corporation,
Carvenience, Inc.,
Carwill Security & Investment Corporation,
Cascoba Industries, Ltd.,
Cas Cop, Inc.,
Case O Matic Corp.,
Cassaro & Son, Inc.,
Cassell Homes,
Cassville Development Corp.,
Cast Contact Lenses, Incorporated,
Castela Corporation, Inc.,
Castle Arms, Inc.,
Caston & Noble Construction, Inc.,
Castrim Industries,
Casual Sportswear, Inc.,
Catalina Building Company, Inc.,
Catalina, Inc.,
Catalina Inn, Inc.,
Catholic Church Supply Co. of America, Inc.,
Cathy Investors, Inc.,
C A T V of Monmouth, Inc.,
Cavanaghs Corner, Inc.,
Caven Labor Services, Inc.,
Cavron, Inc.,
Cawley Enterprises, Incorporated,
C and A Woodworking, Inc.,
C B Christiansen Co.,
C B S Maintenance Co., Inc.,
C B W Corporation,
C C & H Construction Company, Inc.,
C & C Painting Co., Inc.,
C & C Stationery, Inc.,
C D E Clerical Service, Inc.,
C & D Holding Corporation,

C D V Associates, Inc.,
C and E Automatic Products,
Cedar Grove Apartments, Inc.,
Cedar Lane Liquor Shop,
Cedars Rest Home, Inc.,
Cefallonia Restaurant, Inc.,
C E F Vending Company, Inc.,
Celebrity Lounge, Inc.,
Celestial Music Corporation of America,
Celestial Recordings,
Center Confectionery, Inc.,
Center Liquors,
Center Pump Corp.,
Centerton Inn,
Central Computer Services Corporation,
Central Equipment, Inc.,
Central Jersey Associates, Inc.,
Central Jersey Belgian Block Co., Inc.,
Central Jersey Maintenance, Inc.,
Central Liquor Co., Inc.,
Central Port Warehouses, Inc.,
Central Recovery Bureau, Inc.,
Central West Market Service Center, Inc.,
Century Mortgage Service Company,
Cerligione & Destefano Company, Inc.,
Cerruto Bros. Corporation,
Certified Interstate Flight, Inc.,
Cervar Realty Corp.,
C & F Textiles, Inc.,
C & G Nurseries, Inc.,
C. Greenberg Fabrics Co.,
Chabu Home Modernizing Co., Inc.,
Challenges Unlimited,
Chambreed Corporation,
Cham Enterprises, Inc.,
Champagne Photography Studio, Inc.,
Champion Regulator Generator and Starter Co.,
Championship Films, Inc.,
Chancellor Lounge,
The Chandelier,
Chandler Hills, Inc.,
Channel Lock Siding Co.,

Channel TV Magazine, Inc.,
Char Fred Co., Inc.,
Chargo Realty,
Charles A. Franklin Agency, Inc.,
Charles Battali Moving and Trucking Co., Inc.,
Charles Daniel Sheldon Operations, Inc.,
Chas. E. Parker, Inc.,
Charles F. Koster & Son, Inc.,
Charles Fleck, Incorporated,
Charles G. Meierdierck, Jr. & Associates, Inc.,
Charles Kasper Associates,
Charles Modernizors, Inc.,
Charles Mullen, Inc.,
Charles Nathan, Inc.,
Charles R. Mitchell & Associates, Inc.,
Charles R. Pearl, Inc.,
Charles Sanderlin, Inc.,
Charles San Filippo Custom Painting, Inc.,
Charles T. Gilsinan, Inc.,
Chas. W. Ackerman, Inc.,
Charley Os, Inc.,
Charlie & Irenes, Inc.,
Charlie Presto, Inc.,
Charlies Taxi, Inc.,
Charline Bradley Motel, Inc.,
Charm Enterprises, Inc.,
Charney Preston, Incorporated
Char Sam Gifts, Inc.,
Charterjet, Inc.,
Chase Sales Company,
Chateau Coiffure, Inc.,
Chateau Construction Company, Inc.,
Chatean Realty Corp.,
Chatham Air Lease & Sales Corp.,
Chatham Heights, Inc.,
Chaucer Music Corp.,
Checchio & Di Nizo Builders,
Checkpoint Motorcycles, Inc.,
Cheetah New Jersey, Inc.,
Chefs International Gourmet Shops, Inc.,
Chelsea Properties, Inc.,
Chemical Cement Co.,

Chemical Concentrates Corporation,
Chemical Relay Co., Inc.,
Chemical Research Consultants, Inc.,
Chemtra Consulting Co., Inc.,
Chenoweth Enterprises, Inc.,
Cheque Agency, Inc.,
Cherie Lynn Fashions, Inc.,
Cherie Salon, Inc.,
Cherokee Construction, Inc.,
Cherokee Productions Corp.,
Cherry Hill Auto Leasing Corp.,
Cherry Hill Bootery, Inc.,
Cherry Hill Center, Inc.,
Cherry Hill Mechanical Contractors, Inc.,
Cherry Hill Office Center, Inc.,
Cherry Hill Travel Agency, Inc.,
Cherry Mount Manufacturing Co., Inc.,
Chesco, Inc.,
Chesner Baking Corp.,
Chess Construction Co.,
Chester Cleaners, Inc.,
Chester Realty Corp.,
Chevelle Builders, Inc.,
Chez Couleur, Inc.,
Chez Dante Coiffeurs, Inc.,
Chicago Welding and Marine Works, Inc.,
Chicken Alright of Bergen County, Inc.,
Chicken Alright of Passaic County, Inc.,
Chicken Licken Licken Chicken,
Chicken Little, Inc.,
Chila Bros., Builders, Inc.,
Childhood Resources, Inc.,
Childrens Realty Co., Inc.,
China Bo, Inc.,
China Hall Restaurant, Inc.,
China Palace Corporation,
China Palace Restaurant Corp.,
Chin Realty Co.,
Chios Donut Shop., Inc.,
Chips,
Cholmar Builders, Inc.,
Chopek & Chopek, Inc.,

Chow Wagon Units Company,
Christopher Enterprises, Inc.,
Chrysler Plymouth of Caldwell, Inc.,
C H S Construction Co., Inc.,
C H S Enterprises,
Chung Hing Corp.,
Churchill Realty Corp.,
Church Services Associates,
Cig 1, Inc.,
Cilurso & Sons, Inc.,
C. Ilvento, Inc.,
Cincinnati Tool Co., Inc.,
Cindykaren Corporation,
Cindy Lee Homes, Inc.,
Cinecon Theatres, Inc. of New Jersey,
Cinema Film Associates, Inc.,
Cinkon, Inc.,
Cinnaminson Mall, Inc.,
Cinque Holding Corporation,
Cioffi Realty Co., Inc.,
Circle C General Contractors, Inc.,
Circle Chrysler & Plymouth, Inc.,
Circle Gardens, Inc.,
Circle K Ranch,
Circle O Ranch, Inc.,
Circle Painting, Inc.,
Circle Shopping Center,
Circle Textiles, Inc.,
Circle Trading Company, Inc.,
Circuitcraft, Inc.,
Citel Productions, Limited,
Citizens Mortgage Corporation,
Cittadino Manufacturing Co., Inc.,
City Business Machines Co., Inc.,
City of London, Ltd.,
Ciufo & Chappa Building Co.,
Civasa Corp.,
C & J Enterprises, Inc.,
C. J. Harrison & Partners, Inc.,
C & K Construction Corp.,
C K Industries, Inc.,
C K Laboratories, Inc.,

Claire Ann Maternity Shop,
Clamar, Inc.,
Clancys Arrowhead Pharmacy, Inc.,
Claremont Food, Inc.,
Clarence Mosley Enterprises, Inc.,
Clareva, Inc.,
Clark Concrete Company,
Clark Instruments Corporation,
Classenden Holding Company,
Classic Enterprises, Inc.,
Classic Wood Products, Inc.,
Claudale Construction Co.,
Claudeens, Inc.,
Clayton Electric Heat and Insulating Co.,
Clearbrook Meats, Inc.,
Clearview Flying Service, Inc.,
Clerical Data Service, Inc.,
C. L. Hill Manufacturing Co., Inc.,
C L & H, Inc.,
Cli Ev Corp.,
Cliffbay Gardens, Inc.,
Clifford Electric Company, Inc.,
Cliffside Park Senior Citizens Association, Inc.,
Cliffside Service Centers, Inc.,
Clif & Roy, Inc.,
Clifton Brake Service, Inc.,
Clifton Chrysler Plymouth, Inc.,
Clifton Supply Co., Inc.,
Clinko, Inc.,
Clinton Edge Corp.,
Clinton Enterprises, Inc.,
Clinton Hill Memorial Chapel,
Clinton Place Diesel and Auto Repairs, Inc.,
Clinton Service, Inc.,
Cloeren Industrial Supply Corp.,
Closed Circuit Securities Systems, Inc.,
Closter Plaza Restaurant, Inc.,
Clothes Fair, Inc.,
Cloud I, Inc.,
Clover Manufacturing, Inc.,
C and L Products, Inc.,
Club 440,

Club Rio,
Club Toledo, Inc.,
Cluett Sales Associates, Inc.,
C. L. Wrenn & Associates, Inc.,
Clybod Corp.,
Clyde Removal Service, Inc.,
C M Circle Construction Co.,
C M Circle Contracting Company,
CMC Trucking Co.,
C & M Excavating Co., Inc.,
Coachman Drivers Service, Inc.,
Coan Contracting Corp.,
Coastal Auto Leasing Corporation,
Coastal Bulk Carriers, Inc.,
Coastal Protective Systems, Inc.,
Coast Management Corp.,
Coast Truck Leasing,
Cobe Construction Corp.,
Cochranes Auto Service,
Cocola Liquors, Inc.,
Coddingtons Restaurant, Inc.,
Coffco, Inc.,
Coffee Caterers, Inc.,
Coflex, Inc.,
Coggswell and Coggswell Associates,
Cohens Furs, Inc.,
Cohens Retail Stores of Fairlawn, Inc.,
Coiffures 2048, Ltd.,
Coin Operated, Ltd.,
Colco Company, Inc.,
Colello Construction Company, Inc.,
Cole Properties, Inc.,
Coletta Fashions, Inc.,
College Research Planning Consultants, Inc.,
Collignon Agency, Inc.,
Cologne Inn, Inc.,
Colonial Acres at Berkeley,
Colonial Bakers,
Colonial Confectionery,
Colonial Drug, Inc.,
Colonial Fabrics, Inc.,
Colonial Heating Co.,

Colonial Mechanical Contractors, Inc.,
Colonial Raceway Association,
Colonial Sheet Metal Co.,
Colon Realty Co.,
Color Concentrates, Inc.,
Color Mode Beauty Salon, Inc.,
Color Tron, Inc.,
Colots Service Station, Inc.,
Colsey Store Order System,
Colt Aviation Corp.,
Colts Holding Company,
Columbia Mirror and Novelty Co.,
Combined Distribution Centers New York, Inc.,
Combined Parcel Service,
Combined Sales Agency, Inc.,
Combustion Control Devices,
Comer Hill, Inc.,
Comet Plumbing & Heating Co., Inc.,
Comet Worldwide Van Lines, Inc.,
Comland, Limited,
Commercial Excess and Surplus, Inc.,
Commercial Interiors, Inc.,
Commercial Systems, Incorporated,
Commodities Carrier, Inc.,
Communication Skills, Inc.,
Communications Specialist, Inc.,
Community Cocktail Lounge, Inc.,
Community Housing & Development Corporation,
Community Learn A Language Publications, Inc.,
Community Realty Co.,
Compact Distributors, Inc.,
Compactor Service and Maintenance Company, Inc.,
Comparable Products, Inc.,
Compass Sales, Inc.,
Component Builders, Inc.,
Component Supply Co., Inc.,
Comprehensive Service Corp.,
Computer Accessories Corporation,
Computer Arts & Sciences Corporation,
Computer Business Systems, Inc.,
Computer Control Service Corp.,
Computer Educational Institute, Inc.,

Computer Installation Development Corporation,
Computer Inventory Control,
Computer Leases International, Inc.,
Computer Metrics,
Computer Real Estate Service, Inc.,
Computer Software Techniques, Inc.,
Computer Styles, Inc.,
Computer Techniques, Inc.,
Cona Realty, Inc.,
Concord Auto Sales, Inc.,
Concrete Haulers, Inc.,
Concrete Research, Inc.,
Concrete Unlimited, Inc.,
Condo Corp.,
Condo, Inc.,
Conedil Corporation,
Coney Hall Estates, Inc.,
Congress Chemical Company,
Conhill Corp.,
Conquest Adjustment Corp.,
Conroys Fashions, Inc.,
Consolidated Leasing Corp.,
Consolidated of North Jersey,
Consolidated Plasterers, Inc.,
Consolidated Readers Institute, Inc.,
Consolidated Systems Corporation,
Con Stal Corporation,
Construction Capital Corporation,
Construction Materials Trucking Co., Inc.,
Constructors Consulting Corp.,
Consul Bar,
Consulting Associates, Inc.,
Consumers Market Corporation,
Containership Motor Lines, Inc.,
Containership Warehouses, Inc.,
Contempora,
Contemporary Communications, Inc.,
Contemporary Enterprises, Inc.,
Continental Capital Corp.,
Continental Capital Corp.,
Continental Extrusion Tool and Die Co., Inc.,
Continental Inns of America, Inc.,

Continental Metals, Ltd.,
Contract Millwork, Inc.,
Contractors Trading & Equipment Corp.,
Contronix Associates, Inc.,
Co Operative Real Estate Agency, Inc.,
Cooper Properties, Inc.,
Coopers Restaurant, Inc.,
Coopers Run, Inc.,
Copper Machining Corporation,
Copper Wire & Cable Co.,
Coral Fabrics,
Coral Homes, Inc.,
Coral Realty Corp.,
Corbett Monica Enterprises,
Core Properties Development Corp.,
Corey Printing, Inc.,
Corinthian Associates, Inc.,
Corlan Corporation,
Corner Bar, Inc.,
Corner Nook, Inc.,
Coro Coats, Incorporated,
Corona Industries, Inc.,
Coronet Lampshade Co.,
Corrosion Monitoring Systems, Inc.,
Corsaw, Inc.,
Cory Farms, Inc.,
Cosa Corp.,
Cos Par Corporation,
Costa & Santos, Inc.,
Cost Less Vitamin Discount Co., Inc.,
Cottage Associates, Inc.,
Cottage Place Corp.,
Cott Beverage Distributors of Monmouth and Ocean Counties, N. J.,
Cotton Cottage, Inc.,
Cougar Chemical Corporation,
Coulson Enterprises, Inc.,
Council of Business Services, Inc.,
Country Bridges, Inc.,
Country Club Bar and Liquors, Inc.,
Countryside Disposal, Inc.,
County Mason & Building Supply Corp.,

Court Ernst Steel Service, Inc.,
Court Research & Index,
Cousins Electric Service, Inc.,
Coverage Finance Corp.,
Coverwood, Inc.,
C. Owens & Sons, Inc.,
Cox Construction Co., Inc.,
C & P Sanitation Corp.,
Craft Tone Press, Inc.,
Craig & Matthews, Ltd.,
Craigston Realty Corp.,
Cralen Enterprises, Inc.,
Crawley, Ltd.,
Creamers Bar, Inc.,
Creamos Bowling Lanes, Inc.,
Creative Advertising Merchandising & Graphic Arts Service, Inc.,
Creative Catalysts, Inc.,
Creative Color Lithographers, Inc.,
The Creative Group, Inc.,
Creative Hairdressing Salon,
Creative Sales Marketing, Incorporated,
Creative Services Marketing, Incorporated,
Credit Bureau of Hudson County, Inc.,
Creekroad Equipment Co.,
C. Reiber & Co.,
Crescent Investments Co.,
Crest Developers, Inc.,
Crestfield Acres, Inc.,
Crimi Construction Company,
Criscitiello Construction Co.,
Criscit Realty Company,
C. R. McAllister, Inc.,
Crofford C. Haynes Agency,
Crofts, Inc.,
Croker Bros. Trucking Co., Inc.,
Crossroads International, Inc.,
Crossroads Travel, Inc.,
Crowley Manufacturing Corporation,
Crown Auto Mart, Ltd.,
Crown Furniture, Inc.,
Crown Gifts, Inc.,
Crown International Marketing Associates Corporation,

Croyden Clothes Corp.,
C & R Sales Corp.,
C & R Service Co., Inc.,
Crystal Stack Company,
CSC Development Corporation,
C S and Werner Co., Inc.,
CTM Corporation,
Culand, Inc.,
Culture, Inc.
Cumberland County Tree Removal Service, Inc.,
Cummings Cress & Associates, Inc.,
Curlis Lake Farm, Inc.,
Custom Cellulosic, Inc.,
Custom Cleaners & Dyers, Inc.,
Custom Embroidery Finishing Co.,
Custom House of Display, Inc.,
Custom Lighting, Inc.,
Custom Metal Products, Inc.,
Custom Tool & Mfg., Inc.,
Cuthbert Fuel Services, Inc.,
Cutler Metal Products Co.,
C V Construction Co., Inc.,
C V N Biscuit and Distributing Co., Inc.,
C & W Electronics, Inc.,
C. W. Hill, Inc.,
C W L Land Company, Inc.,
CWS Credit Corp.,
Cy Barron Leasing, Inc.,
Cybersystems, Inc.,
Cyclone Machinery Mfg. Co., Inc.,
Cy Molk Shoes,
Cynthia Gardens,

Daberg Investors,
Dacatone Fabricators, Incorporated,
Daddys Place,
The Dalecee Corporation,
Dali Realty Corp.,
Damajo, Inc.,
Damelio and Sons, Inc.,
Damor Construction, Inc.,
Danab Plumbing Company,

Danagher Construction Co., Inc.,
Danalex Corporation,
Dana Sportswear, Inc.,
Dandeb, Inc.,
Dandy Transportation, Inc.,
Dan Har Corp.,
Daniel E. Lewitt Associates,
Daniel Morella, Inc.,
D A N, Inc.,
Danl Boone, Inc.,
Dannys Garage, Inc.,
Danonn, Inc.,
Danthur, Inc.,
D. Aquila, Inc.,
Dara Ade Enterprises, Incorporated,
Darb Realty Corp.,
Darc Truck Leasing, Inc.,
Dari Dell, Inc.,
Darma Construction Company,
Darsey, Inc.,
Dart Discount Center, Inc.,
Dart Markings, Inc.,
Datacom, Inc.,
Datacomp Service Corporation,
Data Press, Inc.,
Datatone Corporation,
Data Trade International,
Dateline of Sussex, Inc.,
Date Mate Corporation,
Dato Realty Company,
Dave Are Trucking Co., Inc.,
Davega Furniture of N. J., Inc.,
Daven Associates, Inc.,
David J. Doran Estates, Inc.,
Davidson Textile Co., Inc.,
Davis Aviation,
Davis Dry Cleaners, Inc.,
Davita Creations, Inc.,
Dav Rey, Inc.,
Davron Construction Co.,
Daylite Baking Corp.,
Day Research Corp.,

Dayton Park, Inc.,
Dayton Speed Shop,
Dayton Supply Corp.,
D & C Foods, Inc.,
D C Motors, Inc.,
D C Realty, Inc.,
D D Arlington, Inc.,
D & D Floor Waxing,
The D D N Company,
Dealers Auto Exchange, Inc.,
Dealer Service Forms, Inc.,
Dean W. Smith, Inc.,
Dearborn Heating & Air Conditioning,
Deartrice Harvey, Inc.,
Debbie Stone & Brickote Co.,
De Blieck Excavating Co., Inc.,
Deborah Knitting Mills, Inc.,
Debro Caterers,
Debt Cancellation of New Jersey, Inc.,
Decal Products Company, Inc.,
Decarlin Builders, Inc.,
Decarlin Enterprises, Inc.,
Deciv Realty Corporation,
Deck Spans, Inc.,
Decor Craft,
Decor Fabrics, Inc.,
Decor Interior Designs, Inc.,
Decs Investment Corp.,
Decuir Contracting Co., Inc.,
Dee & F Clothing Co.,
Deerfield Lake Apartments, Inc.,
Deer Hollow Estates,
Deer Hollow Park, Inc.,
Deer Park Excavating & Construction Co.,
Deforest Realty Company,
De Franco Livery Service, Inc.,
D E & F Stables, Inc.,
Degage Corp.,
Dek Products, Inc.,
Delaine Realty Corp.,
Delavan Construction, Inc.,
Delaware Creamery, Inc.,

Delaware Terminals, Inc.,
Delaware Valley Adjustment Bureau,
Delaware Valley Tree Service, Inc.,
Deli City Corp.,
Dellechiaie and Olear, Inc.,
Dellen Holding Corporation,
Dell Key Punch Service,
Dell & Lee Construction Co., Inc.,
Dell Liquors, Inc.,
Dell Ray, Incorporated,
Dell Ray Realty,
Dells Drive Estates,
Del Mar Contracting Corporation,
Del Monaco Mfg. Corp.,
Delo Standard Color Co.,
Delran Diesel Service, Inc.,
Delta Automotive Products, Inc.,
Delta Fidelity Capital Corporation,
Delta Land Development Corp.,
Delta Technical Associates,
Delta Uniform Rental, Inc.,
Del Tre Enterprises, Inc.,
De Luxe Cabinet and Lumber Co.,
Deluxe Elite Kitchens and Vanitories, Inc.,
De Luxe Films, Incorporated,
Deluxe Service Cleaners,
Delvico, Inc.,
Delvin Corporation,
De Mar Beauty Center,
De Marc Corporation,
De Marco Farm Machinery, Inc.,
Demarest Associates,
Demarinis Agency, Inc.,
Demectron Corporation,
Denemor Corp.,
Denmark House,
Dennick Constructors,
Dennis & Gilmore Corporation,
Dentzer Setting Co., Inc.,
Dependable Taxi Service,
Deptford Auto Parts, Inc.,
Deptford El Dan, Inc.,

Derek & Foster, Inc.,
Ders Social & Athletic Club,
Derville Pools & Recreation Equipment Corp.,
Desalt Equipment Corp.,
Desantis Enterprises, Inc.,
Deseret Industries, Inc.,
Design Development Services, Inc.,
Designed Electric, Inc.,
De Silmar Enterprises, Inc.,
Desmond Enterprises, Inc.,
Destri Construction Co., Inc.,
Des Trucking, Inc.,
Deutsch Realty Co.,
Development Enterprises, Inc.,
De Vincenzos Grotto Restaurant, Inc.,
Devonshire Hotel Corp.,
Dewitt Building Company,
D. Granoff & Co.,
D. Harman, Inc.,
D. H. Scruggs, Inc.,
D H S Textile Corp.,
D H and W Productions,
Diad, Inc.,
Dialaire, Inc.,
Dial A Service,
Dial Decorators, Inc.,
Dial Homes, Inc.,
Dial O Matic, Inc.,
Dial Transportation Company, Inc.,
Diamil Co.,
Diamond Cosmetics, Inc.,
Diamond G Corporation,
Di An Corporation,
Diane Leo,
Dibar Enterprises, Inc.,
Diesel Motor Fuel Company,
Dill Contracting Co.,
Dimeco, Inc.,
Dimensions, Inc.,
Dina Construction Co.,
The Dingle Company, Inc.,
Dingler Corporation,

Dinnerman Glaubinger, Inc.,
Di Nola Construction Co., Inc.,
Dinty Moore Corporation,
D I P Realty Co.,
Di Ro Shell, Inc.,
Disa Building Co., Inc.,
Discount Center, Inc.,
Discount Construction Co., Inc.,
Discount Floor Coverings of Patchogue, Inc.,
Discount Floor Coverings of Spring Valley, Inc.,
Discount Floor Coverings of Valley Stream, Inc.,
Discount Grocery Outlet, Inc.,
Ditta Uniform Co.,
Diumberto Tile Co., Inc.,
Divco Leasing Center,
Diversified Machining Products, Inc.,
Diversified Mailing Services,
Dividend Certificates International, Inc.,
Dix Demolition Co., Inc.,
Dixie Contracting Corp.,
Dix-McGuire Enterprises, Inc.,
D & J Agency, Inc.,
D. J. Ryan Co.,
D Js Stagg Inn, Inc.,
D. J. Tacoss Corp.,
D & M Market, Inc.,
D M Motor Car Co., Inc.,
D M R Associates, Inc.,
D M S Enterprises, Inc.,
Dob Engineering Corporation, Inc.,
Dobson & McArthur Mason Contractors,
Dockery Foods, Inc.,
Do Corp.,
Docs & Company,
Dr. Nathan Wright Jr. & Associates, Inc.,
Doctors Creek Corporation, Inc.,
Dodge Development, Inc.,
Dogs & Drinks, Inc.,
Do Ju Corporation,
Dolb Construction Company,
Doll House Construction, Inc.,
Dolphin Apartments Company, Incorporated,

Dolphin Lounge, Inc.,
Dolph Keller Real Estate,
Do Mar Confectionary,
Domier Drugs, Inc.,
Dominick & Delavan Company,
Dominic O'Brien, Inc.,
Donahue Paterson Santo & Matzkin, Inc.,
Don Al Builders, Inc.,
Donald B. Ludwig Co.,
Donald E. Axinn, Inc.,
Donald R. Evans & Co., Inc.,
Donald Safran, Inc.,
Donkeys Steak House,
Don Mar Enterprises, Inc.,
Donmor Inn,
Donna Auto Lease, Inc.,
Donna Cab Corp.,
Don Packett, Inc.,
Don Packett Realty, Inc.,
Donsun Interior Showrooms, Inc.,
Donut Delights, Inc.,
Don Vin Corp.,
Doparis Cleaning Service,
Dorado Construction Corp.,
Dorans Troop Sheet Metal Corporation,
Doremus Sport Club,
Doriza Corporation,
Dormor, Inc.,
Dorothy Distributing Co., Inc.,
Doroval Gifts Limited,
Dorson Apparel Mfg., Inc.,
Dorvan Enterprises, Inc.,
Double A Trucking Company,
Double H Bar,
Double H Products Corporation,
Double K Fine Foods of New Jersey, Inc.,
Double L, Inc.,
Double Quick Company,
Double R Products, Inc.,
Dougar Realty Co., Inc.,
Douglas Development Company, Inc.,
Douglas Limited, Inc.,

Dover Sheridan Corporation,
Dover Stables, Inc.,
Dowd Memorial Home, Inc.,
The Downey Corp.,
Downtown Construction Co.,
Downtown Enterprises, Inc.,
Downtown Realty, Inc.,
Doyle & Dimedio Construction Company, Inc.,
Dragon Wyck Co.,
Drawdenella Corporation,
D & R Conditioning,
Drew Hotel Corporation of New Jersey,
Dreyfus Drywall, Inc.,
The Dri Lock Company, Inc.,
Drinane & Peterson Corp.,
Dri Slide Distributors, Inc.,
Drugpak, Inc.,
Druid Hill, Ltd.,
D. Scatuorchio Construction Company,
D S C C, Inc.,
D S Coffee Shop, Inc.,
D S W Alarm & Protection Co., Inc.,
DTD Boat Building Corp.,
D. Thatcher Contracting Company,
D T S, Inc.,
Dublin Inn, Inc.,
Duffy and Sals, Inc.,
Duik Conversion Corporation,
Dumain Realty Co., Inc.,
Dumont Loan Service, Inc.,
Dumont Terrace Apartments, Inc.,
The Dunbar Agency, Inc.,
Duncannon Co.,
Dunn and Dunn, Inc.,
Duo Amusement Company,
Duramo, Incorporated,
Durchem, Inc.,
Durelast Manufacturing Corp.,
Durland Realty Co., Inc.,
Durst Real Estate, Inc.,
Duryee Sussex Properties, Inc.,
D V Trading Corporation,

D W R Corp.,
D. W. Sullivan, Inc.,
Dyann Realty Corp.,
Dye All Products, Inc.,
Dymotol Manufacturing Corporation,
Dynal Industries, Inc.,
Dynamic Associates, Incorporated,
Dynamic Engravers, Inc.,
Dynamic Investment Corporation,
Dynatronix,

Eagle Bakery & Delicatessen, Inc.,
Eagle Lath & Plaster Company, Inc.,
Eagle Maintenance Corporation,
Eagle Printing Co., Inc.,
Eagle Rock Enterprises, Inc.,
Eagleton Industries, Incorporated,
E A M Realty, Inc.,
Earl Agency, Inc.,
Earl J. Vorhees Funeral Home, Inc.,
Earls Ice Cream & Coffee Shop,
East Brunswick General Hospital, Inc.,
East Brunswick Inn, Inc.,
Eastburn Group,
East Coast Furniture Department, Inc.,
East Coast Truck Parts and Sales, Inc.,
Eastern Aerial Surveys, Inc.,
Eastern Data Conversion,
Eastern Fastener Corp.,
Eastern Fidelity Corporation,
Eastern Litho Graphics, Inc.,
Eastern Medical Sales Corp.,
Eastern Music Enterprises, Inc.,
Eastern Professional Rodeos, Inc.,
Eastern Sambar, Inc.,
Eastern Seaboard Gems Unlimited, Inc.,
Eastern Sensitized Papers, Inc.,
Eastern Sewing Machines, Inc.,
Eastern Shore Abstracts Co., Inc.,
Eastern Video Systems, Inc.,
Eastern Yacht Sales & Charter of New Jersey, Inc.,
Eastland Markets, Inc.,

Easy Finance Corporation,
Easy Method System, Inc.,
Eaton Park Associates, Inc.,
The Eatontown Eagle,
E. B. Aaraas Corporation,
E B B Contractors, Inc.,
Ebco, Inc.,
E B I, Inc.,
E C & D Corporation,
E C Electronics Corp.,
Echo Cleaners, Inc.,
Echo Farms Development Corp.,
Ecol Realty Corp.,
Economy Alarms, Inc.,
Economy Sheet Metal Works,
Edco Sports Club, Inc.,
Eddies Log Cabin, Inc.,
Edge Realty Co., Inc.,
Edgewater Beach Apartments, Inc.,
Ed Heus, Inc.,
E & D Incorporated,
Edison Printing Service, Inc.,
Edison Spa & Country Club, Inc.,
Edison Truck Terminal, Inc.,
Edlee Holding Company,
Ed Mar Gas, Inc.,
E and D Realty Co. Inc.,
Ed Roy, Inc.,
Ed Tapper, Inc.,
Educational Resources, Inc.,
E D U Data Associates, Inc.,
Edward A. Vajda Construction Co., Inc.,
Edward Richards, Inc.,
Edwards Step In Restaurant,
Edward W. Lindenmuth, Inc.,
Edwin A. Beck & Co. Va.,
Edwood Realty Corp.,
Effies, Inc.,
E. F. Kennedy, Inc.,
E. Foster, Inc.,
E. F. Stevens, Inc.,
Egdir Corp., Inc.,

E G Management Corporation,
E. H. Woodrow & Sons, Inc.,
18 Jones St. Corp.,
855 Bergen Street, Inc.,
849 South Orange Ave., Inc.,
809 Clinton Ave. Corp.,
809 Summerfield Avenue, Inc.,
80 Roseld, Inc.,
82 106 Garfield Corporation,
82 Valley Ave. Corp.,
E. I. Laurence Realty Corp.,
Eileen Baynes, Inc.,
Eiljo Builders, Inc.,
E. Jalowsky & Co.,
E. Jamsie, Inc.,
E J Drywall, Inc.,
E. J. Lowy Associates,
E & Js Lounge,
Ekab Co., Inc.,
E. Lattimer Landscaping & Trucking, Inc.,
Elban Realty Corp.,
El Chic Enterprises, Inc.,
El Dorado Tire Company,
Electro Kook of North Jersey,
Electromar Corporation,
Electro Massage Tooth Brush Company, Inc.,
Electromotive Industries,
Electronic Fire Control, Inc.,
Electronic Guardian Corp.,
Electronics Application, Inc.,
Electronic Security Industries, Inc.,
Electronic Sensing Products, Inc.,
Electronic Ventures, Inc.,
Electroset Corporation,
Electro Weld Co., Inc.,
E. Lee White Funeral Home, Inc.,
Elenry, Inc.,
E L E Realty, Incorporated,
1101 Lavern, Inc.,
1110 West Seventh Street Corp.,
The 1125 Ltd.,
The Eleventh Hour, Inc.,

Elger Investment Co.,
Elisa Lee, Ltd.,
Elizabeth Associated Auto Parts Co., Inc.,
Elizabeth N H, Inc.,
The Elizabeth Spot Restaurant,
Eljay Enterprises, Ltd.,
Eljay Jrs., Inc.,
Elka Realty Corp.,
Elkwood Terrace, Inc.,
Ell & Ell, Inc.,
Ellington Associates, Inc.,
Ellis & Kohlsaat Const. Co., Inc.,
Ells New Hampshire Style Pizza,
Elmer Demarest, Inc.,
Elmil Nursing Home,
Elmoor Corporation, Inc.,
Elmwood Realty Co., Inc.,
Elmwood Terrace, Inc.,
Elrath Health & Beauty Aid, Inc.,
Elston Howard Home Improvement Enterprises, Inc.,
El Torero, Inc.,
Emanuele Realty Co., Inc.,
Emaress Company,
E M B Construction Co.,
Emenar & Co., Inc.,
Emerson Cleaners, Inc.,
Emerson Meat Market, Inc.,
Emery Associates,
Emhoff Displays, Inc.,
Emjam, Inc.,
Emmett Instruments Corporation,
Emphasis, Inc.,
Empire International, Inc.,
Employ Availability, Inc.,
E. M. Pressner Company, Inc.,
Emprise Electric, Inc.,
E M R Realty Co., Inc.,
E M S Corporation,
The E & M Service Co.,
E M W Associates, Inc.,
Encore Stables, Inc.,
Endre Fazekas Consulting and Contracting, Inc.,

Enduro Enterprises,
E N E York Cooling Corporation, Inc.,
Engclif, Inc.,
Engelmann Agency, Inc.,
Engelmann Realty Co.,
Engineered Air Systems Company,
Engineered Heating & Cooling Corporation,
Engineering International, Inc.,
Englewood Hardware Co., Inc.,
Enterprise Associates, Inc.,
Environmental Design, Inc.,
Enzymes and Specialty Products, Inc.,
E O N Construction, Inc.,
Eorio Chevron, Inc.,
E P C Trucking Co., Inc.,
Epicurean Enterprises, Inc.,
Equipment International, Inc.,
Equity Motel Corporation,
Eris Musical Industries, Inc.,
Erlco, Inc.,
E & R Mortgage Co., Inc.,
Ernest C. H. Voigtlander, Inc.,
Ernestines Kitchen, Inc.,
E R Realty Corp.,
E 6 Trucking Co., Inc.,
Esor Land Company, Inc.,
E S P Attractions, Inc.,
Esperata, Ltd.,
Esposito Construction Co., Inc.,
Esposito Trucking, Inc.,
E & S Realty Co.,
Essential Packaging, Inc.,
Essex Acoustical Contractors, Inc.,
The Essex Auto Driving School, Inc.,
Essex Heights Urban Renewal Corporation,
Essex Metal Processing Laboratories,
Estate of Vincenzo Cucciniello,
Esther Rosenberg, Inc.,
Estoril Construction Co., Inc.,
E. Tess & Sons, Inc.,
Eton Precision Corporation,
E 241 Route Four Corp.,

Eugenes Better Constr. Corp.,
Europa Corporation Painting & Carpentry Contractors,
The European Market Place, Inc.,
E V A E, Inc.,
Evelyns Beauty Salon, Inc.,
Evening Star Estates,
Event Builders, Inc.,
Everee Clarke School of Charm and Dance,
Everett Management Co., Inc.,
Evergreen Enterprises, Inc.,
Evergreen Florist, Inc.,
Evergreen Holiday, Inc.,
Ever Young Way of New Jersey, Inc.,
Evett Realty Co.,
Evi Realty Corp.,
Ev R Best Case Co., Inc.,
Evre, Inc.,
Evs Transmission Corp.,
Ewing Paving Company,
E & W Machine Co.,
E W S Truck Leasing, Inc.,
Excel Construction Co., Inc.,
Excel Furniture, Inc.,
Excelsior Garage, Inc.,
Execon Corp.,
Executive Cleaning Contractors,
Executive Growth Agencies Corp.,
Executive Talent, Inc.,
Executor Investment Corporation,
EX IM Corp.,
Experimental Projects, Inc.,
Expert Blends, Inc.,
Expert Floor Waxing Company, Inc.,
Exponent, Inc.,
Export Meat Packers, Ltd.,
Expubidence Publishing Corp.,
Eye Delight Fancy Ice Cream,
E Z Footwear Service, Inc.,

Fab Cap Realty, Inc.,
Fabrics by Leona Trenton,
Fabri Pak, Inc.,

Fahndrel Smerl, Inc.,
Fairchild Lippincott, Inc.,
Fairchild Product Development, Inc.,
Fairfield Greens, Inc.,
Fair Haven Antique Co.,
Fair Haven Hardware, Inc.,
Fair Lawn Bagels, Inc.,
Fairleigh Ackerman Properties, Inc.,
Fairmount Associates,
Fairmount Mecca Corporation,
Fairmount Motor Sales, Inc.,
Fairmount Printing Co., Inc.,
Fairwiew Essex, Inc.,
Fairwaters Realty Co., Inc.,
Fairwood Construction Co., Inc.,
Falcon, Inc.,
F A M Delicatessen & Restaurant, Inc.,
Family Management,
Family Raceways, Inc.,
Farber Sales Co., Inc.,
Farbrook Holding Company,
Farmers Cooperative Agency, Inc.,
The Farmers Daughter, Inc.,
Farmer's Diner, Inc.,
Farmingdale Laundramat, Inc.,
Farmor Company, Inc.,
Farr Construction Corporation,
Farrington Inn, Inc.,
Fas Clip Corp.,
Fashionable Outlet, Inc.,
Fashion Barn of Howell, Inc.,
Fashion Distributors, Inc.,
Fashion Import Associates, Ltd.,
Fashion Laminates,
Fashions by Rita, Inc.,
Fasone Corp.,
Father & Son Construction,
F B Sales of Jersey, Inc.,
F C A Business Systems, Inc.,
F C A Computer Systems, Inc.,
F & C Associates, Inc.,
F & D Service Station,

F D T Construction Company,
February, Inc.,
Fedco Chemical Co., Inc.,
F & E Development Company,
Feier Industries, Inc.,
Feldman & Son Agency, Inc.,
Fenrose Wine & Liquor Stores, Inc.,
Fernandez Jorlett Kief and Tracey,
Fernwood Construction, Inc.,
Feuers Refrigeration, Inc.,
F & F Developing Co.,
F F L, Inc.,
F F L Realty Co., Inc.,
F & G Deli, Inc.,
F & H Building Supply Co.,
F & H Metal Fabricators, Inc.,
F & H Steel Co., Inc.,
Fiber Lum Carpet Corp.,
Fiberonics Industries, Inc.,
Fibre Container Corporation,
Fiberonics Corporation of America,
Fidelity Oil Co.,
Fidelity Systems, Incorporated,
Fields Home Industries, Inc.,
Fields Motor Co.,
Fields and Swaney Plastering Co.,
15 Belvedere Drive Corp., Inc.,
1500 Kennedy Boulevard Corp.,
15 Spring Street Corp.,
5th Avenue Fashions, Inc.,
Fifth Season Lounge,
Fifty Enterprises,
50 52 Belmont Ave. Corp.,
51 Park Street, Inc.,
5200 Palisade Ave. Apts., Inc.,
Figure Tone Spas, Inc.,
Figure Tone Studios of Avenel, Inc.,
Figure Tone Studios of Bergen, Inc.,
Figure Tone Studios of Hillside,
Figure Tone Studios of Union, Inc.,
Figure Tone Studios of West Orange,
Figure Tone Studios of West Paterson,

Filippi, Inc.,
Filmac Jewelers, Inc.,
Filmat Enterprises, Inc.,
Filmore Corp.,
Filmwood Corporation,
Financial Advisory Group, Inc.,
Fine Pearl Imports, Limited,
Fine Spirits, Inc.,
Finhanski,
Finn Associates, Inc.,
Fioral Investment Co., Inc.,
First American Builders,
First Bowling Corp.,
1st Choice Packing Corp.,
First Construction Corp.,
First Fidelity Consumer Corporation,
First 1st New Jersey Associates, Inc.,
First National Exchange Corp.,
First Progress Corporation,
First Stop, Inc.,
First Street Garden Apartments, Inc.,
Fisher Investment Co.,
Fitz Associates, Inc.,
Five Corners Service Station,
550 Hills Dale Building, Inc.,
504 Bergen Avenue Corp.,
597 Taxi, Inc.,
570 Main, Inc.,
571 Construction Co.,
531 Joralemon Street Holding Company,
537, Inc.,
503 First Street Corp.,
520 Bergen Ave., Inc.,
529 27 St Corp.,
Five Jays Realty Corporation,
Five Point Road Corporation,
Five Seasons, Inc.,
Five Ten Sanford Corporation,
Five Worth St Corp.,
F J Chevrolet,
F & J Construction Co., Inc.,
F J M, Inc.,

Flagpost Motor Lodge, Inc.,
Flag Realty Corp.,
The Flame, Inc.,
Flamos Builders and Contractors, Inc.,
Fleet Tools & Devices, Inc.,
Fleetwood Clothing Corp.,
Fleetwood Filly Farms, Inc.,
Fleischman Auto Paint and Body Supply Co.,
Flemington Cosemetic Corp.,
Flexabar Products, Inc.,
Flexacurl,
Flexigraph Incorporated Electronics Division,
Flexline Investment Company,
Flo Mor, Inc.,
Flo Pac, Inc.,
Florence Construction Company,
Flores Corporation,
Florists Buyers Guide and Source Directory, Inc.,
Flos Fancy, Inc.,
Flour & Food Handlers,
Flowers by Dorothy, Inc.,
F L V Painters, Inc.,
Flyha, Inc.,
Flymor, Inc.,
Flynn & Landi, Inc.,
F M B Realty Co., Inc.,
F M Discount Department Stores Corporation,
F M K Construction Co., Inc.,
F M R Corp.,
F M Roofing & Siding Co.,
F. M. Wilkes Trucking, Inc.,
F N S Corporation Travel Bureau,
F. O. Kehoe, Inc.,
Folding Carton Corporation of America,
Folkraft Publishing Company, Inc.,
Fongs Garden, Inc.,
Football Bar, Inc.,
Fords Printing, Inc.,
Fordway, Inc.,
Foreign Arts Originals of Morris County, Inc.,
Foreign Car Repair, Inc.,
Foremost Industries, Inc.,

Forest Edge Stables, Inc.,
Forest Hill Beauty Salon, Inc.,
Forest Hill Employment Agencies, Inc.,
Forest Paper Corporation of New Jersey,
Forge Tenafly Transfer, Inc.,
Forked River Atlantic, Inc.,
Formica Laminators of Trenton, Inc.,
Formost Realty Corp.,
Forrest Woods Homes, Inc.,
Fort Industries, Inc.,
Fort Lee Manor, Inc.,
Fort Lee Mortgage Company,
Fortuna Club, Inc.,
Fortune Associates, Inc.,
Fortune House, Inc.,
40 Astor Street, Inc.,
48 51 Corporation, Inc.,
44 Realty Co., Inc.,
44 Wallace Street Corporation,
4900 Hudson Corporation,
Forty One Longview Street West Orange, Inc.,
41 Montgomery St. Corp.,
Foster Building Maintenance,
Foto Copy Associates, Inc.,
Four Boys Realty Corp.,
Four Brothers Const. Co., Inc.,
4 Dollar A Day Car Rental System,
Four Heads, Inc.,
The 482 Corporation,
459 Bergen Bar, Inc.,
440 East Avenue Corp.,
441 Clinton Ave. Corp.,
The 442nd 83rd Street Corporation,
400 Georgia Coffee Shop, Inc.,
419 York, Inc.,
494 Jacay, Inc.,
471 Corp.,
472 Bergen St., Inc.,
469 Lyons Avenue Corp.,
467, Inc.,
434 Main St. Corp.,
467, Inc.,

434 Main St Corp.,
428, Inc.,
Four Lane Farms, Inc.,
Four Rs Leasing Corporation,
4 Seasons Industries,
4 Seasons Sport and Hobby Center, Inc.,
1480 Construction Corporation,
1488 Stuyvesant, Inc.,
14 Pennsylvania Avenue Spring Lake, Inc.,
Fourth Avenue Bowling Corporation,
Fourth & Boardwalk Corp.,
Four Winds Associates, Inc.,
Fowler Equipment Co., Inc.,
Foxcroft Motors, Inc.,
Fox Ladder & Scaffold Co., Inc.,
Framers Associated, Inc.,
Franaud Shoe Corp.,
Franchise Roast Beef, Inc.,
Francis Bakery, Inc.,
Franesse Corporation,
Fran John Realty Corp.,
Frank Carbone Trucking, Inc.,
Frank Commercio & Son, Inc.,
Frank and Eds Sinclair Service Station, Inc.,
Franklin Arms, Inc.,
Franklin Credit Corp.,
Franklin Design Company, Inc.,
Franklin Gardens, Inc.,
The Franklin Hall Association of Crosswicks, New Jersey,
Franklin Lakes, Inc.,
Franklin Mall Motor Inn, Inc.,
Franklins Family Store, Inc.,
Frank Naples & Sons, Inc.,
Frank & Pats Tavern,
Frank Rose & Johnny, Inc.,
Franrene Corp.,
Franro, Inc.,
Fran Tone Fashions, Inc.,
Franwood Construction Co.,
Franzjo Construction Company,
Frapo, Inc.,
Frascellas Liquor Shoppe,

Frasma, Inc.,
Frastele Corp.,
Fratone Corporated, Inc.,
F & R Auto Service, Inc.,
Fravan Litho Press,
Fre Bar Builders, Inc.,
Frebes Investment Company,
Fredco, Inc.,
Freddies Food Village,
Frederick Investment Corp.,
Frederick Pharmacy, Inc.,
Frederick R. Fass, Inc.,
Frederic Lawrence, Ltd.,
Fred P. Hansen Realty Company,
Fred Sebastian Masonry, Inc.,
Freds Skillo, Inc.,
Freedave Enterprises, Inc.,
Freehold Restaurant Corporation,
Fremar Industries, Inc.,
Fremor Company, Inc.,
Fremor Enterprises, Inc.,
Freoplex Black Angus Beef Company, Inc.,
Fresno Contracting Corp.,
Friedman Galleries, Inc.,
Friendly Stationery, Inc.,
Fronay, Inc.,
Frontier Estate Ltd.,
Frontier, Inc.,
Frontier Mortgage Associates,
Front & Willow Properties, Inc.,
Frostpak Co.,
F S Holding Co., Inc.,
F & S Warehouse Corporation,
FTA Realty Co., Inc.,
Furniture by Ferris, Inc.,
Futura Projects, Inc.,
Futura Real Estate Associates, Inc.,
Future Living, Inc.,
Futuristic Products, Inc.,
F W R Sales Associates, Inc.,

G & A Diner,
G & A Drug Corp.,
Gaede Bleachery, Inc.,
Gae Mfg. Co.,
Gail Associates,
Gala Artists, Ltd.,
Galatian Real Estate Agency, Inc.,
The Galbraith Corporation,
Gales Restaurant and Country Store, Inc.,
Gallery of Warren Point, Inc.,
Gamoga,
Gana,
Gander Brook Stables, Inc.,
Garberchicks, Inc.,
Gard Corp.,
Garden City Plaza,
Garden Colonnades Corporation,
Garden Employment Company,
Garden Patio, Inc.,
Garden State Capital Corp.,
Garden State Car Wash Corporation,
Garden State Erectors, Inc.,
Garden State Expositions, Inc.,
Garden State Foam Corp.,
Garden State Forum,
Garden State Fur Processing, Inc.,
Garden State Industrial Realty,
Garden State Institute of Welding, Inc.,
Garden State Lane Service, Inc.,
Garden State Markets,
Garden State Sanitation, Inc.,
Garden State Soil, Inc.,
Gardiner C. Wyeth, Inc.,
Gardner Craig & Thomas, Inc.,
Garfield Products Company, Inc.,
Garid Corporation,
Garment Manufacturers Consultants Corp.,
Garret Enterprises, Inc.,
Gar Rod, Inc.,
Garrys Auto Sales,
Garwood House, Inc.,
Gary Food Supply, Inc.,

Gary Market, Inc.,
Gas Safety, Incorporated,
Gatefern, Inc.,
Gateway Electric Co.,
Gaudiosi & Salvo, Inc.,
Gaylin Enterprises, Ltd.,
Gazebo Tique, Inc.,
G B & C Liquors, Inc.,
G and B Realty Co., Inc.,
The G Corporation,
G & C Trawlers, Inc.,
G C Y Construction Company, Inc.,
G. Davis Construction Company, Inc.,
G D B, Inc.,
G D & E Equipment, Inc.,
G & D Express, Inc.,
G & D Floor Waxing Service, Inc.,
G & D Lounge,
G D M S Realty Corp.,
G D S Services Corporation,
Gee Aay Construction Corp.,
G & E General Machine Co., Inc.,
Gelburn Supermarkets, Inc.,
Gell Products, Inc.,
Gemco Corporation,
Gemini Alarms, Inc.,
Gem Judaica, Inc.,
Genconi Holding Co., Inc.,
Gencor Realty Company,
Gene A. Tomasso Agency,
General Acceptance Co., Inc.,
General Custom Enterprises, Inc.,
General Drayage Corp.,
General Franchise Systems, Inc.,
General Improvement Co., Inc.,
General Photographic Corporation,
General Poultry Corp.,
General Premium Finance Company, Inc.,
General Raschel Knitting Mills, Inc.,
General Refrigeration Supply Co.,
General Terry Sales, Inc.,
General Tropical Imports Corp.,

General Wayne Corporation,
Generic Drugs, Inc.,
Geneva Tile Company,
Gennaro Produce, Inc.,
Genner Enterprises,
The Gentlemens Quarter,
Gentry of Hunterdon County,
Geofabrics, Incorporated,
Geomar Corporation,
George Coiffures Co.,
George E. Haigh, Inc.,
George G. Dimartino, Inc.,
George, Inc.,
George J. Krone Productions, Ltd.,
Georgene F. Simon, Inc.,
George Richardson, Inc.,
Georgetown Apartments, Inc.,
Georgetowne Village,
Georgia Builders, Inc.,
Georgian Homes,
Gerald Lou Nor Corporation,
Gerald Mastromarino, Inc.,
Gerb of Canada, Inc.,
G E R Corp.,
Gerdas Dress Shop,
G & E Realty, Inc.,
Gereg Corp.,
Geroto Corp.,
Gerritys, Inc.,
Gervinal Investment Company,
G & F Water Services Corporation,
G & G Butchers,
G & G Enterprises, Inc.,
G G H Computer Services, Inc.,
G & G Painting Co., Inc.,
G G R Corp.,
G G & S, Inc.,
G H S K G Corporation,
G & H Trucking Co., Inc.,
Giant Subs Corp.,
Gibraltar Manufacturing Co., Inc.,
Gibralter Leasing Corp.,

Gifford Sales, Inc.,
Gigis Unique Shoppe, Inc.,
Gil Don Construction, Inc.,
Gilfree Company,
Gilwin International, Inc.,
Gingerbush Estates,
Ginjohn Restaurant, Inc.,
Ginos, Inc.,
Girl Power, Inc.,
Gisania Construction Corp.,
G & J Concessions, Inc.,
G J G Corp.,
G. La Conte Construction Co.,
Glamor Floors, Inc.,
Glauser Used Cars, Inc.,
Glazebrook Associates, Inc.,
G & L Distributors, Inc.,
Gleamel Enterprises Ltd.,
Glen Acre Water Company,
Glenbourne Estates, Inc.,
Glendale R. P., Inc.,
Glendola Hills of Shark River, Inc.,
Glendola Woods, Inc.,
Glen Manor Homes, Inc.,
Glen Wild Inn, Inc.,
G. L. Hoffman Company, Inc.,
Glibas Bar, Inc.,
Gliksman Southern Automotive Center, Inc.,
Globe Steel Corporation, Inc.,
Globe Tanning Corporation,
Globe Underground Sprinkling Co.,
Glo Line, Inc.,
Gloria Runyon Holding Corp.,
Glover Landscaping, Inc.,
G M G Realty, Inc.,
G. M. John Company,
G and M Sheet Metal Corp.,
GNM Associates, Inc.,
Goa, Inc.,
Goldan Construction Co., Inc.,
The Goldbern Company,
Golden Blonde,

Golden Capricorn,
Golden Crest Seafood, Inc.,
Golden Eight Social Club, Inc.,
Golden Gate Industries,
Golden Key Restaurant, Inc.,
Golden Phoenix Corp.,
The Golden Wheel, Inc.,
Goldies Auto Service, Inc.,
Gold Precision Machine Products,
Goldsel Corporation,
Goldys, Inc.,
G O Leasing, Inc.,
Golf Edge Construction Co., Inc.,
Golf Irrigation,
Gomet Design Corp.,
Gomez Enterprises, Inc.,
Gonoad, Inc.,
Good N Clean,
Goodtree Advertising, Inc.,
Goodyear Urban Renewal Corp.,
Gordon L. Cook Hardware Co., Inc.,
Goshen Enterprises, Inc.,
The Governor Haines, Inc.,
The Governor Haines Restaurant, Inc.,
G. P. Stone Publishing Co., Inc.,
Gradys Barbeque Pit & Restaurant, Inc.,
Gradys Wines & Liquors, Inc.,
Grafton Construction Company,
Graham Records, Inc.,
Grajean Rest, Inc.,
Grajon Building Corp.,
Gra Mar Enterprises, Inc.,
Gramercy Plumbing & Heating Corp.,
Grand Central Markets of New Jersey, Inc.,
Grand Eastern Construction Corp.,
Grand Laundromat, Inc.,
Grand Prix Yacht and Vehicle Corp.,
The Grandview Agency,
Grandway Manufacturing Co.,
Grandy, Inc.,
Gran Grove, Inc.,
Granlar Corp.,

Grant Investors, Inc.,
Grant Printing Corporation,
Grant Tool Machinery and Supply Co.,
Grantwood Garage Corp.,
Granville Construction Co., Inc.,
Graphic Arts Center of Morris County, Inc.,
Gra Roc Corp.,
Grason Excavating & Contracting Corporation,
Grasshopper, Inc.,
Gratale Hardware Co., Inc.,
Grayco Construction Co.,
Great American Associates, Inc.,
Great Baer Markets, Inc.,
Greater Newark Cooperative Super Market, Inc.,
Greater Newark Foods, Inc.,
Great Gorge Sports Club International,
Grebell, Inc.,
GT Meadows Timing Assn., Inc.,
Greco Associates, Inc.,
Greco Corcoran Corp.,
Greeks, Inc.,
Greeks 6, Inc.,
Greenbergs Lakewood Lines, Inc.,
Greenbrook Golf Club,
Green Brook Truck Stop, Inc.,
Greencarpet Landscaping, Inc.,
Greenfield Executive Conference Corporation,
Greenfield Heights, Inc.,
Green Forest Lodge, Inc.,
Greenia Enterprises, Inc.,
Green Jade, Inc.,
Green Knoll Holding Company, Inc.,
Greenland Farms, Inc.,
Greenlawn Maintenance Co.,
Green Meadow Nursery,
Green Pages, Inc.,
Green Spruce Development Co.,
Greenthumb Spray Service Co.,
Green Tower, Inc.,
Greenwood Bar, Inc.,
Gregmar Estates, Inc.,
Gresick Electronics, Inc.,

Greson Investment Co.,
Grieco Brothers, Inc.,
Grier Holding Company,
Grimaldi Educational Foundation,
Grissom Holding Company,
Groenevelt Realty Co.,
Grohs Cocktail Bar Corp.,
Gross Mfg. & Importing Co., Inc.,
G. Rothlisberger and Associates,
Grove Cleaners, Inc.,
G & S Delicatessen, Inc.,
G S F Dairy Stores, Inc.,
G S M C, Inc.,
G & S Motor Equipment Co., Inc.,
G & S Trucking Associates,
GTS Corporation,
Guadagno, Inc.,
Guaranteed Abstract Co., Inc.,
Guarda & Casimiro Construction Corp.,
Guardian Financial Services, Inc.,
Guardian Packaging, Inc.,
Guardian Security & Investigation, Inc.,
Guard Polymer & Chemical, Inc.,
G U F Corporation,
Guidetti Realty Co., Inc.,
Guidon-Michel Associates,
Guild Mortgage Co.,
Gulf and Eastern Land Corporation,
Gunther Realty Corp.,
Gus Bittner, Inc.,
Gus Marino Auto Body Shop,
Gus and Whiteys, Inc.,
The Gutter Kings of New Jersey, Inc.,
Guy El, Incorporated,
Guys Construction Company, Inc.,
Guys, Incorporated,
G W B Corp.,
G. W. Belson Associates, Inc.,
G & W Lumber & Supply Co., Inc.,
Gypsum Contractors, Inc.,
Gyrex, Inc.,

Hab Enterprises,
Haby, Ltd.,
Hacienda Gift House, Inc.,
Hackensack Fabric Mart, Inc.,
Hackensack Investment Corporation,
Hackensack Yarn Center, Inc.,
Hacker Trucking Corporation,
Hackett Guard Service, Inc.,
Hackettstown Billiards, Inc.,
Haddon Heights Electronics, Inc.,
Haddon Heights Pride Cleaning & Laundry Village, Inc.,
Hadens, Inc.,
Haig Cleaners, Inc.,
Hala Cleaners, Inc.,
Hale Trucking Co., Inc.,
Halladay Steel Corporation,
Hall Decorators, Inc.,
Hall of Fame Motel and Restaurant,
Hallmark Enterprises,
Hallmark Homes, Inc.,
Halloran Plumbing and Heating Company,
Hall Will, Inc.,
Hal Mar Laundromat, Inc.,
Hal N. Stewart, Inc.,
Halo Wigs Corp.,
Halpins Bar, Inc.,
Halros, Inc.,
Halseon Music, Inc.,
Halsey Leasing,
Hamburger Express of East Orange, Inc.,
Hamilton Food #2, Inc.,
Hamilton Metal Products, Inc.,
Hamilton Rentals,
Hamilton Section Two, Inc.,
Hamilton Square, Inc.,
Handcraft Originals,
Handren Sharp & Associates N. J., Inc.,
Handy Dandy, Inc.,
Haneys Gulf Service Station, Inc.,
Hank & Ginnys Bar and Grill, Inc.,
Hanks Truck Stop, Inc.,
Hanover Electronic Systems, Inc.,

Hanover Research Laboratories, Inc.,
Hanover Welding & Forge, Inc.,
Hansteins Kiddie Shop, Inc.,
Han Van Kap, Inc.,
The Happy Travelers, Inc.,
Harad,
Harambee, Inc.,
Harbor House of Keyport,
Harbor Isle, Ltd.,
Harbor Terrace Apartments, Inc.,
Harchet Corporation,
Harcut, Inc.,
Harding Equipment Corporation,
Harding Trading Co.,
Hard Rock Trucking Co., Inc.,
Hardware Consultants, Inc.,
Hardware Distributing Co.,
Hardys Bar & Steak House, Inc.,
Hardys Playhouse,
Hardyston Acres, Inc.,
Haring Cabinet Shop, Inc.,
Harkar Corporation,
Harlem Muffler Corp.,
Harmargra, Inc.,
Harmony Pub, Inc.,
Harmony Realty, Inc.,
Harmunt Construction Co., Inc.,
Harne Manufacturing Co., Inc.,
Har Nic Corp.,
Harnish Brown Paving Company, Inc.,
Harold Levinsohn Manufacturing, Inc.,
Harper Malone Co., Inc.,
Harriet Lace Mills, Inc.,
Harriet Realty Corp.,
Harrington Industries, Inc.,
Harris Bennett Corp.,
Harrison Book Warehouse, Inc.,
Harry A. Mc Enroe and Sons, Inc.,
Harry Austin Mens Shop, Inc.,
Harry G. Bender Plumbing & Heating, Inc.,
Harry Lauer & Son, Inc.,
Har Sim Realty Corp.,

Harstan Corp.,
Harsyd, Inc.,
Hartelust Thorsen and Company,
Hart Enterprises, Inc.,
Hart Mart Card Shop, Inc.,
Hart Mechanical Corp.,
Hartwyck South Nursing Home,
Harvey Development Corp.,
Harvey Hotel Corporation,
Harvrich New Jersey Corp.,
Harwen Welding & Hydrolics, Inc.,
Harwyk, Inc.,
Harwyn Corp.,
Hatco, Inc.,
Hathaway Realty Co.,
Haton Bakery Machines U S A,
Hawks Corner, Inc.,
Haycar, Inc.,
Haycrofter Press, Inc.,
Hayes Development Corp.,
Haylan Holiday Farms, Inc.,
Haypress, Inc.,
Hazel Inn, Inc.,
Hazlet Liquor Mart & Bar, Inc.,
Hazlet Trucking Co., Inc.,
Hazzards Bar and Grill, Inc.,
H B Associates, Inc.,
H & B Carpet and Furniture Cleaning Company, Inc.,
H & B Trucking Company, Inc.,
H C Development, Inc.,
H C F Finance System,
H C M Investment Co., Inc.,
Health Mate, Inc.,
Health Publishing Corporation,
Heap Big Beef of Brooklawn, Inc.,
Heartburn, Inc.,
Heart Plastics Co., Inc.,
Heating & Cooling Products, Inc.,
Heating Specialties Co., Inc.,
Hedgefield Estate, Inc.,
Hedges L W Diesel, Inc.,
Hedy Realty Corp.,

Heights Printing Co.,
Heinrichs Restaurant, Inc.,
Hemco, Inc.,
Hemesh Corp.,
Hemwood Products, Inc.,
Henderson Restaurant, Inc.,
Hendon Pools of New York, Inc.,
Henias, Inc.,
Henmad, Inc.,
Henn Hous, Inc.,
Henry and James McClain, Inc.,
Henry L. Boselli Co., Inc.,
Henry N. Garsky, Inc.,
Henry Wager, Inc.,
Hens Lee, Inc.,
Hensler Music,
Henton Corporation, Inc.,
Hep Enterprises, Inc.,
Hepra, Inc.,
Hepri, Inc.,
Herald Wholesale Co., Inc.,
Herbak Corporation,
Herb Ford, Inc.,
Herdon Realty Corp.,
Heritage Hills Apartments,
Heritage Industries Co.,
Heritage of Lodi Corp.,
Heritage Printing, Inc.,
Herjack Securities Co., Inc.,
Herjenes,
Her Majesty, Inc.,
Herman Hawkes, Inc.,
Hermitage Builders, Inc.,
Herner Stucco Refinishing Co., Inc.,
Herrmann Brothers, Incorporated,
Hervid Corporation,
Herzfeld & Herzfeld, Inc.,
Herzl Rosenbaum, Inc.,
H and F Window Decor, Inc.,
H & H Painting Co., Inc.,
H & H Paving Contractors,
H & H Stores, Inc.,

Hickory Agency, Inc.,
Hickory Motors, Inc.,
Hickory System Lease A Car Corp.,
Hickory Tree Coiffures, Inc.,
Hide A Vac, Incorporated,
Hiemstrand, Inc.,
Hiering Realty, Inc.,
Higgins Properties, Inc.,
High Bridge Plumbing & Heating Co.,
High Chapparal,
Highfields, Inc.,
High Gates Development, Inc.,
Highland Sales and Vending Corporation,
High Park Apartments Urban Renewal Cooperative Corporation,
High Park Terrace Urban Renewal Cooperative Corporation,
High Ridge Swimming Club,
Highway Traffic Safety Research, Inc.,
Hihopes Corporation,
Hi Line Industries, Inc.,
Hillsborough Montgomery Disposal Service Co., Inc.,
Hillsborough Valley Engineering,
Hillside Bowling, Inc.,
Hillside Enterprises, Inc.,
Hillside Fis Cop Restaurant Corp.,
Hillside 5 & 10,
Hills Supermarkets of New Jersey, Inc.,
Hill Tube & Electronics Co., Inc.,
Hillview Construction Co., Inc.,
Hillwood Manor Water Company,
Hilsen Contracting Company,
Hi Mar Construction Co.,
Himfran, Inc.,
Himmel Distillery Products Co.,
Himmelein Road Corp.,
Hi Os Restaurants, Inc.,
His N Her Shops, Inc.,
Hi Style Dresses, Inc.,
Hiway Motors,
Hjam, Inc.,
H & J Decorators, Inc.,
H. J. Kalikow & Co., N. J., Inc.,
H. J. Lacagnina, Inc.,

H. K. Scott Painting Co., Inc.,
H & L Development Corp.,
H M C Holding Co.,
H M H Truck Stop,
Hobart Construction Co., Inc.,
Hoboken Carpet Cleaning Works,
Hoboken Enterprises, Inc.,
Hoboken 14th Street Corp.,
Hochum Corporation,
Hoisting Equipment Unlimited, Inc.,
Holiday Construction Co., Inc.,
Holiday Cookies,
Holland Agency, Inc.,
Holland Brook Corp.,
Holland St., Inc.,
Holling Construction, Inc.,
Holly Bakery, Inc.,
Holly Beach Enterprises, Inc.,
Holly Carpet, Inc.,
Holly Enterprises, Inc.,
Holly Hills Drive In Restaurant,
Holly Knitwear, Inc.,
Holly Park Florist, Inc.,
Hollywood Beauty Salon,
Hollywood Optical, Inc.,
Holscher Farms, Inc.,
Holt Tractor Company,
Holzworth Construction Company,
Home by Bohm, Inc.,
Homecrafters Building Corp.,
Home Decorators, Inc.,
Home Guard Systems, Inc.,
Homeland Farms, Inc.,
Home Owners Credit Service Co., Inc.,
Homes For Sale Illustrated, Inc.,
Homestead Mortgage Co.,
Home Town Real Estate, Inc.,
Honch Industries, Inc.,
Hong Kong House,
Hooper Galloway Associates, Inc.,
Hooven Automatic Typewritten Letters, Inc.,
Hopatcong Harbor, Inc.,

Hope Springs, Inc.,
Horan Construction and Equipment Corp.,
Horel Enterprises, Inc.,
Horizon Limousine Service, Inc.,
Horizon Motel,
Horses, Inc.,
Horswell Mfg. Co.,
H. O. Smith, Inc.,
Hospitality Management Corporation,
Hospital Placement Service, Inc.,
Host Diner, Inc.,
Hot Dog Patches, Inc.,
Hotel Motel Servicing Corp.,
Hotel Suburban, Inc.,
Hot Spots, Inc.,
House of Chrome of Allentown, Inc.,
House of Chrome of Hasbrouck Heights,
House of Chrome of Irvington,
House of Chrome of Middletown, Inc.,
House of Chrome of Union, Inc.,
House Craft,
House of Embroidery,
House of Helric,
House of Lowick, Inc.,
House of Metals,
The House of Perez, Inc.,
House of Robert, Inc.,
House of Rubenstein, Inc.,
Housing Opportunity Provided For Everyone, Inc.,
Howard C. Ziegler, Inc.,
Howard Institute of Technology of Newark, Inc.,
Howard Instruments, Inc.,
Howard Journal Square, Inc.,
Howard Smiley, Inc.,
Howell Resources, Inc.,
Howmar Printers & Publishers,
H and P Engineered Equipment Associates,
H. Rupert & Company,
H. S. Parker Company,
HSU Enterprises, Inc.,
Hudimac, Inc.,
Hudson Deli & Liquor, Inc.,

Hudson High Acres, Inc.,
Hudson Market, Inc.,
Hue Chemical Corp.,
Hugo C. Biertuempfel Construction Corp.,
Huisman, Inc.,
Humchem Corporation,
H. Unger Co., Inc.,
Hunt Colts Neck, Inc.,
Hunterdon Blueprint Company,
Hunterdon Enterprises,
Hunterdon Farm and Land Co.,
Hunter Ocean Yachts,
Huntington Realty Co.,
Huntrow Company, Inc.,
Hunziker Enterprises, Ltd.,
Hutchlet, Inc.,
H. W. Scott Associates,
Hybird H R C Representatives Co., Inc.,
Hydare Corp.,
Hydromax, Inc.,
Hygrade Bakery, Inc.,
Hylan Crane Service, Inc.,
Hyman Appelbaum,
Hy Way Bar & Grill,
Hyway Hardware, Inc.,
H & Z Restaurant Corporation,

I A Aluminum Company,
Iadevaia Excavating Co., Inc.,
Iannacones Italian Kitchen, Inc.,
I C C International Container Corp.,
Ideal Builders, Inc.,
Ideal Landscaping Contractors, Inc.,
Ideal Market of Bloomfield,
Ideal Meat Market, Inc.,
Ideas of Nutley, Inc.,
Idea Spinners of New Jersey, Inc.,
I D Fur Company, Inc.,
I and F Company,
I. G. Oppenheimer, Inc.,
I H M Realty Co., Inc.,
I & K Construction Company, Inc.,

Imbrie Investment Corporation,
Imported Wigs Distributors, Inc.,
Imports Unlimited,
Impossible Dreams, Inc.,
I M S Electronics,
Incorporated for Management,
Independent Carting, Inc.,
Independent Clubs, Inc.,
Indian Spring Lake, Inc.,
Individual Home Construction Co., Inc.,
Industrial Finishes Co., Inc. of New Jersey,
Industrial Maintenance and Fabrications, Inc.,
Industron, Inc.,
Inezs Pantry, Inc.,
Infusion, Inc.,
Ingelas Corp.,
Ink Bet Corp.,
Inland Products Company,
Inland Sales Corporation,
Inman Associates,
Inn Discreet,
Inner City Planning Associates, Inc.,
Insa Co., Inc.,
Insta Corporation,
Insta Kleen of Hopewell,
Insta Loop, Inc.,
Instant Protector,
Insta Pak Corporation of New Jersey,
Institute of Electronic Learning,
Institute of Newark,
Instrument Flyers, Inc.,
Instrument and Fuse Products, Inc.,
Instrument Parts Corp.,
Insull and Smith Builders, Inc.,
Integrity Homes, Inc.,
Interboro Dodge, Inc.,
Intercity Commodities Corp.,
Intercontinental Holding Co.,
Intercontinental Machinery Exchange Corp.,
Intercounty Airport Transportation Service, Inc.,
Inter Essex Real Estate Corp.,
Interiors International, Ltd.,

Interiors & Soforth, Inc.,
The Interlude, Inc.,
Inter Media Broadcasting Company,
Inter Model, Inc.,
Intermotive, Inc.,
International Academy of Professional Business Executives,
International Air Springs, Inc.,
International Arrangements Import and Export Company of New Jersey,
International Associates, Inc.,
International Automatic Sales, Inc.,
International Bruskin Research, Incorporated,
International Business Analysts, Ltd.,
International College Admission Bureau, Inc.,
International Constructors, Inc.,
International Entertainment Corporation,
International Fine Arts Gallery of New Jersey,
International Marketing Associates, Inc.,
International Megatron Corporation,
International Motorcycle Productions, Inc.,
International Personnel Service of Union County, Inc.,
Interport Marine Maintenance Co., Inc.,
Interstate Land Fill, Inc.,
Interstate Maintenance Cleaning Corporation,
Interstate Steel Co., Inc.,
Intra Connections, Inc.,
Intrepid Realty, Inc.,
Investors Information, Incorporated,
Invicta Realty Corporation,
Ionetics International Corporation,
Iovino Esposito Company,
Iray Cut Rate Co.,
Irish International Productions,
Irma & Arlene, Inc.,
I R M, Incorporated,
Irresistible Modes, Inc.,
Irvings Liquor Store, Inc.,
Irvington Restaurant, Inc.,
Irvington Toiletries, Inc.,
Irwin Wald Company, Inc.,
ISC Components Corp.,
I. Schachman Electrical Service, Inc.,

Iselin Fis Cop Restaurant Corp.,
Ishup Company,
Island Apartments, Inc.,
Islil Corp.,
I & S Tavern, Inc.,
Italian Imports, Inc.,
Italian Pizza Palace, Inc.,
Its A Womans World,
Ivy Colonial Manor,
Izzbill Corporation,

Jaal Properties, Inc.,
Jabe Enterprises, Inc.,
Jaca Music Publishing Co., Inc.,
Jack Cohen, Inc.,
The Jack Harold Corp.,
Jack and Lous Kitchen, Inc.,
Jack Sanfilippo Excavating, Inc.,
Jacks Center Bar & Liquors, Inc.,
Jackson B. & C. Mason Construction, Inc.,
Jackson Fund, Inc.,
Jackson Land Fill, Inc.,
Jackson Pines, Inc.,
Jackson Township News, Ltd.,
Jack Warren, Inc.,
Jacolin Masonry Construction Co.,
Jacquacyn, Inc.,
J. A. Critelli Concrete Contractors, Inc.,
Jacrol, Inc.,
Jacsal Properties, Inc.,
Ja Da, Inc.,
Jade Distributors, Inc.,
Jade Trucking, Inc.,
Jafo, Inc.,
Jaghab Brothers, Inc.,
Jakelsky Realty Co.,
Jakruth, Inc.,
J & A Liquors, Inc.,
Jall Industries, Inc.,
J & A Luncheonette, Inc.,
Jamares Construction Corp.,
Jam Construction Co., Inc.,

James Arnold Construction Corp.,
James Harvey Realty Corp.,
James J. Coghlan The Bamboo Man, Inc.,
James J. Quinn Company,
James L. Maglietta D. O. Professional Association,
The James R. Morris Agency,
James Santaniello, Inc.,
James Sports Cars 11,
James Thompson, Inc.,
Jamestown Square Apts., Inc.,
James Woods Excavating & Landscaping, Inc.,
Janar, Inc.,
Jandi Trucking Corp.,
Jandra Boutique, Ltd.,
Janets Womens Apparel Shop, Incorporated,
Jan Glo, Inc.,
Janlo Realty Corp.,
Janor Corp.,
Janpaul Realty Co.,
Jan Ric Packagini, Inc.,
Jansu Distributors, Inc.,
Janus Venture Group, Inc.,
J & A Painting & Carpentry, Inc.,
Jarick Industries, Inc.,
Jart Associates, Inc.,
Jast Corp.,
J A Trucking Co.,
Jax Records Co., Inc.,
Jay Allen Enterprises, Inc.,
Jay Ann Shops, Inc., Pompton Lakes,
Jay Bee Cee, Inc.,
Jay Bergen Warehouse, Inc.,
Jayburn Pyrotechnics, Inc.,
Jay Dick Vending Co.,
Jaye Dee Drywall Company, Inc.,
Jayglo Corp.,
Jaygreen Embroidery Co., Inc.,
Jays Snack Bar,
Jay Stores, Inc.,
The Jay Victor Company, Inc.,
J & B Imports, Inc.,
J B J Hotel, Inc.,

J B Machinery Co., Inc.,
J & B Old Ship Inn, Inc.,
J B W Co., Inc.,
J C Carpeting, Inc.,
J. Cestone, Inc.,
J C Hardware Co.,
J C R Electric, Inc.,
J C V Construction Corporation,
J C V M Rental, Inc.,
J and D Enterprises, Inc.,
JDG Cleaners, Inc.,
J & D Industrial Real Estate, Inc.,
J D J Contracting Co., Inc.,
J D L Realty, Inc.,
J. D. Scott, Ltd.,
Jeanar Enterprises, Inc.,
Jean and Bill, Inc.,
Jeaneden Drinks, Inc.,
Jeanne VIII, Inc.,
Jedco Associates, Inc.,
Jeff Equipment Co.,
Jefferson Gardens, Inc.,
Jeg General Contractors, Inc.,
Jemil Trucking & Leasing, Inc.,
Jemmine Corp.,
Jencar, Inc.,
Jenee, Ltd.,
J E N M Construction Company,
Jen Ord Bake Shop Company,
Jerandor,
Jerro, Inc.,
Jersey Belle, Inc.,
Jersey City Curb Service, Inc.,
Jersey Crane Corporation,
Jersey Firebrick Masonry, Inc.,
Jersey Homemakers Service, Inc.,
Jersey Homeowners Club,
Jersey Hurricanes, Inc.,
Jersey Mobiles Corporation,
Jersey Piping Corp.,
Jersey Respiratory Center, Inc.,
Jersey Shore Construction Corp.,

Jersey Steak House, Inc.,
Jersey Theatrical Productions, Inc.,
Jersey Traffic Service,
Jesswell, Inc.,
Jet Charters, Inc.,
Jetco Systems, Inc.,
Jet World Promotions, Inc.,
Jeunes Gulf Service Station, Inc.,
Jev Engineering Incorporated,
Jewel Builders, Inc.,
Jewelry Manufacturing Unlimited, Inc.,
J. Ferra Associates, Inc.,
J & F Manufacturing, Inc.,
J. Forte, Inc.,
J & F Supreme Transport,
J F W Corp.,
J. Gennaro Equipment Co., Inc.,
J. G. Ropp, Inc.,
J. H. Stanger, Inc.,
Jiffy Car Wash of Cherry Hill, Inc.,
Jilalcar Corporation,
Jimco Carpet Service, Inc.,
Jim Joyces Main Street Pub, Inc.,
Jimmies Floor Covering Company,
Jims Boats, Inc.,
Jims Butcher Shoppe, Inc.,
Jims Cold Cuts, Inc.,
Jims Cork N Bottle,
Jims Tavern,
J. I. Sopher & Co., Inc., of New Jersey,
J. J. Casale Vehicle Leasing Corp.,
J & J Cleaners, Inc.,
J. Johnson Associates of New Jersey, Inc.,
J & J Oil Company, Inc.,
J. J. Peduto & Sons, Inc.,
J & J Plating Co., Inc.,
J & J Specialty Co.,
J & J Taxi, Inc.,
J. J. Temple, Inc.,
J & J Trucking, Co.,
J & K Amusements, Inc.,
J. K. Kirchner, Inc.,

J. K. Linden Co., Inc.,
J K M Corporation,
J K Rental & Advertising, Inc.,
J & L Bar & Grill, Inc.,
J L & D, Inc.,
J L O Motors, Inc.,
J M A Construction Corporation,
J & M Builders, Inc.,
J MC Electrical Corp.,
J M Construction Corp.,
J & M Crane & Bulldozer Service, Inc.,
J. Mirabile, Inc.,
J M M S Realty Corp.,
J M P Realty Corp.,
J M Steel Products & Welding Service,
J & N Trucking System, Inc.,
Jobody Auto Corp.,
Jockey Hollow Resort on Sunrise Lake, Inc.,
Jocris Co., Inc.,
Jo Deb Construction Company, Inc.,
Jody Construction Co., Inc.,
Joe Coleman, Inc.,
Jo Ed Trucking Co., Inc.,
Joe Mar Stables, Inc.,
Joe Norban of Jersey City, Inc.,
Joe Ordini Realty Corporation,
Joes Cabinet Shop, Inc.,
Joe Scurti Sales, Inc.,
Joes Garage, Inc.,
Joes Notion Store, Inc.,
Jo Haftek Co., Inc.,
John A. Damiani and Associates, Incorporated,
John Alan Tractor Trailer Rentals, Inc.,
John A. Lauer, Inc.,
John Bost, Inc.,
John Chamness & Son, Inc.,
John Dag Construction Co., Inc.,
John Darco Sons, Inc.,
John Devlin Dance Studios, Inc.,
John and Dorothy, Inc.,
John E. Cook Associates, Inc.,
John Eliasen, Inc.,

John Enterprises, Inc.,
John F. Becker, Inc.,
John Gerardo, Inc.,
John Grubb Associates,
John H. Delorenzo, Inc.,
John and Henrys, Inc.,
John H. Geiger & Associates,
John Karch, Inc.,
John Lawrence Corp.,
John Marshall Village,
John N. Gilvey Associates,
Johnnies Steak House, Inc.,
John P. Schlicher Enterprises, Inc.,
John Schumacher & Co., Inc.,
Johnsen & Halvorsen Builders,
Johnson and Bott, Inc.,
Johnson Motors,
Johnsons Painting & Decorating Co.,
John Tom, Inc.,
John Vianest, Ltd., Corp.,
John Wark Enterprises, Inc.,
John W. Bell Carpentry, Inc.,
Joje, Ltd.,
Jo Jo Construction, Co., Inc.,
Jo Jules Co., Inc.,
Jola Construction Company,
Jolee Corporation,
Joles, Inc.,
Jomar Cocktail Lounge,
Jonarl Corporation,
Jonathan Bee Company, Inc.
Jonathan Messina, Ltd.,
Jon Autsin D O Chartered,
Jones Shoes Satisfy, Inc.,
Jon Francis Good Grooming for Men of N. J., Inc.,
Jonglo, Inc.,
Jonlo, Inc.,
Jonna Construction Co., Inc.,
Jon Tal Agency, Inc.,
Joost & Slater, Inc.,
Jopaul Realty Co., Inc.,
Jopete Realty Corp.,

Jordan Services, Inc.,
Jordans Hair Designers, Inc.,
Jorlesco, Inc.,
Jory Cab Co.,
Josefs Butcher Shoppe, Inc.,
Joseph David, Inc.,
Joseph J. Montesano, Inc.,
Joseph P. Bree, Inc.,
Joseph Portello & Son Builders, Inc.,
Jos Schenkel Realty Corp.,
Josephs Used Truck Sales, Inc.,
Joseph Toufar Custom Kitchens, Inc.,
Joshua Farms, Inc.,
Jotn, Inc.,
Jotom Realty Co.,
Journal Square Collision and Auto Body, Inc.,
Joyce Ann Fashions, Inc.,
Joyce Kilmer Bowling Corp.,
J. P. Eastman, Inc.,
J. Persico Equipment Corp.,
J & P Home Improvement Co., Inc.,
J. P. Ricky, Inc.,
J & P Trucking Co., Inc.,
J & R Bar and Liquors, Inc.,
J & R Investment Co., Inc.,
J R M Stables, Inc.,
J & R Vella Builders, Inc.,
J & R Wig Distributors, Inc.,
J S F Plumbing and Heating Co., Inc.,
J. Sidney Wolff Associates, Inc.,
J. S. Kummings Dredging,
J. S. Parker, Inc.,
J & S Produce, Inc.,
J & S Sheet Metal Co., Inc.,
J S Towing, Inc.,
J T D Enterprises, Inc.,
J T Enterprises, Inc.,
J. T. Jennings, Inc.,
J and T Trucking, Inc.,
J. Turco Paving Contractors, Inc.,
Juan Ruth Realty Co.,
Juckett Well & Pump Co., Inc.,

Jukado Academy of Self-Defense,
Julia Associates, Inc.,
Julias Record & Card Shop, Inc.,
Julies Restaurant,
Jul on the Bay, Incorporated,
Jumbo Corporation,
Jumbo Music Center, Inc.,
Jumbos, Inc.,
Junction Development Co.,
June Builders, Inc.,
Juniortown, Inc.,
Jun San Homes, Inc.,
Jupiter Lounge, Inc.,
Jurond Associates, Inc.,
Justice Detective Agency, Inc.,
J. V. F. Ridgefield Corp.,
J V F Truck Leasing Corp.,
J W K, Inc.,
J & Y Contracting Co., Inc.,

Kabot Battaglia & Hammer, Inc.,
Kaelin & Hess, Inc.,
Kai Properties, Inc.,
Kaj Nathan Realty Corp.,
Kajon Realty Co.,
The Kake Box,
Ka Kon Builders, Inc.,
Kaleidioscope, Inc.,
Kalifa, Inc.,
Kanco Industries, Inc.,
Kanic Realty Co.,
Kapho, Inc.,
Kara, Inc.,
Karemer Distributors, Inc.,
Karlins Old Mine Inn,
Karlmar Construction Company,
Karl Sal Realty, Inc.,
Karo Development, Inc.,
Kas Mo Productions,
Kasper Sandler, Inc.,
Kavgard, Inc.,
Kay Bee Service, Inc.,

Kay Controls Corporation,
Kaymar Sportwear, Inc.,
Kay May Chinese Restaurant, Inc.,
Kay Tite Company,
K B B Corp.,
K. C. Moore, Inc.,
K Distributors, Incorporated,
Keanscal, Inc.,
Keen Co., Inc.,
Keene Sales Tax Service, Inc.,
Keezer Fuel Oil & Gas Service, Inc.,
Keland Leasing Corp.,
Keljon Corporation,
Keller Deconna & Lovett, P. A.,
Kellogg Bernsten Associates, Inc.,
Kemco Machine & Tool Co., Inc.,
Kemp & Delia Sanitation Service, Inc.,
Ken Dar Corp., Inc.,
Kennedy Land Development Co., Inc.,
Kennedy Towers, Inc.,
Kennet Associates, Inc.,
Kenneth Marshall & Company,
Kensou Realty Corp.,
Kenyon Investment Corp.,
Kerney & Shields Trucking Co.,
Kerribell Corp.,
Kesco Construction Corp.,
Ket Corporation,
Keuli Holding Co.,
Kevin A. Lord and Company, Incorporated,
Kevin Transportation, Inc.,
Key Associates of Northern New Jersey, Inc.,
Key Bar, Inc.,
Key City Holding Co.,
Keyhole, Inc.,
Keyport Car Wash, Inc.,
Keystone Metal Products Co., Inc.
K. F. Strange, Inc.,
Khawly Couture,
Kimberly Wigs, Inc.,
Kim Kay,
Kinat Enterprises, Inc.,

Kinderjoy Nursery School, Inc.,
King Auto Company, Inc.,
King Cole Products, Inc.,
King Enterprises, Inc.,
King Neptune Pools, Inc.,
Kings Atlantic City, Inc.,
Kingsboro Corp.,
Kings Express, Inc.,
Kingsland Paper Haulage, Inc.,
Kings Quality Caterers, Inc.,
Kingswood Corporation,
King Tire Co.,
Kirks, Ltd.,
Kirsch Auto Repairs, Inc.,
Kirsten, Inc.,
Kirston, Inc.,
The Kisko Corp.,
Kitchner Construction Co., Inc.,
Kiti Builders, Inc.,
Kittatiny Corporation,
K & J Builders, Inc.,
K & K Distributors, Inc.,
K & L Custom Bar Manufacturers, Inc.,
Klein Driveaway Corp.,
Klines Furniture, Inc.,
Klostan, Inc.,
K M L Realty, Co., Inc.,
Knarr Richards Assoc., Inc.,
Knights Book Exchange, Inc.,
Knitters World of Wayne, Inc.,
Knitwear Creators, Incorporated,
Knox Associates of New Jersey, Inc.,
Kolvites, Inc.,
Kove Associates,
Kovnat Drug Distributors, Inc.,
K P International, Inc.,
K & P Taxi Service, Inc.,
Krasons Bakery, Inc.,
Kreedian Management Corp.,
Kresco Sales, Inc.,
Kriskay Productions, Inc.,
Krogman Filter Co., Inc.,

Krupnick Poultry Service, Inc.,
K R V Investment Co., Inc.,
K T Builders, Inc.,
Kubis Corporation,
Kuntz & Gatti,
Kurdock Amusement Centers, Inc.,
Kurilla Cafe, Inc.,
Kurland Glass Labs, Inc.,
Kwik Lunch, Inc.,
Kwik Portion Foods, Inc.,
Kwik Wax Car Wash Corp.,
KWY Operating Corp.,
Kyto Corp.,

LaBarbiera Construction Co., Inc.,
Laboda Nationwide Art Center, Inc.,
Laboratory Concepts, Inc.,
Labor Herald Publishing Company,
Labor, Inc.,
Labor Installations, Inc.,
Labor Union Welfare Agency, Inc.,
LaCasa Tony of Newark, Inc.,
Lacey Construction Co., Inc.,
Lacey Realty, Inc.,
La Cu Si, Inc.,
Lady Baron, Inc.,
Lady Contessa, Inc.,
Lady Diplomat, Inc.,
Lafayette Development Corp.,
Lafayette Mens Bar, Inc.,
L A F Salons,
Lagoon Homes Construction Co.,
LaGorce Manor Apartments, Inc.,
LaGorce Square Shopping Center,
Lajar Corporation,
La Jen, Ltd.,
Lajo Corp.,
Lakeland Friendly Service, Inc.,
Lakeland Pest Control, Inc.,
Lake Mill Homes,
Lake River Broadcasting Corp.,
Lake Riviera Beach Club,

Lakeshore Club Apartments, Inc.,
Lakeview Electrical and Construction Corp.,
Lally Trucking, Inc.,
Lamac Associates, Inc.,
Lambert Finishers, Inc.,
Lamker Electrical Co., Inc.,
Lance Trucking Corp.,
Lanco Development Co.,
Landing Laundromat, Inc.,
Landi Pizza, Inc.,
Landis Womans World, Inc.,
Land of Oz, Inc.,
Landro Corporation,
Landvest, Inc.,
Lane Farms, Inc.,
Langer Warehouse Corp.,
Lanza Sheathing, Inc.,
La Parasell Beauty Salon, Inc.,
LaPar Beauty Salon,
LaPiccola Sus Ann, Inc.,
Lara Builders, Inc.,
Laran Corp.,
Laras & M. A. Construction Corp.,
Larcant Auto Imports Co., Inc.,
The Lare, Inc.,
Laroyale of New Jersey, Inc.,
Larry Mfg. Co., Inc.,
Larrys Fuel Oil Co., Inc.,
Larry Steele Enterprises, Inc.,
Laskay and Duenas, Inc.,
Lasser Fuel Service,
L & A Trucking Company, Inc.,
Lauer Brothers Plumbing & Heating, Inc.,
Lauer & Co., Inc.,
Launor Developers, Inc.,
Laura Lynn, Inc.,
Laurel Valley, Incorporated,
Laurence Nilsen International,
Lauro Corp.,
Lauten Realty Corp.,
LaVee Textile Prints, Inc.,
Lavender & Vaccarella, Inc.,

Lavin Brothers Disposal Service,
La Vs Coiffures, Inc.,
Lawlor Engel Agency,
Lawn Aids, Inc.,
Lawn Craft Chemical Implement Corporation,
Lawnside Properties, Inc.,
Lawrence Freudenthal, Inc.,
Lawrence Industrial Park, Incorporated,
Lawrence Industries, Inc.,
Layne Associates,
Lazy K Bar Ranch, Inc.,
L & B Carpet, Inc.,
L B C Realty Corp.,
L B M Associates,
L B P Corporation,
L C Foods, Inc.,
L and C Realty, Co.,
Leased Housing Assistance Corporation,
Leasing Transport Corp.,
The Leatheridge Corporation,
Lebar Grocery Corporation,
Le Bau Cosmetics, Inc.,
Lebeda Builders, Inc.,
Ledge End Inn Company,
Ledroy Construction, Inc.,
L. E. Dubois Agency, Inc.,
Lee Art Contractors, Inc.,
Lee Box Corp.,
Leeds Development Corporation, Inc.,
Lee Eastern, Inc.,
Lee Man Mason & Plastering Co., Inc.,
Lees of Cranberry Lake, Inc.,
Leeso, Inc.,
Legatees Funding Corporation of New Jersey,
L E I, Inc.,
Leisure Land, Ltd.,
Leisure Properties, Inc.,
Leland Associates, Inc.,
Lemon X Corporation of New Jersey,
Lenape Packaging and Distribution Co., Inc.,
Lenar Developers, Inc.,
Lenmar Corporation,

Lenrose Development Co.,
Lenzens Brielle Drug, Inc.,
Leo McDermott Painting Co., Inc.,
Leonard H. Petrillo Associates, Inc.,
Leone Car Wash, Inc.,
Leon Henry, Inc.,
Leonia Esso Service Center,
Leonia Pharmacy,
Leotronics,
Lerco, Inc.,
Lerel, Inc.,
Lermans Furniture Discount, Inc.,
Lerner Trucking Co., Inc.,
Lesni Holding Corp.,
Le Vin Bros., Ltd.,
Levins Department Store Liquors, Inc.,
Lewis Chemical Company, Inc.,
Lewsaka Enterprises, Incorporated,
The Lezark Agency,
LGT Builders, Inc.
L H H Corp.,
Liab Aircraft Products, Inc.,
Liberty Acceptance Corp.,
Liberty Bakery, Inc.,
Liberty Commercial Carpet Co., Inc.,
Liberty Hamilton Corp.,
Liberty Lace, Inc.,
Liberty Realty, Inc.,
Liberty Sportswear Company, Inc.,
Libjac, Inc.,
Libs, Inc.,
Life of Riley Pools,
Lifes Records, Inc.,
Life Time Fence Co., Inc.,
Lift Parts Service of New Jersey, Inc.,
The Light Festival,
Lighthouse Beach, Inc.,
Liljer Corp.,
Lillian Hogan, Inc.,
Lillies Famous Brand Shoes, Inc.,
Lillnell Landscaping, Inc.,
Lily Transport & Warehouse, Inc.,

Lincoln Iron Works, Inc.,
Lincoln Park Office Building, Inc.,
Lincoln Square Mall, Inc.,
Lincos, Inc.,
Lincroft Fireside Fabrics, Inc.,
Linda Lisa Corp.,
Linden Car Wash, Inc.,
Linden Laundry, Inc.,
Linden Plaza, Inc.,
Lindley Plumbing and Heating, Inc.,
Lind Plaza, Inc.,
Lin Field Associates, Inc.,
Lin Jo Construction Company, Inc.,
Link Rob, Inc.,
Lin Lee Homes, Inc.,
Linnell Painting Company, Inc.,
Linus Agency, Inc.,
Linwood Health Club, Inc.,
Lions Truck Rental, Inc.,
Lipo Plumbing & Heating Corp.,
Lisafer, Inc.,
Lisa Trucking Company, Inc.,
Lisa Truck Renting & Leasing Corporation,
Litecraft Manufacturing Co.,
Literary Centre, Inc.,
Lithographic Photographers, Inc.,
The Little Bazaar,
Little Big Bills,
Little Falls Cultery Co., Inc.,
Little Falls Service, Inc.,
Little Falls Steak House Corporation,
Little Falls Village, Inc.,
Little Feet, Inc.,
Little Mark, Inc.,
Little Nursing Home, Inc.,
The Little Rock Restaurant Co.,
Little Silver Doctors Group, Inc.,
Littron Enterprises,
The Living Room Coiffures,
Livingston Gardens, Inc.,
Livingston May Corp.,
L J L Construction Corp.,

L & K Development Corp.,
L and L Development Association Inc.,
L L D Realty Corp.,
Lloyds Jewelry Co., Inc.,
L M & L Theater, Inc.,
L & M Printing Service,
L & M Security Systems, Inc.,
Lobue Enterprises, Inc.,
Loch Mora Nursing Home, Inc.,
Loch Mora Realty Corp.,
Lodi Discount Sales, Inc.,
Logan Commercial Center, Inc.,
L O H Company,
Lois Cab Co.,
Lomar Construction Co., Inc.,
Lomlan House, Inc.,
Long Shot Diner, Inc.,
Lon Mills, Inc.,
Lonnijo Corp.,
Lorandeff,
Lords, Ltd.,
Lore Corporation,
Lorlisa, Inc.,
Lormar Studios, Incorporated,
Lormat Enterprises,
Lorraines Fashions, Inc.,
Lou Ann Fashions, Inc.,
Louchar Realty Co.,
Loudon Corporation,
Lou Freeman's Tavern,
Louise of Cherry Hill, Inc.,
Louise Mitchell Corp.,
Louis, Jr.,
Louis S. Boffo & Associates,
Louis Store, Inc.,
Lous Auto Parts, Inc.,
Lous Luncheonette,
Lous Record Center of Harrison, Inc.,
Lovely Laundries, Inc.,
Lowbern, Inc.,
L P Construction Company,
L R & W Corporation,

Lucams,
Lucas Leasing, Inc.,
Lucca Construction Company, Inc.,
Luciani Construction Corp.,
Lucia Products, Inc.,
Lucy Ann Fashions, Inc.,
Lujohn, Inc.,
Lumbar Realty Co.,
Lumic Enterprises,
Lu Pat, Inc.,
Luscot Corp., Inc.,
Luvash, Inc.,
Luxury Mobile Terrace & Sales, Inc.,
L V B Corporation,
L & W, Inc.,
Lydian Products, Inc.,
Lynch Tractor Rentals,
Lyndado Corporation,
Lyndar Realty, Inc.,
Lynly, Inc.,
Lynmark Homes, Inc.,
Lynmar Printing Company,
Lynn Dee Corp.,
Lyn Ryan Liquor Store,
Lyons Publications Corporation,

Mabrouka, Inc.,
Macdobra, Inc.,
Mace Bradley Associates, Inc.,
Machine Corporation of American,
Machines for Efficiency,
Mackay Foods, Inc.,
Mac and Mill Company, Ltd.,
Maconi Construction Co., Inc.,
Macon T. Cotton, Sr. Funeral Home, Inc.,
Macopin Lake Realty Corporation,
Macsam Realty, Inc.,
Macwald, Inc.,
Madax Realty Company,
Madison Coffee Shoppe,
Madison Hill Pharmacy, Inc.,
Madison No. 9 Corp.,

Madison Sweet Shop,
Madison Township TV & Appliance, Inc.,
Madjack, Inc.,
M A F Construction, Inc.,
M A F Sales Corporation,
Magazine Vending Company of New Jersey, Inc.,
Magen of Neptune, N. J., Inc.,
Maggaro Investment Corporation,
The Magic Theater, Inc.,
Magic Touch Hairstylists, Inc.,
Magley Service Stations, Inc.,
Magmor, Inc.,
Magnatone Sales & Service Corporation,
Magnus, Inc.,
Mahwah Electric Company, Inc.,
Maid Service, Inc.,
Mai Kai Hairstylists, Inc.,
Mailing Ideas, Incorporated,
Mail Order Corporation of America,
Mail Order Graphics, Inc.,
Mail Safe Corporation of New Jersey,
Mail Sales,
Mainland Properties,
Mainline Division, Inc.,
Main Line Plumbing & Heating, Inc.,
Mainline Publications, Inc.,
Main Lodi Diner, Inc.,
Maintenance Coating Contracting Company, Inc.,
The Maintenance & Pavement Corporation,
Mainway Properties, Ltd.,
Makem, Inc.,
Malaga Construction, Inc.,
Malavarca Management Company,
Malcolm Starr Enterprises, Inc.,
The Mall,
Mallett Construction Co.,
Management Operations and Planning, Inc.,
Manahawkin Appliance Service, Inc.,
Manahawkin Appliances, Inc.,
Manahawkin Motors, Inc.,
Manalapan Water & Utility Corporation,
Mancino Construction Co., Inc.,

Mandell Associates, Inc.,
Manhattan Building Corporation,
Manhattan Lace,
Manhattan Show Tours, Inc.,
Manning Enterprises, Inc.,
Manno Dining Car Co.,
Manor Associates, Inc.,
Mansar Transportation, Inc.,
Man Zell, Inc.,
M. A. Phillips, Inc.,
Maple Lake Inn, Inc.,
Mar Belon, Inc.,
The Marbert Agency,
Marbet Development Company,
Marble Tile, Inc.,
Marbro Corp.,
Marcan Manufacturing Corp.,
Marclair, Inc.,
Marconia Mfg, Co., Inc.,
Marcon Industries, Inc.,
Marco Textiles, Inc.,
Marc Trim and Contracting Co., Inc.,
Mared Corporation,
The Marelmo Corporation, Inc.,
Margeo Realty Co.,
Margie B Co.,
Margil, Ltd.,
Maria of Italy, Inc.,
Maria Manor, Inc.,
Mariano Realty Company, Inc.,
Marina Lands, Incorporated,
Marine Food Shops, Inc.,
Maring Motors, Inc.,
Mario Motors, Inc.,
Marion Realty Co.,
Marion Service Corporation,
Maritime Agency International, Inc.,
Marjean Builders, Inc.,
Mar Jo Realty Co., Inc.,
Mark Builders, Inc.,
Marketing Affiliates, Inc.,
Marketing Corporation of America,

Market Road Corp.,
Markham Turk Transport, Inc.,
Marko Deal Corporation,
Markov and Kush Carburetor and Ignition Co., Inc.,
Mark Realty Company,
Markson Research and Development Corp.,
Mark Tire Co., Inc.,
Marlane Food Products, Inc.,
Marlboro Pharmacy, Inc.,
Marlen Trading Corp.,
Marlida Corporation,
Marlton Colonial Associates, Inc.,
Marmac Foundries, Inc.,
Mar & Mar Productions,
Marmer Construction Co., Inc.,
Marmo Holding Co.,
Marnick Realty Co., Inc.,
Marnix Tool & Die, Inc.,
Maro Bros., Inc.,
Marquiers Pharmacy,
Mars Americas,
Marsco Corporation,
Marsee Brick Co., Inc.,
Mar Sey Lace and Embroidery Corp.,
Marshall and Company,
Marshall Mills, Inc.,
Marshbank Monteiro Associates,
Marsh Express, Inc.,
Marsh Gordon Company,
Mars International,
Marsyl Associates, Inc.,
Martin Domenic, Inc.,
Martin Electronics Corp.,
Martin & Sons Gems, Inc.,
Martinsville Professional Center, Inc.,
Martin V. Smock Enterprises, Incorporated,
Mart Tell Candle Company,
Marty Lou Corporation,
Marveland Farms, Inc.,
Marvelous Marvins,
Marvol, Inc.,
Mary Ann Coat, Inc.,

Mary G Dress Manufacturing & Contracting Company, Inc.,
Mary Nick Realty Co.,
Mary Pat Holding Company, Inc.,
Marywood Realty Co.,
Masbay Manufacturing Corp.,
Mascilaks Bar and Grill, Inc.,
M & A Shoe Shine Parlor,
Master Bagels, Inc.,
Master Food Industries, Inc.,
Mastgen, Inc.,
Matawan Hardware & Garden Supply, Inc.,
Mates Trenching, Inc.,
Matey, Inc.,
Mattaliano Realty Co.,
Matterhorn Development Company,
Mattys Tavern, Inc.,
Matura Trucking Corporation,
Mauro Systems, Inc.,
Mauro Warehouse, Inc.,
M & A Valley Transportation and Bus Co.,
Mavros Holding Corp.,
Mayer Electric Corporation,
Mayer Park Enterprises, Inc.,
Mayer Products Co.,
Mayflower Spa & Hotel, Inc.,
Mazor Circuits, Inc.,
M. Bee Jewelers, Inc.,
M. Boris Trucking Corp.,
M B Services, Inc.,
M & C Auto Body Co., Inc.,
M C Construction Co., Inc.,
McElroy Associates Corp.,
McGlone Realty Corp.,
McGrath Agency of Morris County, Inc.,
McGrath Construction Corp.,
McGuire Industries, Incorporated,
McGuire Sanitation, Inc.,
McHugh Builders, Inc.,
M C L Transportation, Inc.,
McMay Productions, Inc.,
McQuade Associates,
M & C Tile Company, Inc.,

M & D Auto & Truck Repair, Inc.,
M & D Lawn Mower Service Center, Inc.,
M D R Corp.,
Meadowlark Industries,
Meadows, Inc.,
Meadtown Laundromat, Inc.,
Mealeys Coffee Canteen Service,
Meat City of East Keansburg, Inc.,
Meat City of Passaic, Inc.,
Meat City of Plainfield, Inc.,
M E B C C General Contractors, Inc.,
Mechanical Services Co., Inc.,
Mechanical Wall Systems, Inc.,
Medalist Restaurant Corp.,
Medca Realty Corp.,
Medex,
Medfab Realty Corporation,
Medford Building Supplies,
Medford Equipment Rentals, Inc.,
Medford Management Co., Inc.,
Media Services, Inc.,
Medical Ancillary Services, Inc.,
The Medical Psychological Research Institute,
Medicare Claims Filing Service,
Medicare Surgical Supply Centers of New Jersey,
Medi Kal Physicians and Hospital Supply Co.,
The Meehan Corporation,
Meg Trucking Corp.,
Melbourne Mgt., Inc.,
Melflor, Inc.,
Mellon Rockfeller Associates,
Melody Ridge Construction Corp.,
Melody Village, Inc.,
Melo Plast Sales Corp.,
Melrose Hair Stylists, Inc.,
Mels Cocktail Lounge, Inc.,
Melvin Properties Corp.,
Mencor, Inc.,
Mendham Family Raceways, Inc.,
Mendham Farms, Inc.,
Menlo Building Maintenance Corp.,
Mercer Consolidated Credit Corp.,

Merchants Paper Co., Inc.,
Merco Realty Company,
Mercorp,
Mercury Rentals, Inc.,
Merger, Inc.,
Meridian Mortgage Company,
Merlite Presto Shine Corp.,
Meshode Realty Corporation,
Metal Assemblies Company,
Metal Assemblies Realty Company,
Metal Assemblies Sales Company,
Metalcraft Industries, Inc.,
Metape Const. Co., Inc.,
Met Cue Center, Inc.,
Meter Systems & Engineering, Inc.,
Metro Color, Inc.,
Metro Demolition and Crane Service, Inc.,
Metro Maintenance, Inc.,
Metroplan, Inc.,
Metropolitan Salvors, Inc.,
Metro Printing Service, Inc.,
Metro Rubber Roller Corp.,
Metro Textile Finishing Corporation,
Metro Tire Company,
Metuchen Blueprint Service, Inc.,
Mex Craft Corp.,
Meydon Construction Co.,
M F Sales Co., Inc.,
M & G Auto Sales and Service, Inc.,
M & H Homes, Inc.,
M H M Realty Corporation,
Mia Music and Publishing Co., Inc.,
Micco & Lepre Construction, Inc.,
Michael Capital Co.,
Michael DeLucas, Inc.,
Michael Pizzi Holding Corp.,
Michaels,
Michael Steven Co., Construction Design Engineering,
Mickeys Cleaners, Inc.,
Mick Mar, Inc.,
Miclan, Inc.,
Micro Lambda Associates Incorporated,

Micro Metal Coatings, Inc.,
Micwill, Inc.,
Midas Advertising, Inc.,
Midas Distributing Corporation,
Middle Atlantic Turf Sales, Inc.,
The Middle of the Earth Enterprises, Inc.,
Middle Road Realty Company,
Middlesex Custodian Service, Inc.,
Middlesex Cycle & Mower Co., Inc.,
Middlesex Drywall Corporation,
Middlesex Estates, Inc.,
Middlesex Motors,
Middlesex Plumbing & Heating, Inc.,
Middlesex Progressive Club, Inc.,
Middletown General Tire Company,
Middletown Septic and Pumping Company,
Mideastern Sales Corp.,
Mid Jersey Distributors, Inc.,
Mid Paramus Development Co.,
Midst Realty Corporation,
Mid Town Auto Parts, Inc.,
Mikas Factors, Inc.,
M I K & Co.,
Mike Carroll, Inc.,
Mikes Colonial Diner, Inc.,
Mikes South River Auto Repair Service, Inc.,
Mik Gabe, Inc.,
Mikle Corporation,
Mikula Contracting, Inc.,
Milan Agency, Inc.,
Milbor, Inc.,
Milco, Inc.,
Mildreds Restaurant & Food Service, Inc.,
Miles Aircraft Supplies, Inc.,
Mile Square Holding Corp.,
Miles Shoes of Hudson Plaza J. C., Inc.,
Milestone Realty Corp.,
Milford Fasteners, Inc.,
Millard Construction Company, Inc.,
Millburn Travel, Inc.,
Millers Live Poultry Market,
Millers Rentals, Inc.,

Mill Lake Products Co., Inc.,
Mills and Biddle, Inc.,
Millside Deli & Restaurant, Inc.,
Millstone Discount Center,
Millstone Plumbing and Heating Company, Inc.,
Milltown Cable & Controls, Inc.,
Mi Lords Hair Weaving Corp.,
Milords, Inc.,
Mindolph Company,
Mindys Service Center, Inc.,
Mine X, Incorporated,
Miniature Automobile Corporation,
Mini Wheels, Inc.,
The Minority of One, Inc.,
Minutecurl,
Minuteman Restaurants, Inc.,
Minute Men Catering, Inc.,
Mipol, Inc.,
Miracle Linens, Inc.,
Miracle Mile, Inc.,
Mirandeller Realty Corporation,
Mira Paving & Concrete Co., Inc.,
Mirjo Realty Company, Inc.,
Mirror Lake Builders, Inc.,
Miss Gladys Sportswear, Inc.,
Mr. Clean Car Wash, Inc.,
Mister 8 Ball Billiard and Recreation Center,
Mr. Kenneths, Inc.,
Mr. Leigh, Inc.,
Mister Music of Paramus,
Mister Pub Corp.,
Misty Hills, Inc.,
Mitglick, Inc.,
Mit Man, Inc.,
Mitole Corporation,
M. I. Williams Co.,
Mixer Enterprises, Inc.,
Mixon Enterprises, Inc.,
Mizpah Development Corporation,
M & J Enterprises,
M J G Corporation,
M. J. Scarponi and Son Coal and Oil Co., Inc.,

M J S Enterprises,
MKB Associates,
M L and V Construction Co., Inc.,
M M B Associates,
M M B Liquidating Co.,
M & M Industrial Services, Inc.,
M & M Publishing Co., Inc.,
M & M Scrap Metals, Inc.,
M & M Service Center, Inc.,
M N M Bar & Liquors, Inc.,
M & N Trucking Co., Inc.,
Mobile Posters, Inc.,
Mobile Record & Tape Service Corp.,
Mod Cosmetics, Inc.,
Modells Monument Centre, Inc.,
Modern Agency, Inc.,
Moderncraft Venetian Blind Corporation,
Modern Institutional Carpeting Designers & Contractors, Inc.,
Modern Kitchen, Inc.,
Modern Marble, Inc.,
Modern Painting and Decorating, Inc.,
Modern Times Trucking Corp.,
Modern Window Cleaning, Co.,
Modestas Tavern, Inc.,
Modular Circuits, Inc.,
Mohawk Maintenance Service, Inc.,
Moldrite, Inc.,
Molenstra & Son, Inc.,
M. Olsen, Inc.,
Momont Realty Corp.,
Mona Jean Realty, Inc.,
Mona Lisa, Inc.,
Mon Ami, Inc.,
Monarch Wire Company, Inc.,
Mondelli Enterprises, Inc.,
Mongar Realty, Inc.,
Monmouth Air Services, Inc.,
Monmouth County Business League, Inc.,
Monmouth County Rental Corp.,
Monmouth Kitchen Center,
Monmouth Planning Service, Inc.,
Monoco Productions, Inc.,

Monroe Investing Corp.,
Monroe Shippers Association,
Monsoon Industries, Inc.,
Montclair Diplomat,
Montclair Industries, Incorporated,
Monte Food Market, Inc.,
Monte Mens Shop, Inc.,
Montgomery Burnt Hill Corporation,
Montgomery Coat Mfg. Company, Inc.,
Montgomery Financial Services, Inc.,
Montipaw Realty Corp.,
Montville Equipment Co.,
Moore and Fisher Builders, Inc.,
Moorestown Furniture, Inc.,
Moranos Seamless Flooring, Inc.,
More Craft Products Co.,
Moreland Bowman Construction Company,
Morellis Tire Center, Inc.,
Morgan & Ehrhardt, Inc.,
Morganville Bar & Grill, Inc.,
Morgus, Inc.,
Moritz Construction Corp.,
Morlow Industries, Inc.,
Morningside Enterprises, Inc.,
Morris Area Summer Theater, Inc.,
Morris County Auto Parts, Inc.,
Morris County Florist Suppliers, Inc.,
Morris Lindsay Water Conditioning, Inc.,
Morrison Waldron Associates, Inc.,
Morristown Auto Body and Fender Works, Inc.,
Morrow, Inc.,
Mortar, Incorporated,
Morton Watch & Associates,
Moscato Bros., Inc.,
Moselle Corporation,
Motel Constructors, Inc.,
Motel Dennis,
Motion Picture Distributors, Inc.,
Motor Hotel Enterprises of New Jersey, Inc.,
Mountain Lakes Market, Inc.,
Mt. Arlington Drywall, Inc.,
Mt. Holly Concord Motel, Inc.,

Mount Holly Refuse Disposal Service, Inc.,
Mount Properties, Inc.,
Mt. Tabor Gulf Corporation,
Movers Realty Corp.,
Moye Co., Inc.,
M P S Associates, Inc.,
Mrozak Transmissions, Inc.,
M R P Corp.,
M R S All Star, Inc.,
M & R Transmissions, Inc.,
M. Ryan Builders, Inc.,
M & S Distributors, Inc.,
MSE, Inc.,
M & S Excavating Contractors, Inc.,
M. Simmons Corp.,
M S Industries,
M & T Painting,
M & T Trucking Corporation,
Mulb, Inc.,
Muldoon & Wartel, Inc.,
Mullica Edge, Inc.,
Mullowney Co.,
Mully Realty Co., Inc.,
Multichannel Techniques, Inc.,
Multiform Metals, Inc.,
Multiple Listing System of Monmouth County, Inc.,
Municipal Planning Associates,
Munroe Electric, Inc.,
Murl Realty Co.,
Murray Eskin Company,
Murray Landscaping, Inc.,
Murted Company, Inc.,
Music House, Inc.,
Muttcie Holding Co.,
M & W Realty, Inc.,
Myers Associates Incorporated,
Mystique, Ltd.,

Naccarato Bros., Inc.,
National Spring Co., Inc.,
Nelly Fiore Flowers Beautiful, Inc.,
Newark Parking Corporation,

Niagara of North Jersey,
Nine Sylvester Street Corp.,
Nobema Products Corporation,
The North American Agency,
The Northeast Corporation,
Northeast Helicopters, Inc.,
North Essex Land and Development Corp.,
North Jersey Campers and Trailers, Inc.,
Nosbig Sales and Community Services, Inc.,
Notchwood at Butler,

Oakland Farms and Stables, Inc.,
Oakview Associates, Inc.,
O'Briens Liquors,
Ocean Avenue Inn, Inc.,
Ocean Avenue Pharmacy, Inc.,
Ocean Bay Development Co., Inc.,
Ocean City Swim Pools, Inc.,
Ocean Club,
Ocean County Aviation, Inc.,
Ocean County Convalescent Center,
Ocean County Mason Construction Co., Inc.,
Ocean County Rehabilatation Center, Inc.,
Ocean County Wrecking, Inc.,
Ocean Development Corporation,
Ocean Diner,
Ocean Eighth Corp.,
Ocean Home Improvement Company,
Ocean Manor Apartments, Inc.,
Ocean and Monmouth Lands, Inc.,
Ocean Side Surf & Tennis Club, Inc.,
Ocleron Marketing Corporation,
O. E. Lewis and Son., Inc.,
Ognam, Inc.,
Oil Systems, Inc.,
Old Colony Tea & Coffee Corporation,
Olden Carpet Sales, Incorporated,
Olden Homes, Inc.,
Old Farmers Road, Inc.,
Old Fernwood Corporation,
Old Queens Investment Co., Inc.,
O'Leary Associates, Inc.,

Olive Mason Construction Co., Inc.,
Olsen Boat Works, Inc.,
Olsen Conditioned Air Co., Inc.,
Olympia Pools, Inc.,
Olympic Health Spa., Inc.,
Omega Travel Bureau,
Omni Enterprises, Inc.,
Omni Sales & Leasing Corporation,
Omnitrol Corporation,
Ondina Corp.,
One Forty Five Corp.,
The 185 Frelinghuysen Avenue Corp.,
180 Hobson St. Corp.,
The 183 Corporation,
111 Park St. Corp.,
The 150 Corporation,
The 158 Corporation,
The 154 Corporation,
148 Johnson Ave. Inc.,
104 16th Ave., Inc.,
One Hundred, Inc.,
109 Englewood Avenue Corp.,
The 192 Corporation,
107 3rd Ave. Belmar,
177 Main Corp.,
106 West Palisade Avenue, Inc.,
169 W. Main Street, Inc.,
131 Adams St. Holding Co., Inc.,
130–132 37th Street Corp.,
137 N. Maryland Corp.,
103 14th Avenue & 228 Camden Street, Inc.,
One Hundred and Twenty Four Church Street, Inc.,
124 48 Street Corporation,
One Hundred Twenty Four Gregory Avenue Corp.,
123 West Seventh Street Corp.,
O'Neills Industries, Inc.,
One Leona Corp.,
One Melmel Corp.,
One on One Corp.,
One 0 One Corporation,
One Sixty Cole Associates, Ltd.,
One Sixty Nine Newton Street Corporation,

One Thirty Corporation,
1 2 3 4 Florence Avenue Corporation,
Only Shirts, Inc.,
Onore Enterprises, Inc.,
The Open Door Grill,
O. P. Ganjo, Inc.,
Optical Devices, Inc.,
Oradell Enterprises, Inc.,
Oradell Market, Inc.,
The Orange Butterfly,
Orange Garden Supply Co.,
The Orange House, Inc.,
Orange Main Liquor Store, Inc.,
Orange Oaks, Inc.,
Orberk Corp., Inc.,
Orchid Homes, Inc.,
Ordinance Codification, Inc.,
Oriel Cosmetic Company,
Oriental Rug Importers, Inc.,
Orion Computer, Inc.,
Orosam, Inc.,
Oroset Auto,
O & R Pharmacy, Inc.,
Osborne Estates,
Otis Engineers, Inc.,
Ottawa House, Inc.,
Overlook East, Inc.,
O W Drive In,
Owen K. Jolly Advertising, Inc.,
Owen P. Lynch Company,
Oxford Cartage Co., Inc.,

Pacific Halladay Realty Corp.,
Pacific Land and Improvement Co., Inc.,
Packer Carpets,
Padrone Realty Corp.,
PAECO, Inc.,
Paga Contracting Corp.,
Pagano Pharmacy, Inc.,
Page and Schuyler Corporation,
Paint Rite, Inc.,
Palamarg Realty Co.,

Pal Cleaning Corp.,
Palermo Enterprises, Inc.,
Palermo Hairdressers, Inc.,
Palisade Pageants, Inc.,
Palisades Amusement Corporation,
Palisades Liquor, Inc.,
Palisades Marketing Enterprises, Inc.,
Palisades Park Auction Galleries, Inc.,
Palisades Transportation Services, Inc.,
Palmer Contracting, Inc.,
Palmin Construction Co., Inc.,
Palocins Tavern, Inc.,
Palons Company, Inc.,
The Pamco Awning Corp.,
Pameren Corp.,
Pamir, Inc.,
Pan African Associates, Inc.,
Pancake Ranch, Inc.,
Pan Controls, Inc.,
Panorco, Inc.,
P A O D, Inc.,
Paolini Enterprises, Inc.,
Paolino Miccinilli Contracting Company, Inc.,
Parabellum Ordinance, Inc.,
Paradise Florist of Plainfield,
Paradise Holding Company,
Paradyne Building Co., Inc.,
Paragon Enterprises Corp.,
Paragon Poultry, Inc.,
Parameters, Inc.,
Paramount Bedford T V & Radio, Inc.,
Paramount Builders, Inc.,
Paramus I C C,
Par Builders, Inc.,
PARCO Construction Corp.,
Parent Associates, Inc.,
P. A. Riley & Sons, Inc.,
Par Ione Construction Corp.,
Paris French Cleaners, Inc.,
Paris Inn, Inc.,
Park Avenue Estates, Inc.,
Park Boulevard Management Corp.,

Park Developers, Inc.,
Park Diner of Highland Park, Inc.,
Parker Discount Corp.,
Parker Madison, Inc.,
Parke Towne Houses, Inc.,
Park Lane Italian Restaurant and Pizzeria, Inc.,
Parkmont Terrace, Inc.,
Park Pharmacy of Chatham, Inc.,
Park Ridge Beauty Salon,
Park Ridge Foods, Inc.,
Park Ridge Garage, Inc.,
Park Ridge Trucking, Inc.,
Park River Auto Sales,
Park Transport, Inc.,
Park Village Homes, Inc.,
Parsippany Heights Corp.,
Parsippany Village Estates, Inc.,
Partake Inc. of Bergen,
Partitions for Business, Inc.,
Partridge Equipment, Corp.,
Par Troy Auto Car Wash, Inc.,
Par Troy Coffee Shed, Inc.,
Par Troy Transportation, Inc.,
Parts Production & Equipment Co., Inc.,
Party Preludes, Inc.,
Pascack Coffee Shop, Inc.,
Pasquale Paper Stock Co., Inc.,
Passaic Park Agency,
Patapsco Corporation,
Paterson Beauty and Barber Supply Co., Inc.,
Paterson Curb Service, Inc.,
Paterson Importers Company, Inc.,
Paterson Imprinters, Inc.,
Paterson Laundercenter, Inc.,
Paterson Linen Supply, Inc.,
Paterson Rack, Incorporated,
Paterson Tanning Corp.,
Paterson Waste Removal, Inc.,
Patience Corporation, Inc.,
Pat Jo Beauty Shops Co., Inc.,
PATLEN, Inc.,
Pat Mar Corp.,

Patras, Janet Co., Inc.,
Patterson Matzkin & Co., Incorporated,
Patty Lane Trimming Corp.,
Paul Brennalt Landscape Company,
Paul D. Doughetry Co., Inc.,
Paul Kish, Inc.,
Paul Properties Nutley, Inc.,
Paul R. Gruning Jr. & Sons, Inc.,
Pauls Janitorial Service, Inc.,
Pauls Pizzeria, Inc.,
Pauls Quality Market, Inc.,
Pauls Supermarket, Inc.,
Payroll Express Corp.,
P C Concrete Corp.,
P D B Construction Co.,
Peaceful Valley Homes, Inc.,
Peach Tree Construction Co., Inc.,
Pearls Furniture, Inc.,
P. & E. Associates, Inc.,
Peatstrip, Inc.,
Pebble Creek Nursery and Landscape Co.,
Peca Realty Corp.,
Pecks Beach Ltd.,
Pedersen Golf Corporation,
Peggy Abbott, Inc.,
Pejuan Development Corporation,
Pell Vending Corp.,
Pel Rhoad Company,
Penguin Club,
Penn Coblers, Inc.,
Pennfield Homes, Incorporated,
Penn Lectric, Inc.,
Penn Manor Apartments Corp.,
Penn Motor Hotel, Inc.,
Pennsgrove Restaurant, Inc.,
Penshurst K., Inc.,
Peoples Fuel Oil Company, Incorporated,
Peoples Mortgage Company,
Peoples Publications, Inc.,
Pera Realty Corporation,
Perfect Manufacturing Corp.,
Peri Scope Records, Inc.,

The Peritus Corporation,
Perlmans Hardware,
Perlow Realty,
Perl Realty Co.,
Perlstone Management Co., Inc.,
Perma Bilt, Inc.,
Perma Pal, Inc.,
Perry Sherwood International, Inc.,
Personal Development Associates, Inc.,
Personal Hearing Aid Service, Inc.,
Personnel Transport Consultants, Inc.,
Perton, Inc.,
Pescatore Coat Co., Inc.,
Pet A Vista, Inc.,
Peted Construction Co.,
Peter Adams, Inc.,
Peter J. Speroni, Inc.,
Pettoni Bros., Inc.,
Pharmacy Services, Inc.,
P H C Development Corp.,
Phenix Land Planning, Inc.,
Philcam Roofing & Metal Co.,
Philip J. Novello, Inc.,
Philip Lago & Sons, Inc.,
Philip Rothberg, Inc.,
Philips International Coiffeurs,
Philmar Carpet Co., Inc.,
Phil Mar Corporation,
Photo Sketch Camera Equipment Corporation,
Phototape, Inc.,
Photronix Corporation,
P & H Painting Contractors, Inc.,
P H S Corporation,
P H S Corporation of Totowa,
P and H Trucking Company,
Phylee Corp.,
Physicians Book Reference, Inc.,
The Piano Shop,
Pictorial Plastics Corporation,
Piedl Tool & Die Co., Inc.,
Pier Corp.,
Pilgrim Construction Company, Inc.,

Pine Brook Stables, Inc.,
Pinecone Meadow, Inc.,
Pinecrest Restaurant Co.,
Pineland Enterprises, Inc.,
Piners, Inc.,
Pine Schurman Holding Company,
Pines Market Corp.,
Pine St Realty Co.,
Pine Villa Homes, Inc.,
Pink Lounge, Inc.,
The Pink Submarine, Inc.,
Pinnacle Enterprises, Inc.,
Pinnas & Tamburro Development Co., Inc.,
Pino Construction Company, Inc.,
Piombo Leather Co., Inc.,
Pioneer Appliances, Inc.,
Pioneer Marine Instrument Co.,
The Pirates Den of Atlantic City, Inc.,
Pitman West Stores, Inc.,
Pitney Built Homes, Inc.,
Pitrina Coat, Inc.,
Pixie Fashions, Inc.,
The Pizzeria,
P & K Food Mart, Inc.,
Plainco Corp.,
Plain and Fancy Tavern,
Plainfield Fis Cop Restaurant Corp.,
Plainfield Packaging Corp.,
Plainfield Shopping Plaza, Inc.,
Plainfield Trimming Corp.,
Planned Community Development Corporation,
Plantation Homes, Inc.,
Planting Originals, Inc.,
Plasticad Agency, Inc.,
Plastic Bottles, Inc.,
Plastic Land, Inc.,
Plastic Molding Powders, Inc.,
Plasticrete Holding Company,
Platinum Record Company, Inc.,
Playgirl Beauty Salons of New Jersey, Inc.,
Playgirl Coiffures, Inc.,
Plaza Deli,

Plaza Express, Inc.,
Plaza Hairstylists, Incorporated,
Plaza Picture Frame Co., Inc.,
Plaza Television, Inc.,
Plaza 27 Hair Stylists, Inc.,
Pleasant Builders, Inc.,
Plenum Systems, Incorporated,
Plumbrite, Inc.,
Plummer Ltd., Inc.,
Plymouth Commodities, Inc.,
P M C Associates, Inc.,
P and M Productions, Inc.,
P M Professional Sales and Promotions, Inc.,
Po Bobs Paradise Lounge,
P O Food Products, Inc.,
Point Homes,
Point Pleasant Chair Company, Inc.,
Point Pleasant Estates, Inc.,
Polaris Subs, Inc.,
Polar Sporting Goods Manufacturing Corp.,
Poldic, Inc.,
Polestar,
Poling Chemical Company, Inc.,
Pollard & Krasco Trucking Company, Inc.,
Poly Ap Development Corp.,
Polyconic Corp.,
Polyfoto of Atlantic City, Inc.,
Polymer Finishes, Inc.,
Pom Bon, Inc.,
Pomp A Doodle Poodle, Inc.,
Pompeii Pizza Crust Corp.,
Pom Pom House, Inc.,
Pomponio Construction Co., Inc.,
Pompton Brake Service,
Pompton Lodge,
Pompton Pet, Inc.,
Pompton Pipelines, Inc.,
Pompton Wheel Alignment & Brake, Inc.,
Poncy Plastics, Inc.,
Pondorosa Liquors, Inc.,
Pondorosa Lodge Restaurant Enterprises, Inc.,
Pool Maintenance & Service Co.,

Pool Tables Unlimited,
Port Storage & Terminal Warehouse Corp.,
Post Garment Co., Inc.,
Post Op Binder Corp.,
Postur Line of Asbury, Inc.,
Potter Taxi, Inc.,
Pounds and Inches, Inc.,
Power & Control, Inc.,
Power Saver, Inc.,
Powers School of Montclair, Inc.,
The Powertane Corporation,
Power Vacuum Cleaning Company, Inc.,
Power Wash, Inc.,
Powlett Lumber and Supply Corporation,
P & P Associates Corporation,
P & P Enterprises, Inc.,
Prato Construction, Inc.,
P R C Construction Company, Inc.,
Preakness Gulf Service Center, Inc.,
Precision Glass & Metal Products, Inc.,
Preferred Prospects, Inc.,
Prelude Enterprises, Inc.,
Prelude, Incorporated,
Premium Motivation Service, Inc.,
Presidential Hardware Stationery, Inc.,
Presidio, Inc.,
Pressure Vessel Protection, Inc.,
Prestige Data Processing, Incorporated,
The Prestige Restaurant, Inc.,
Prestige Video Stores of New Jersey, Inc.,
P R G Co., Inc.,
Price Enterprises, Inc.,
Price Packing Company,
Pricerite Gas Company, Inc.,
Prices Liquors, Inc.,
Pride of Newark Cab Co.,
Pride Products, Inc.,
Prime Enterprises, Inc.,
Primo Realty Corporation,
Prince Cocktail Lounge, Inc.,
The Princeton Company,
Princeton Excavating Contractors, Inc.,

Princeton Kitchens, Inc.,
Princeton Lane Co.,
Principato & Depiano Trucking Corporation,
The Probart Leasing Corp.,
Profab Internationale, Inc.,
Professional Allied Services, Inc.,
Professional Credit Corporation,
Professional Direct Mail Services,
Professional Surveys Corporation,
Programatic Documentary Printing, Inc.,
Progressive Specialties, Inc.,
Project 5 Corporation,
Prol Pool Co.,
Properties 116, Inc.,
Pro Plastics of New York, Inc.,
Prospect Investments, Inc.,
Prospect Meat Market, Inc.,
Protective Electronics,
P. Russoniello & Sons, Inc.,
PSB Franchises, Inc.,
Psychedelphia, Inc.,
Publication Analysts, Inc.,
Pulaski Electric, Inc.,
Punkin T, Co.,
Pur Aire, Inc.,
Purdy & Shaw, Inc.,
Pure Dairy & Food Products Corp. of New Jersey,
Pure Flo, Inc.,
Purity Meat Supply Co., Inc.,
Purple Mountain Construction Company,
Purri Contractors, Inc.,
Pyramid Collection Service, Inc.,
Pyramid Consulting Management Company, Inc.,
Pyramid Sales, Inc.,
Pyrometallurgical Enterprises, Inc.,

Q N Delivery Service, Inc.,
Quaas General Contracting Co., Inc.,
Quadrangle Investments Corporation,
Quaker City Steak & Hoagie Shops, Inc.,
Quaker Commercial Corporation,
Quaker Ridge, Inc.,

Quality Design, Inc.,
Quality Discounts,
Quality Estates, Inc.,
Quality Homes, Inc.,
Quality Materials & Management Associates, Q M M A,
Quality Motors, Inc.,
Quality Realty, Inc.,
Quality Self Service Shoes, Inc.,
Quality Tire Co., Inc.,
Quansi Construction Corp.,
Quantronics, Inc.,
Quantum Devices Corp.,
Quartaro Contractors, Inc.,
Quartz Lamp & Tube Corp.
Quaycorp, Inc.,
Quay Realty Company,
Queens Laboratories, Inc.,
Queens Men,
Quiberon Corporation,
Quick Travel Service,
Quick Zip Stables, Inc.,
Quigley Agency,

R A A Service, Inc.,
Ra Bon Corp.,
Raccoon Oil Co., Inc.,
Raceway Tavern, Inc.,
Racli Construction Corp.,
Rada Design Services, Incorporated,
Radar Detectronics, Inc.,
Radio Cab Company of Atlantic County,
R & A Distributors, Inc.,
Radlee Lingerie Co., Inc.,
Radolph Corp.,
Ragil, Inc.,
Rahlin Newspaper Service Co., Inc.,
Rahway Kosher Caterers, Inc.,
Rahway Truck & Auto Sales, Inc.,
Railton Caldwell Agency,
Rainbow Auto Top, Inc.,
Rainbow Plastic Fence Fittings, Inc.,
Rainiers Dairies Distributor, Inc.,

Rallos Bar, Inc.,
Rallos, Inc.,
Ralph Corp.,
Ralph & Eddie, Inc.,
Ralph R. Fischetto Enterprises, Inc.,
Ralphs Duncan Esso, Inc.,
Ralphs Grocery Store, Inc.,
Ralston Jones, Inc.,
Ramapo Aero & Helicopter Repairs, Inc.,
Ramapo Gardens,
Ramapo Woven Label Corp.,
Ramark, Inc.,
R A M Corporation,
Ram Improvement Company,
Ramsey Wallace Corporation,
Ramsoms Community Chapel,
Randolph Cleaners, Inc.,
Random Specialties, Inc.,
Random Trading Co., Inc.,
Randor Corporation, Inc.,
Ranek Realty Corp.,
Ranger Industries, Inc.,
Raniero Builders, Inc.,
Rapid Car Wash,
Rapid Meter Service, Inc.,
Raritan Bay Service Center,
Raritan Industrial Plastic & Building Supply, Inc.,
Raritan Valley Collection Agency,
Raritan Valley Electric Corp.,
Rascal House, Inc.,
The Rave Corp.,
Ravenhorst Park Assn., Inc.,
R A W Corp.,
Rawrysz, Inc.,
Ray Bern, Inc.,
Raydan, Inc.,
Ray Lar Tool & Mfg. Corp.,
R B D, Inc.,
R & B Reloads, Inc.,
R C M Meat Packing Corp.,
R D C Constr. Corp.,
R D & D, Inc.,

R D H Associates, Inc.,
R & D Servicenter, Inc.,
Reactive Systens, Inc.,
Ready Enterprises, Inc.,
Reagar Homes, Inc.,
Real Al, Inc.,
Realcom, Inc.,
Real Estate for Industry & Commerce, Inc.,
Real Estate Listing Association, Inc.,
Real Estate School of Central New Jersey,
Realitone Hearing Aids, Inc.,
Real Search, Inc.,
Realty Associates of Monmouth, Inc.,
Realty Consolidated, Inc.,
Realty Rentals, Incorporated,
Rebarbers, Inc.,
Rebari Co.,
R E B Transportation, Inc.,
R & E Construction Company,
Record City, Inc.,
Records Associates, Inc.,
Record Supply Corp.,
Recreational Products, Inc.,
Rector Construction Co., Inc.,
Redac Project No. 6428, Inc.,
Redac Properties, Inc.,
R. E. Dagenhart, Inc.,
Red Bank Pet Center at The Mall, Number 53, Inc.,
Red Bird Truck Rental Corporation,
The Red Cow,
Reddon Management Co.,
Redeemed Productions, Inc.,
Redi Tea Corporation,
Redlers Hardware, Inc.,
Red Top Corporation,
The Redwood House,
Reese Enterprises, Incorporated,
Reeves Fence, Inc.,
Refractory Services, Inc.,
Refuse Equipment Corporation,
Regal Acceptance Corporation,
Regency Enterprises, Inc.,

Regency Machine Company,
Regimental Enterprises, Inc.,
Regina Auto Sales, Inc.,
The Regina Restaurant,
Reginas Sub House,
Regional Laboratories, Inc.,
Rehabilitation Associates, Inc.,
Rehnqvist International Corp.,
Reilly Real Estate, Inc.,
Reiner Machinery Company,
Relgeis Corporation,
Reliable Carpet Co., Inc.,
Reliable Garage Door and Construction and Improvement Co.,
Reliable Leather Pigment Finish Co., Inc.,
Reliable Steam Cleaning Corporation,
Relm Co. Associates, Inc.,
Relocatable Structures, Inc.,
Rel Qual Associates,
Remargin Realty Co.,
Remcher Development Corp.,
R E M Contracting, Inc.,
Remor Advertising Services, Inc.,
Renagio Restaurant, Inc.,
Renaissance Decorative Hardware Co., Inc.,
Render Corp.,
Reneerock,
Renew It Home Improvement Co.,
Renper, Inc.,
Rentrux,
R & E Power Realty Co.,
The Research Acceptance Corporation,
Reservoir Club, Inc.,
Resynthetic Sales Corp.,
Retail Delivery Service, Inc.,
Retread Paving, Inc.,
Revere Sheet Metal Works,
Reynolds & Grogan Talent Enterprises, Inc.,
R & F Products Corp.,
RGG Corporation,
R. G. Sullivan, Inc.,
Rhanees, Ltd.,
R & H Guarantee Corporation,

R H & H, Inc.,
R H Interiors, Inc.,
Rhocra Construction Co., Inc.,
Rhode Island Apartments, Inc.,
Rianta Corporation,
Rib City Barbecue, Inc.,
Ri Bro. Fun Land Corp.,
Ricardo Realty Co., Inc.,
Ricar Holding Co., Inc.,
Ricciardelli Builders,
Richard J. Adler & Company, Inc.,
Richards Electric Corporation,
Richards Floor Covering, Inc.,
Richard Sign Co., Inc.,
Richardson Service Corporation,
Richards Photo Workshop, Inc.,
Richard W. Dupre, Inc.,
Richfield Bake Shop, Inc.,
Richfield Design & Development Corp.,
Rich Ken, Inc.,
Rich Lor, Inc.,
Ric Kar, Inc.,
Ricks Flying A Service, Inc.,
Rickshaw Restaurant, Inc.,
Riclenn Distributors, Inc.,
Ridge Avenue Corp.,
Ridgedale Lounge, Inc.,
Riding Program Services, Inc.,
Riehl Textiles, Inc.,
Rietveld, Inc.,
Riker Holding Company,
Rimm, Inc.,
Rimm Industrial Corps Park,
Ring Apoch, Inc.,
R I P Drywall Co., Inc.,
Rishty Brothers, Inc.,
Risley and Michel, Inc.,
Rite Leasing Corp.,
Rite Way Sales Corp.,
Ritira Company, Inc.,
Ritta Dry Wall Construction Co., Inc.,
Ritter Coil Company,

Ritz Corner, Inc.,
Riverboat Lounge, Inc.,
River East, Incorporated,
River Inn., Inc.,
River Land & Improvement Co.,
River Properties, Inc.,
Riverside Florist, Inc.,
Riverside Inn, Inc.,
Rivertide, Incorporated,
Riverton Cosmetics, Inc.,
Riverview Agency, Inc.,
Riviera Auto Body, Inc.,
Rizzolo Corporation,
R & J Auto Clinic, Inc.,
R J H, Inc.,
R J H S Corp.,
R J R Corp.,
R. J. Spiegel Company, Inc.,
RLC Enterprises, Inc.,
R M Auto Wrecking and Towing Co.,
R. M. Dewsnap Co., Inc.,
R. M. Jame Corporation,
R & N Restaurant Corp.,
Roadside Market, Inc.,
Robbies Diner, Inc.,
Robbins Enterprises, Inc.,
Robcon, Inc.,
Robert A. Burris Corporation,
Robert C. Poster, Inc.,
Robert E. Breining, Inc.,
Robert E. Harold, Inc.,
Robert F. Kennedy Martin Luther King Apartments,
Robert Machine Co.,
Robert N. Nami, Inc.,
Robert & Richard Associates, Inc.,
Robert Richards, Inc.,
Roberts Distributors, Inc.,
Robert Sibello Painting Craftsman, Inc.,
Roberts and Roberts, Inc.,
Roberts Unique Loom Parts, Inc.,
Robin Dee Enterprises, Co., Inc.,
Robinson Associates, Inc.,

Robo of New Jersey, Inc.,
Robs Town House Pizza, Inc.,
Robvin, Inc.,
Rocap Manor,
Rocar Manufacturing, Inc.,
Rockaway Linens, Inc.,
Rockland Manufacturing Company,
Rockwell, Inc.,
Rocky Brook Realty Corp.,
Rockys Auto Body, Inc.,
Rodal Investments, Inc.,
Roddiscraft Construction Co., Inc.,
Roela, Inc.,
Roelle Knitting Mills, Inc.,
Rog Clark, Inc.,
Rogerdy Enterprises, Inc.,
Rogers Carl Corporation,
Rohlan, Inc.,
Ro Jo Construction, Inc.,
Rola Corp.,
Roland Business Systems,
Roland Pierson Agency,
Ro Le Ro,
Rolis Associates, Inc.,
The Rolling Coffee Shop,
Rom A No General Contracting Company,
The Roman Restaurant,
Romark Warehouse Corp.,
Romba, Inc.,
Rome Builders, Inc.,
Rome Equipment Corp.,
Romik Realty, Inc.,
Romosers Bakery, Inc.,
Ronaza Corporation,
Ronbed Corp.,
Ron Del Record Corporation,
Ron Drug Co., Inc.,
Roneer Painting, Inc.,
Ronmar Corporation,
Rons Cleaners & Dryers,
Rons Laundermat, Inc.,
Roots News Service, Inc.,

Rosal Restaurant, Inc.,
Rosebarn Realty Co.,
Rosebud Coffee and Sandwich Shop, Inc.,
Roselle Beverages, Inc.,
Roselli Chevrolet, Inc.,
Rose Warehouse Co., Inc.,
Rosewood Realty Co., Inc.,
Rosina Shop,
Rosita Jackson, Inc.,
Ross Agency, Inc.,
Rossco Realty, Inc.,
Ross & Supreme Radio & Television, Inc.,
Roszo, Inc.,
Rotanic Construction Co., Inc.,
Rotodyne Erection Corp.,
Route 539 Holding Company, Inc.,
Route 6 Realty Corp.,
Route 22 North Plainfield Diner, Inc.,
Rovan, Inc.,
Rowber Corp.,
Roweit Liquors, Inc.,
Roxbury Char Pit,
Roxbury Muffler Corporation,
Roxy Builders, Inc.,
Royal Adjustment Bureau,
Royal Candle Company, Inc.,
Royal Equipment Corp.,
Royal Family Products, Inc.,
Royal Globe Advertising, Inc.,
Royal Master Finance Corp.,
Royal Meat Market, Inc.,
Royal Province Company,
Royal Sheet Metal Works, Inc.,
Royal Statuary, Inc.,
Roycar, Inc.,
Royhoff Distributors of New Jersey,
Roy J. Byrd Real Estate Holding Co.,
Roykurya Masonry Structures, Inc.,
Royle, Inc.,
Roz Carol, Inc.,
R P Gallo Wholesale Produce, Inc.,
R P M Trucking Company, Inc.,

R & R Heating and Air Conditioning Company,
R & R Iron Works,
R & R Maintenance, Inc.,
R & R Warehouse, Inc.,
R & S Cable Supply Co.,
R S E Corporation,
R. S. Gold, Inc.,
Ruckman Truck Leasing Corp.,
Rudal Realty Corp.,
Rues Construction and Realty Co., Inc.,
Rufeton, Inc.,
Ruggieri, Inc.,
Runnemede Development Co.,
Rupert Gordon Hairdressers,
Rusco Window Corp. of N. J.,
Rushmore Products, Inc.,
Russdon,
Rutgers Electrical Supply, Inc.,
Rutherford Moving & Storage Company, Inc.,
Rutherfords Ale House, Inc.,
Ruthig Transp. Corp.,
Ruth Spier, Inc.,
Rutledge Village, Inc.,
R & V Auto Body,
R V J Productions, Inc.,
RWA, Inc.,
R W D Corp.,
R & W Distribution Co., Inc.,
R & W Enterprises, Inc.,
R. W. James Corporation,
Ryan Recording Service, Inc.,

S A Associates,
Sabanel Holding Co., Inc.,
Sabia Realty, Inc.,
Sabos Appliances, Inc.,
Sabrina Productions, Inc.,
Sacks Wholesale Supply Co.,
Sadans Bar & Grill, Inc.,
S. A. Dashev of Hackensack, Inc.,
S & A Design Corporation,
Saewin Realty,

Safari Realty Co., Inc.,
Safe Boating Council, Inc.,
Safe T Gard, Inc.,
Safety Chock, Inc.,
Safety First Products, Inc.,
Safety Sales, Inc.,
Safety Security Agency,
Sage Brothers, Inc.,
Sage Development Corporation,
Sage Realty Corp.,
St. Anthony Realty Company,
S & A Kosher Caterers, Inc.,
Salco Builders, Inc.,
Salean Realty Co.,
Salem County Coach Company,
Sales Fund, Incorporated,
Salhes Development, Inc.,
Salida Realty Corp.,
Sally West Taylor, Inc.,
Salmor Auto Repairs, Inc.,
Salon De Paris,
Salon 42, Inc.,
Salon 17, Inc.,
Sal Ruby Corporation,
Saltran, Inc.,
Salvage Corporation of America,
Salvatores Italian Restaurant, Inc.,
Samak Realty Corp.,
S & A Management Co.,
Samantha Holding Corp.,
Samaras Brush Corp.,
Samart Realty Co.,
S A M Consultants, Inc.,
Sam Genis, Inc.,
Samler Bros, Inc.,
Samles Enterprises, Inc.,
Sam Manny, Inc.,
Sampco, Inc.,
Sams Clothes Shop, Inc.,
Sams Dairy Co.,
Samson Associates, Inc.,
Sam S. Williams Masonry Co., Inc.,

Samuel Berman Co.,
Samuel Dress House,
San Carlor Manufacturing Corp.,
Sandalwood Corporation,
The Sandbox,
Sandpiper Studios, Inc.,
Sands Construction Co.,
Sandyliz Enterprises, Inc.,
Sandford Equipment Co., Inc.,
Sanf Realty Corp.,
Sanitate, Inc.,
Sanitronic Systems,
San Jacinto Heights, Inc.,
Sanlazarus Tavern,
Sansyl Construction Co., Inc.,
Santone Enterprises, Inc.,
Sanz Corporation,
Sapphire Motor Rentals, Inc.,
Saral Corp.,
Sara Mir Realty Corp.,
Saras Budget Shop, Inc.,
Sardellas Restaurant, Inc.,
Sardo Enterprises,
Sarell, Inc.,
Sargon Knitting Mills, Inc.,
Sarole, Inc.,
Satellite Construction Corporation,
Satellite Homes, Inc.,
Satura Salons East,
Saturn Service Corporation,
Sauna Centralen, Inc.,
Save More Jersey, Inc.,
Sav On Wigs, Inc.,
Savvides Corporation,
Saxon Engineering,
Saxro, Inc.,
Sayre Street Newark Corporation,
S B D Interstate Investment Corp.,
S B N Associates, Inc.,
S B O K Realty Corp.,
S B & R Holding Company, Inc.,
S B S C Company, Inc.,

S B W C Company, Inc.,
Scana Perones, Inc.,
S C B Holding Company,
Schachter Hearing Aid Center, Inc.,
Schaeffer Real Estate Company,
Schaub & Seymour, Inc.,
Schember Organization,
Schlesinger Quality Meats, Inc.,
Schmidt Enterprises, Inc.,
Schneider Coat Mfg., Inc.,
Schneider & Sons Trucking, Inc.,
Scholastic Aptitude Training Institute of America, Inc.,
Schooley Lane Corporation,
Schoolview Homes, Inc.,
Schooner, Inc.,
Schooner Mills Corp.,
Schoppy's, Inc.,
Schrul's Cabin,
Schwabuilt Homes Corp.,
Schwarz Horse Transportation Co.,
Science Hobbies, Inc.,
Scientific Processing, Inc.,
Sciport, Inc.,
S. Cooperman Company,
Scott Embroidery, Inc.,
Scott Music and Television, Inc.,
Scott Norman Enterprises, Inc.,
Scottsdale Development Corporation,
S C R Corp.,
The Scrimshaw Security Services, Inc.,
S & D Sales Co., Inc.,
Seacrest Construction, Inc.,
Seamens Landing,
Seamless Floors of New Jersey, Inc.,
Searchers Abstract Co., Inc.,
Searles & Grasso, Inc.,
Seashore Bakers, Inc.,
S & E Atlantic Servicenter, Inc.,
Second Englewood Company,
Security Communications Systems, Inc.,
Security National Fund, Inc.,
Security Search & Abstract Co.,

Seel Rite, Inc.,
Segarra Grocery Corp.,
Seg Investments, Inc.,
Seiffert Estates,
S E L Corporation,
Selecta Corporation,
Select Furniture Co.,
Selective Growth Fund, Inc.,
Seliger & Rad Co.,
Selmar Construction Corp.,
Selrose, Inc.,
Senior Citizens Resorts, Inc.,
Sensiplex Manufacturing and Research, Inc.,
Sensormatic of New Jersey, Inc.,
Sentry Publishing Co., Inc.,
Sentry Research Corp.,
Sepaul, Inc.,
Sepede Realty Co., Inc.,
Sepia Lounge,
Sere Contracting Corp.,
Serene Realty Corp.,
Serolod Corporation,
Service Forwarding Company, Inc.,
Service Petrol, Inc.,
Service Wholesalers of Camden, Inc.,
Servolam, Inc.,
The Seven Edison Place Corp.,
785 Green Street, Inc.,
780 Route 3, Inc.,
715 Corporation,
744 Food Corp.,
714 Summit Bowl Bar, Inc.,
701 Realty Investment Corp.,
717 Hunterdon Street Corp.,
729 22nd Street Corp.,
17 Montrose Avenue, Inc.,
7801 Atlantic Avenue, Inc.,
75 Main Street Corporation,
77, Inc.,
Sew Vac Sales & Service, Inc.,
Seybold Engineering Co., Inc.,
Seyco Construction Company,

Seymour Weisberg Associates, Inc.,
S & G Fines Foods, Inc.,
SG & S P & H, Inc.,
Shabazz Realty Company, Inc.,
Shacks Corner, Inc.,
Shamberger Carpet Co., Inc.,
Shamong Manufacturing Company,
Shane Realty, Inc.,
Shanley Associates,
Shannon Crine Corporation,
Shape Plumbing & Heating Co., Inc.,
Shapows, Inc.,
Sharkey Construction Co., Inc.,
Sharon Builders, Inc.,
Sharon Rosue Realty, Inc.,
Shatz Estates,
S & H Designs,
Sheetal Products, Inc.,
The Shelf Store, Inc.,
Shelley Embroidery Corp.,
Shell Ray, Inc.,
Shepard Martin Dept. Store, Inc.,
Sheraton Grill, Inc.,
Sheraton Western Corporation,
Shergay Consultants, Inc.,
Sherman & Associates, Inc.,
Sherman Bar, Inc.,
Sherwood Forest Wood Products, Inc.,
Sherwood Pools, Inc.,
Sherwood Square, Inc.,
Shields & Kerney Trucking Co.,
Shimson Moshe Realty, Inc.,
Ship Bottom Building Center,
The Ships Galley, Inc.,
S. Hochhauser Trucking Corp.,
Shoe Craft, Inc.,
The Shoe Room, Inc.,
Shoe Town Millburn, Inc.,
Shontay, Inc.,
Shoppers Castle, Inc.,
Shopping Trail, Inc.,
Shore Counties Construction, Inc.,

Shore Line Refuse, Inc.,
Show Girl Hairstylist, Inc.,
S & H Transportation Services Corp.,
Shuler Corporation,
Si Be Corp.,
S I C Corporation,
Siddons & Siddons, Inc.,
Sidney Land, Inc.,
Siegfried and Parnell Builders, Inc.,
Siemer Packing Co.,
Sig Greenebaum Construction Corp.,
Sigler and Sigler, Inc.,
Signatron, Inc.,
Signs By Schaf,
Silco Builders, Inc.,
Sil, Inc.,
Silver Cross Corp.,
Silverton Medical Center,
Sima Fashions, Inc.,
Simco Manufacturing Corp.,
Simons Inn of Finderne, Inc.,
Simulated Amusements Corp.,
Simul Logic Systems, Inc.,
Sincerely Yours, Inc.,
Singac Hardware, Inc.,
Singles Guide, Inc.,
Sinsci Enterprises, Inc.,
Sioux Productions Corp.,
Sip 140 Corp.,
Siranac Realty Corp.,
S I R Associates, Inc.,
Sirax, Inc.,
Siriotis Bros., Inc.,
Six Aces,
6 Harvey Court Corporation,
600 Cedar Lane Corporation,
608 High Street, Inc.,
619 Orange St. Corp.,
677 Bergen St. Corp., Inc.,
631 Fourth Avenue Corporation,
620 Market Street Realty Co., Inc.,
Sixrolab, Inc.,

68 Roselle, Inc.,
65 67 Beech St., Inc.,
Sixty Four Club Corporation,
64 No. 9th Street Corporation,
Sixty One Sixteen Boulevard Corp.,
S. J. Mitchell, Inc.,
S. J. Reynolds, Inc.,
Skavnes Boat Shop, Inc.,
Skeffington Works, Inc.,
Skill Construction Corp.,
Skinner Enterprises,
Skipper Mobile Home Park, Inc.,
Skitch Voron Corp.,
Sky Executives, Inc.,
Sky Hills, Inc.,
Skylark Holding Corp.,
Skyline Acres, Inc.,
Skyline Development Corp.,
Sky Scraper Products Corporation,
Skys Lounge, Inc.,
Skyview Convalescent and Nursing Home, Inc.,
Slack Funeral Service,
The Slate Company Constructors, Inc.,
S & L Builders, Inc.,
Sleep City Discount Centers, Inc.,
Sleepking of New Jersey, Inc.,
Sleigh Bell, Inc.,
S L K Textile Products, Inc.,
S L R Sign & Maintenance, Inc.,
S L S Realty Corp.,
Smada Corporation,
Smart Set Coiffures, Inc.,
S M C Jewelry Manufacturing Corporation,
Smith Bookbinding Company, Inc.,
Smith & Norton, Inc.,
Smith Rugs, Inc.,
Smith Waterproofing Co., Inc.,
Smittys Sunoco, Inc.,
Snappys Car Wash Corp.,
S N B Cheese Corp.,
Sneider Electronic Systems, Inc.,
Sny Mac & Co., Inc.,

Social Planners,
Soc, Inc.,
Soc Per Holding Corporation, Inc.,
The Software House Ltd.,
Soil Removal, Inc.,
Solana Toledo Contractors Corporation,
Solar Heat, Inc.,
Solar Systems, Inc.,
Soldier Sheeting System, Inc.,
Solid State Seramics,
Solmac Realty Corp.,
Solmica of N. J., Inc.,
Somerset Catv, Inc.,
Somerset Climate Control, Inc.,
Somerset Rose Nursery Corp.,
Somerset Well and Pump Co., Inc.,
Somers Point Builders, Inc.,
Somers Point Coin Op, Inc.,
Somers Point Shopping Center, Inc.,
Sonny Ganzs, Inc.,
Sonomedia, Inc.,
Son Streat, Inc.,
Sophie K Holding Company,
Soplee Originals, Inc.,
Soturk, Inc.,
Sound Trol Corp.,
South Bergen Mortgage Associates,
Southern Maintenance Co., Inc.,
Southern Pest Control, Inc.,
Southern Trawling Corp.,
South Island Surf Shop, Inc.,
South Jersey Development Co.,
South Jersey Diagnostic Center,
South Jersey General Development Co.,
South Jersey Kirby Co.,
South Jersey Real Estate Company,
The South Orange Barn,
South Wall Professional Building,
Space Age Microcircuits,
Space Engineering, Inc.,
Spartan Centers, Inc.,
Spartan Construction Company, Inc.,

Spartan Motor Lines, Inc.,
Spartan Sewing Centers of New Jersey, Inc.,
Specialized Transportation Services, Inc.,
Specialty Boats, Inc.,
Specific Maintenance Corp.,
Spee Dee Builders and Decorators Corp.,
Speed E Print, Inc.,
Spehr Levin Construction & Development Corp.,
Sphere Enterprises, Inc.,
Spiegelkamp Oil Corp. of New Jersey,
The Spindletop Company,
Spinning Wheel Fabrics, Inc.,
Spiral Air, Inc.,
S. Pollina Jewelers,
Sportcrafters, Inc.,
Sports Attractions, Inc.,
Sportsline,
Spotswood Friendly Service, Inc.,
Spotswood Hotel, Inc.,
Springfield Bowl, Inc.,
Springfield Diner, Inc.,
Springfield Fence and Steel Corp.,
Springfield Steel and Fibre Drum Company, Inc.,
Spring Lake Plumbing Supply and Home Improvement Center, Inc.,
Spruce Convalescent Center, Inc.,
S & P Sanitation Corp.,
S P Sheet Metal Company, Inc.,
Spurr Wolf & Company, Inc.,
Square Drinks, Inc.,
Squire Investment Co.,
Squire Mens Shops, Inc.,
Squire Promotions, Inc.,
S R L, Inc.,
S R 216, Inc.,
S. S. Ascolese & Sons, Inc.,
S & S Container Corp.,
S & S Gun Shop, Inc.,
S. Simonetti,
S/S International, Inc.,
S & S Service Station, Inc.,
Stacy Gifford Co.,

Stadim Realty Corp.,
Stadium Garage, Inc.,
Sta Dri Waterproofing Company, Inc.,
Stagco, Inc.,
Staley, Inc.,
Stalmet, Inc.,
Stampa Realty Corp.,
Standard Holding Corp.,
Standard Homecraft, Inc.,
Standard Industries Corp. of America,
Standard Lumber & Millwork Co., Inc. of Little Falls New Jersey,
Standard Specialty Services, Inc.,
Standish Corp.,
Stanel, Inc.,
Stanella Meat Corporation,
Stange & Melvin, Inc.,
Stanhope Bowl, Inc.,
Stanhope Construction Company,
Stanhope Italian American Restaurant,
Stanley Chemicals, Inc.,
Stanley D. Jacobs, Inc.,
Stanley Goldenberg Electronics, Inc.,
Stanley Guie, Inc.,
Stan Mac Auto Body Co., Inc.,
Star Car Leasing Corp.,
Star Concrete Corporation,
Starks Produce, Inc.,
Star Leasing Co., Inc.,
Starlite Theatrical Agency, Inc.,
Star Plastics, Inc.,
Star Plating Co., Inc.,
Star Ray Plastics, Inc.,
Starr Gyro Planes, Inc.,
Star Stores, Inc.,
Start, Inc.,
State Patrol Security Service, Inc.,
State School of Aeronautics, Inc.,
Statewide Corp.,
Statewide Excavating Co., Inc.,
Statewide Mason Contractors, Inc.,
Stationwide Construction, Inc.,
Stechs Luncheonette, Inc.,

Stecks Delicatessen,
Sted, Inc.,
Steeles Billiards, Inc.,
Stelmar Const. Co.,
Stelton Road New Market Bakery, Inc.,
Stembark Corporation,
Stephen D. Piluso & Sons, Inc.,
Stephen J. Arienta, Inc.,
Stephen Scott Company, Inc.,
Sterling Norcross Companies, Inc.,
Sterling Title, Inc.,
Sterling Ventures,
Sterner & Associates,
Stern Light, Inc.,
Sterzer Construction Company, Inc.,
Stevens Financial Corp.,
Stevenson Funeral Home, Inc.,
Steves Hut, Inc.,
Stewart Brothers Realty, Inc.,
S T G., Inc.,
Stires Winston and Company, Inc.,
Stonehenge Interiors, Inc.,
Stonehenge Stables, Inc.,
Stone & Steel Construction Company,
Strace of Willow Brook, Inc.,
Strait A Head, Inc.,
Strait O Matic, Inc.,
Stratair International Corporation,
Strategic Planning Associates,
Streamline Construction Corp.,
Stretch, Inc.,
Stroh Enterprises, Inc.,
Sturdi Wall, Inc.,
Stuyvesant Bake Shop, Inc.,
Styli Club, Inc.,
Sua Construction, Inc.,
Sub Haven, Inc.,
Submarpen, Inc.,
Subrogation, Inc.,
Sub Supply Systems, Inc.,
Suburban Car Wash & Service, Inc.,
Suburban Coach Leasing Corporation,

Suburban Eppes Essen, Inc.,
Suburban Leasing & Maintenance Co.,
Suburban Life Agency,
Suburban Mahwah Estates, Inc.,
Suburban Motors & Transportation Co.,
Suburban Prosthetics, Inc.,
Suburban Reading Institute,
Suburbia Stationary and Luncheonette, Inc.,
Succasunna Nova Products, Inc.,
Sulyn, Inc.,
Sumarsyl, Inc.,
Summit Advertising, Inc.,
Sunaqua Pool Co., Inc.,
The Sundae Shop,
Sun Enterprises, Inc.,
Sunflower Estates, Inc.,
Sunof, Inc.,
Sunrise Bakery, Inc.,
Sun Rize Painting & Roofing, Inc.,
Sunset Bakers, Inc.,
Sunset Seafood Corp.,
Suozzo, Inc.,
Super Bake Shoppe, Inc.,
Superior Business Enterprises,
Superior Detective Agency, Inc.,
Superior General Construction, Inc.,
Superior Hardwood Floor, Inc.,
Superior Management Corp.,
Superior Manufacturing Corp.,
Superior Market, Inc.,
Superior Mason Construction Co., Inc.,
Superior Mold Company,
Superior Packaging Equipment Corp.,
Superior Plating Corp.,
Superior Pools, Inc.,
Superior Qualified Electronics, Inc.,
Super Quality Oil Co., Inc.,
Super Textiles, Inc.,
Suppa Bros, Inc.,
Supreme Warehousing and Distributing Corp.,
Sur Buck Corporation,
Sure-Start Automotive Corp.,

Sure Temp, Inc. of New York,
Surf Air Trucking, Inc.,
Surf Home Improvement Company,
Sur Fine Meat Center, Inc.,
Surf Line Pools, Inc.,
Surf Side Associates, Inc.,
Sussex County Insulation, Inc.,
Sussex Milford Realty Corp.,
Sussex Paint and Wall Paper Co.,
Sussex Silver Corp.,
Sussman Overseas Corporation,
Sutton Apartments, Inc.,
Suzanne Toni Outlets, Inc.,
S V R Associates,
The Swamp Seeds,
Swanns Pharmacy, Inc.,
Swapping News, Inc.,
Swartzmillers Service,
Swathmore Construction, Inc.,
Sweeping Compound Mfg. Co., Inc.,
Sweetwater Mortgage Corp.,
S & W Enterprises, Inc.,
Swimming Pool Supplies & Chemicals, Inc.,
The Swinging Italics,
Switching Modules Company,
S W M Realty Corp.,
Sycamore Builders,
Sylvania Agency, Inc.,
Sy Mi, Inc.,
Synbond, Inc.,
The Synchronizer Club, Inc.,
Syra Corp.,
Systematic Computer Services, Inc.,
The Systematic Restaurant Service,
System Concepts, Incorporated,

Tabco Laboratories, Inc.,
Labor Associates, Inc.,
Tab Motors, Inc.,
Tailored School Uniforms, Inc.,
T. A. Klein Auto Parts, Inc.,
Talent Enterprises, Inc.,

Talent Showcase Productions,
Talisman Realty Investment Corp.,
Tallon Construction Co., Inc.,
Tall Pines of Medford,
Tall Timbers Construction Co.,
Tally Ho Stables, Inc.,
Tam Sen Builders, Inc.,
Tam Son, Inc.,
Tan, Incorporated,
Tanner Construction, Inc.,
Tanner & Deworth Co., Inc.,
Tanover Agency, Inc.,
Tantsac Corp.,
Tappan Construction Co.,
Tap Ram, Inc.,
Target Industries, Inc.,
Tarycon, Inc.,
Tatkins, Inc.,
Taylor Enterprises, Inc.,
Taylor and Gilbert Real Estate Co., Inc.,
T B and G Realty Company, Inc.,
T & B Trucking Corporation,
T C L, Inc.,
T. D. Wallace Corporation,
Teaneck Medical Center Pharmacy,
Teaneck Record Shop, Inc.,
Tear Gas Products Corp.,
Technical Accessories Company,
Technical Construction, Inc.,
Technical Resources Institute,
Technical Specialists,
Tech Quip,
Teclamat Corporation,
T E C Liquor Co., Inc.,
Teddys Cocktail Lounge, Inc.,
T & E Decorators, Inc.,
Tedmat Corporation,
Teds Fuel Oil Service, Inc.,
Tedwick Corp.,
Tee Jay Enterprises, Inc.,
Teekay Land Corp.,
Teenarama, Inc.,

Teen Operations, Inc.,
Teen Tainment, Inc.,
T & E Holding Corp.,
T E K Enterprises, Inc.,
Tek Forms, Inc.,
Telcom, Inc.,
Telegen Corporation,
Teleguide, Inc.,
Telemet, Inc.,
Telephone & Sound Sales, Inc.,
Tele-Radio Communications, Inc.,
Television Laboratories Co., Inc.,
Telford Bar & Grill,
Tel Guard of New Jersey, Inc.,
Tembo, Inc.,
Temp Con Company,
Temperatures Enclosures, Inc.,
Temple Electronics and Research, Inc.,
Temporarily Yours, Ltd.,
Tem Tee Stores,
Tenafly Clothiers, Inc.,
Tenafly Manor,
Tenafly Taxi, Inc.,
1008 Tonnelle Avenue Corporation,
1087 E. Jersey St. Corp.,
1030 New Willow Street Corp.,
1031 Amboy Corp.,
10 Livingston Avenue Corporation,
Tenmen Publishers, Inc.,
Tenndee Land Co., Inc.,
Tepper Salvage Co., Inc.,
Teri Lyn Fashions, Inc.,
Terminal Land Corporation,
Terrace Enterprises, Inc.,
Terra Firma Land Corporation,
Terrestrial Developments, Inc.,
Terri Ann Corp.,
Terrill Manor, Inc.,
Terri Lou Co., Inc.,
Terry and Peter, Inc.,
Terrys Luncheonette, Inc.,
Terrys Unloading Service, Inc.,

Teterboro Auto Sales, Inc.,
Tex Cote of New Jersey, Inc.,
Texstylaneous, Inc.,
T & G Airfreight, Inc.,
T G Enterprises,
Than, Inc.,
Tharp Roofing Co., Inc.,
T H E Corporation,
Theodore Ribortella Associates, Inc.,
Thermal Construction, Inc.,
1355 16 St Ft Lee Lunch, Inc.,
38 Commerce Lunch, Inc.,
38th Street Diner, Inc.,
The 35 Corporation,
35 North Arkansas Ave., Inc.,
36 Development Corp.,
3310 Pleasant Avenue Corporation,
Thomas B. Cushing, Inc.,
Thomas Brook Enterprises, Inc.,
Thomas Gregg & Co.,
Thomas McGarity and Son, Inc.,
Thomas R. Romano, Inc.,
Thomas Stave Electronics, Inc.,
Thomas Street Corporation,
Thore Associates,
Thor Van Lines, Inc.,
Three F Realty Corp.,
The Three Groves, Inc.,
3 Guys Trucking Company, Inc.,
318 Clifton Avenue, Inc.,
380 Main Street Enterprises, Inc.,
305 Bergen Street, Inc.,
341 Club,
The 347 Corporation,
309 Lafayette Bar, Inc.,
391 Amherst Street, Inc.,
391 Littleton Ave., Inc.,
397 431 South Street, Inc.,
396 So 9th St., Inc.,
379 Avon Ave., Corp.,
370 South Harrison Street, Inc.,
372 6 Jackson, Inc.,

316 Hillcrest Corp.,
365 Park Avenue Corp.,
334 Belleville Ave., Inc.,
339 Mulberry Street, Inc.,
337 Madison Ave., Realty Co.,
Three Js & a G,
Three Js Diner, Inc.,
Three L Corporation,
Three Minit Car Wash, Inc.,
Three Star Homes, Inc.,
Thrift Hosiery Discount Center, Inc.,
Throjo Co., Inc.,
Thru Way, Incorporated,
Tiara Realty Co., Inc.,
Tidal Homes, Inc.,
Tidys Auto Parts, Inc.,
Tiffani Cosmetics, Inc.,
Tiger Esso, Inc.,
Tiger Truck Leasing Co.,
Tilden Realty Corp.,
Tillou Realty Co., Inc.,
Tilton Agency, Inc.,
Timber Cove Apts., Inc.,
Time Investments Corp.,
Time Recreation, Inc.,
Time Share Graphics, Inc.,
Time Share Peripherals Distributing Corp.,
Tims, Inc.,
Tin Lizzie, Inc.,
Tintapane Co.,
Tiny Tim Enterprises, Inc.,
Tire Exchange, Inc.,
Tire King, Inc.,
Titanic Printing and Dye Cutting Equipment Co., Inc.,
T. Jansen, Inc.,
T J C, Inc.,
T & J Fahey, Inc.,
TJK Corporation,
T. L. Donnelly Agency, Inc.,
T & L Maintenance and Fabrications Co., Inc.,
The T L W Corp.,
T N T Cleaners, Inc.,

T N T Enterprises,
T N T Record Company, Ltd.,
The Tobacco Pouch,
Tobacco Selection, Inc.,
Toch Industrial Park, Inc.,
Todd Manufacturing, Inc.,
Toft Hill Homes,
Tokdeto, Inc.,
Toll Brothers, Inc.,
Tomlen Corp.,
Tomronjon, Inc.,
Toms River Engineering & Manufacturing Co.,
Tonmik Construction Corp.,
Tony Construction Co., Inc.,
Tony P. Cavallaro, Inc.,
Tony Pfeiffer, Inc.,
Tonys Italian American Restaurant & Pizzeria, Inc.,
Tonys Italian Spaghetti House, Inc.,
Top Appliance Co.,
Top Fashion Knitting Mills, Inc.,
Top of the Eight,
Top Value Realty,
Torch Lounge, Inc.,
Toronto, Incorporated,
The Torpedo,
Torrington Realty Corp.,
Total Construction, Inc.,
Total Sound, Incorporated,
Tournament Fishing, Incorporated,
Tower Coating and Maintenance, Inc.,
Tower Real Estate,
Towers Real Estate Corp.,
Town & Country Advertising Agency, Inc.,
Town and Country Cold Cut Center, Inc.,
Town and Country Ford,
Town and Country Petland, Inc.,
Towne Court, Inc.,
Towne Five, Inc.,
Township Auto Salvage,
The Toy Chest, Inc.,
T P Auto Parts, Inc.,
T P Auto Parts of Springfield, Inc.,

T P Wright Company, Inc.,
Traction, Incorporated,
Tractors and Trailers Leasing Corp.,
Tracy Apartments, Inc.,
Traders Ten,
Trade Winds Summer Club, Inc.,
Traditional Classics, Inc.,
Trailer & Tire Service, Inc.,
Trans Aid, Inc.,
Trans America Mortgage Co.,
Trans American Construction Co.,
Trans Continental Van & Storage Corp.,
Translock of New Jersey, Inc.,
Transport Maintenance Corp.,
Transport Service, Inc.,
Trans Sales, Inc.,
Trans Urban Construction Co. of New Jersey, Inc.,
Trans World Van & Storage, Inc.,
Trason Contractors, Inc.,
Travelers Auto Body, Inc.,
The Travelers Village,
Travel Holdings Group,
The Traveliers,
Travel World Agency,
Tremont Court Development Co., Inc.,
Trendeco N. J., Inc.,
Trend Markets, Inc.,
Trenton Automatic, Inc.,
Trenton Beverage Importers,
Trenton Spirits, Ltd.,
Trenton Transport, Inc.,
Triad Development Corporation,
Triangle Diner, Inc.,
Tri Boro Publishing Company,
Tri Boro Realty & Investment Corp.,
Tri City Engineering,
Tri County Express, Inc.,
Tri County Truck Sales & Equipment, Inc.,
Trident Associates, Inc.,
Trident Marine Corporation,
Trim Ball Carpet Service,
Trionics, Inc.,

Triple R Swimming Pool Company,
Tripper Jack Delivery Service, Inc.,
Tri Sales of Menlo Park, Inc.,
Tri State Associates, Inc.,
Tri State Bric Face and Stone of N. J., Inc.,
Tri State Construction Co., Inc.,
Tri State Moulding Corporation,
Tri State Optical Corp.,
Tri State Precision Works,
Tri S Typographers, Inc.,
Triton Marine Systems Corporation,
Troizen Associates,
Tronex Development Corporation,
Trophy Builders, Inc.,
Tropicana Industries, Inc.,
Trost Realty Company,
Trotters Realty Co.,
Trover Marine, Inc.,
Troy Hills Trucking Corporation,
T R Realty Company,
T R Sports Cars, Inc.,
True and Faithful Brothers T F B, Incorp.,
Truss Mart,
Tru Val Development Corp.,
T & T Truck Leasing Corp.,
Tub Spar, Inc.,
Tu Dor Tavern,
Tudor Village Apts., Inc.,
Tug O War, Inc.,
Turrys Restaurant and Pizzeria Corp.,
Tushill Ltd., Inc.,
The Tusting Zavaglia Piano Co., Inc.,
Tuttle Motors, Inc.,
TV & Appliance Service, Inc.,
T & V Photographers, Inc.,
T & W Development Corp.,
Tweeters Woofers and George,
12th Avenue Sportswear, Inc.,
1211 Atlantic Ave., Inc.,
1226 8 Washington Street Corp.,
1226 Willow Avenue Corporation,
The 20 Corporation,

28 Holding Co., Inc.,
2800 N. Y. Ave. Corp.,
The 24 Line Corp.,
29 Pennington Realty Corp.,
Twenty-Seven Johnson Avenue, Newark, Inc.,
27-29 Broadway, Inc.,
22 Burger N' Shake, Inc.,
Twin A Leasing Co., Inc.,
Twinbrook Truck Maintenance, Inc.,
Twin Corners, Inc.,
Twin Lights Town House Corp.,
Twin Oaks Restaurant, Inc.,
Twin Printing & Service, Inc.,
Twin Sales Corporation,
Twin Sea Food,
Twins, Inc.,
Twinwyk, Inc.,
Two Gold Corporation,
218-222 Corp.,
280 Market St., Inc.,
215 Hudson Corporation,
205 Monticello Avenue Corp.,
205 Thomas Corp.,
249 Adams Street Corporation,
242 Whiton Street Corp.,
214 Ferry St. Holding Co., Inc.,
299 Clinton Avenue Corp.,
201 Corporation,
201 East Delilah Corp.,
279 Prince Corp.,
267 Union Ave., Inc.,
266 Fifteenth Ave., Inc.,
262 Mulberry Corp.,
234B Company,
234 Walnut Corporation,
231 East Marlton Pike,
221 Bloomfield Corporation,
221 Chestnut Corporation,
220 Sullivan Way Corp.,
223 Clinton Place Realty Co., Inc.,
2 Liberty Corp.,
Two Melmel Corp.,

Two Sixty Two Warren Street Corporation,
Two Star Enterprises, Inc.,
Two Three Twelve Corp.,

U Call We Haul, Inc.,
Uhland Court, Inc.,
U K O, Inc.,
U L A, Inc.,
Ultimate Service, Inc.,
Ultra Courtland Mfg. Corp.,
Ultramatic Systems, Inc.,
Ultrasonic Caddie Corp.,
Uneeda Carpet Installation, Inc.,
U Need A Car Wash, Inc.,
Unidanz Corporation,
Uniline, Inc.,
Union Luggage Co., Inc.,
Unique Design, Inc.,
Unique Developers, Inc.,
Unique Dyers, Inc.,
Unique Machine and Tooling Service,
United Communication Contractors, Inc.,
United Container Corporation,
United Donators, Inc.,
United Erectors Corp.,
United Management Corporation,
United Pallets, Inc.,
United Policyholders Service Corporation,
United Polymers, Inc.,
United Realty and Business, Inc.,
U S Home Services, Inc.,
U S 1 Car Hop, Inc.,
United Steel & Metal Distributors, Inc.,
Universal Asphalt Sealer, Inc.,
Universal Claim Service, Inc.,
Universal Health Spas, Inc.,
Universal Management Systems Corp.,
Universal Ultrasonic, Inc.,
Universe Heights, Inc.,
University Construction Co.,
Unterbar Corp.,
Up Grade Realty, Inc.,

Upper Township Sand & Gravel Co.,
Uptown Hotel and Tavern,
Urban Carpets, Inc.,
Ure Brothers, Inc.,
Ureco Transportation and Leasing Co., Inc.,
Used Trucks By Joseph, Inc.,

Vacations Services Unlimited, Inc.,
Vailsburg Window Shade Corp.,
Vajac Corp.,
Valandou Corp.,
Valentino Hairpiece, Inc.,
Valerian Homes, Inc.,
Valiant Homes, Inc.,
Valla, Inc.,
Vallan Co.,
Valley Construction Co.,
Valley Glass Company, Inc.,
Valley Texaco,
Vallon Corporation,
Val Martin, Inc.,
Valscott Warehouse Corporation,
Valton, Inc.,
Value Aluminum of Rockaway, Inc.,
Value Line Construction Co., Inc.,
Value Line Foods of Pennsauken, Inc.,
Valvan, Inc.,
Vance Products, Inc.,
Vandercook Distributors, Inc.,
Van Doren Transportation, Inc.,
Van Go Truckers, Inc.,
Vanguard Enterprises, Inc.,
Vanguard Industries, Inc.,
Vanguard Plastics, Inc.,
Van Horne Holding Co., Inc.,
Van Horne, Inc.,
Vanity Curtain Shop, Inc.,
The Vanlerent Corporation,
Van R Realty Corporation,
Vantone Productions, Inc.,
Van Wagnen Realty Corp.,
Varga & Egyed, Inc.,

Variety Interior Products Corp.,
Varitex Products, Inc.,
Vaspol Corp.,
Vatronics, Inc.,
The V Board Corporation,
V D C, Inc.,
Vec, Inc.,
Vee Jay Company,
Velvalour Industries, Inc.,
Vend All Corp.,
Vendible Sales & Service, Inc.,
Vend O Matic Industries, Inc.,
Ven Nar Corp.,
Venore Realty, Inc.,
The Ventallaire Company, Inc.,
Ventnor Bagel Bakery, Inc.,
Ventnor Mobile Service, Inc.,
Ventnor Steel Detailers, Inc.,
Venture Construction Co.,
Venture Participants, Inc.,
Vera Enterprises, Inc.,
Verb Hardwood Floors, Inc.,
Veri Tone Laboratories, Inc.,
Bermaas Company, Inc.,
Verna Lu Corp.,
Verona Lanes, Inc.,
Veron, Inc.,
Vet Nel Corporation,
Vetter Bros. Glass Corp.,
V & F Esso, Inc.,
V H S Company,
Vibratory Pile Driving Corp.,
Vic Cantore, Inc.,
Vickie Lou Corp.,
Vics Auto Sales,
Vics Corner, Inc.,
Victor Auto Parts, Inc.,
Victor Ernest Realty, Inc.,
Victor Flush Valve Corporation,
Victor Ulric Marine Corporation of N. J.,
Viking Ceramic Manufacturing Co., Inc.,
Viking Chemicals, Inc.,

Viking Estates,
Viking Water Corp.,
Viking Yacht Company,
Vikki Paintings, Inc.,
Village Clean Rite, Inc.,
Village Texaco Service Station, Inc.,
Villa Romano, Inc.,
Vincent De Maio Builders, Inc.,
Vincents Hardware & Supply Co., Inc.,
Vincent Stasi Landscaping, Inc.,
Vineland Finance Co., Inc.,
Vineland Lincoln Mercury Sales, Inc.,
Vineland Trim Co., Inc.,
Vineyards International Products, Inc.,
Vin Ford, Inc.,
Vinmar, Incorporated,
Vinokur Agency, Inc. of New Jersey,
Vintage Vehicles, Inc.,
Vinton Realty Corp., Inc.,
Vin Vin Corp.,
Vin Will Builders, Inc.,
Vinyl Gard Corp., Inc.,
Vinylide Fabrics,
Viparo Machine Products, Inc.,
V I P Club, Inc.,
Virginia Gardens, Inc.,
Virsons Delicatessen,
Viscardi Craftsmen, Inc.,
Visual Communications, Inc.,
Visual Industries, Inc.,
Visual Music, Inc.,
Vitality Estates Ltd.,
Vitamins For A Better World,
Vivian Podaski Agency, Inc.,
VJR. Inc.,
V & J Speed Equipment Corp.,
V & K Tool & Mold Co., Inc.,
V & M Construction Co., Inc.,
V & M Sales, Inc.,
Vogel Associates, Inc.,
Voiceprint Laboratories, Inc.,
Volt Technical Corp.,

Voltzow Construction Company, Inc.,
Voorheis Industries, Inc.,
Vori Corp.,
V & R Trucking Co., Inc.,
Vulcan Construction Co., Inc.,
V & V Tire Company, Inc.,
V W Corporation,
Vyn All Car Tops of New Jersey, Inc.,

Waccamaw Carolina Construction Co., Inc.,
Wagenhoffer Trucking, Inc.,
Wagners Family Raceway,
W. A. Jelly, Inc.,
Walbway Corporation,
Walco Construction Corporation,
Waldemar J. Mazur Co.,
Waldwick Hardware, Inc.,
Walfried, Inc.,
Waljer Amusement Company,
Walker Krafts, Inc.,
Walko, Inc.,
Wallaces Tire and Service Corporation,
Wall Age Corporation,
Wallkill Sales Co., Inc.,
Wall Lincoln Mercury Sales & Service, Inc.,
Walls Unlimited, Inc.,
Walltown Christmas Tree Plantations, Inc.,
Wally Roker & Associates, Inc.,
Walnut Manufacturing Co., Inc.,
Walo, Inc.,
Walpole and Campbell, Inc.,
Walrey Const. Co.,
Walter Construction Company, Inc.,
Walter Kahn Optics,
Walter Merwin & Son, Inc.,
Walter Papp, Inc.,
Walter P. Enterprises, Inc.,
Waltpat Investment Corporation,
Walts Paint & Hardware,
Waltwood Company, Inc.,
The Wanamassa Sportsmans Club, Inc.,
Wanaque Youth Center,

Wantage Acres, Inc.,
Wantage Investment Co., Inc.,
Wantage Medaugh Realty Corp.,
Wardman Enterprises, Incorporated,
Ward Polidoro & Ward, Inc.,
The Wardrobe,
Wards Bayview, Inc.,
Ware Buch Corporation,
Wareham Construction Corporation,
Warren County Self Service Laundromat, Inc.,
Warren Floor Covering,
Warren Motel Corporation,
Warren Packing Company, Inc.,
Waserr Silk Screen Corp.,
Washarama of East Brunswick, Inc.,
Wash Brite, Inc.,
Washington Crossing Water Company,
The Washington & Neilson Club, Inc.,
Washing Well, Inc.,
Washmobile Products Corp.,
Waslin Drywall Construction Company,
Wason, Inc.,
Waters Restaurant Co.,
Water Trails, Inc.,
Watsessing Builders, Inc.,
Watson North Park Corporation,
Waverly Decorators, Inc.,
Waverly Roofing Co., Inc.,
The Waydan Co.,
Wayne Automotive Warehouse, Inc.,
Wayne Mall Car Wash,
Wayne Restaurant Corporation,
Waynesheri, Inc.,
Wayne Silk Screen Engraving, Inc.,
Waynes Log Cabin, Inc.,
Wayside Valley Homes, Inc.,
W. Baldwin Company, Inc.,
W & B Leasing Co.,
W C Realty Company,
W. D. Hogan, Inc.,
W & D Trucking, Inc.,
Weather Guard Cover Manufacturing Company, Inc.,

Weatherills Development Corp.,
Weathervane Homes, Inc.,
Wedgewood Construction Company,
Weeks Enterprises, Inc.,
Weequahic Cancellation Shoes, Inc.,
Weequahic Day Nursery, Inc.,
Weerock, Inc.,
We Got Um Camp, Inc.,
Wegro Corp.,
W. E. Hart, Inc.,
Weidner Art Service, Inc.,
Weisberg Engineering Corp.,
Weiss Food Centers,
Weissman Enterprises Corp.,
Wej Loc, Inc.,
Welbilt Appliance Service Corp.,
Welcome Aboard Vacation Center of Passaic New Jersey,
Welcome Farms, Inc.,
We Lite Electric, Inc.,
The Wellam Company, Inc.,
Wellington Hunter Associates, Inc.,
Wellington Premium Finance, Inc.,
Wellington Snow Removal Corporation, Inc.,
Welsh Employment Agency of Montclair, Inc.,
W. E. Mann Corp.,
Wencal, Inc.,
Wendell E. Tessin & Co., Inc.,
Wendon Corporation,
Wenglowken Realty Corp.,
Wenrob, Inc.,
We Six, Inc.,
Wesp Tool & Die Co.,
Wess Tavern, Inc.,
Westbranch Woods, Inc.,
Westchester Motor Lines, Inc.,
West End Trucking Co., Inc.,
The Western Mortgage Company,
Western Products Corp.,
Western Star Beef, Inc.,
West Essex Improvements,
Westfield Atlantic, Inc.,
Westfield Glass & Furniture Company,

West Hudson Limousine Service, Inc.,
West Hunterdon Transit Co., Inc.,
West Milford Great Oak Inn,
West Morris Auto Sales, Inc.,
West New, Inc.,
West Oaken Bucket, Inc.,
Weston Associates, Inc.,
Weston Mobile Home Rental Co., Inc.,
West Side Tire & Battery Co.,
West Side Variety Store, Inc.,
West Tonnelle Corp.,
West Transportation Corp.,
Westville Corporation,
West Warehouse and Distributing Corp.,
West Wildwood Marina, Inc.,
Westwood Forest Estates, Inc.,
Whats New, Inc.,
Whetstone Investment Corp.,
Whimsey Shop, Inc.,
Whip Auto Parts, Inc.,
White Pillars, Inc.,
White Sands Beach Motels, Inc.,
White Tigers, Inc.,
Whitewash, Inc.,
W H K, Inc.,
W & H Machine Co.,
Wholesale Auto Supply Co.,
The Wickecheoke School,
W & I Corporation,
Wiegand Electronics Co., Inc.,
Wig Outlet Corporation of New Jersey,
The Wig Spot, Inc.,
Wigs by Roberto Ltd.,
Wigs Unlimited, Inc.,
Wig Village, Inc.,
Wil Bild, Inc.,
Wilco Plactics Molding, Inc.,
Wildwood Lions Limited Dividend Housing Corporation,
Wilger Plumbing,
Wiljak, Inc.,
Wilko Corp.,
Willard Deitrick Trucking Company, Inc.,

Willchan Corp.,
William Alexander, Inc.,
William B. Deible, Inc.,
William Belmont,
William Business Service,
William E. Bartell Agency, Inc.,
William E. Milark, Inc.,
William H. Potter, Inc.,
Wm. J. Coleman, Inc.,
William J. Schulke, Inc.,
William McConley, Inc.,
Wm. Petrucci Painting Contractors, Inc.,
William Pivnick, Inc.,
William Poole Trucking, Inc.,
William Cuttler & Son, Inc.,
Williams Electric Co., Inc.,
Williamstown Manor Apartments, Inc.,
Willie Mack, Inc.,
Willies Drive In, Inc.,
Willingboro Electronics, Inc.,
Willis Brown Construction Co., Inc.,
Willowbrook Holding Corporation,
Willow Tavern, Inc.,
Wilmar Chemicals, Inc.,
Wilmarc, Inc.,
Wilmick Warehouse, Inc.,
Wilronger, Inc.,
Wil Roy, Inc.,
The Wilsonairres Realty Corp.,
Wilson Gardens, Inc.,
Wilstar Realty Corp.,
Wimpy International, Inc.,
Winchester Screw Machine Products, Inc.,
Winding Wood, Inc.,
Windsor Diner,
Windsor, Inc.,
Windsor Northwest Corp.,
Windward Isles Water Company,
Winners Circle, Inc.,
Win Shield Company, Inc.,
Winstan Sales Company, Inc.,
Winston Design Development Construction Corporation,

Winthrop Parsons Corp.,
Wittmann & Miller General Contractors, Inc.,
The Wizzard Detergent Co., Inc.,
W Lake, Inc.,
W L Hall, Inc.,
W L Landau Furniture Corp.,
W L Landaus Carriage House, Inc.,
W M Enterprises, Inc.,
W M G Corporation,
Wohlgemuth Enterprises,
Wolfe Produce Corp.,
Womanpower, Inc.,
Womens Clothes Corporation,
Woodburn Corporation,
Woodbury Auto Body, Inc.,
Woodcliff Associates, Inc.,
Woodco, Inc.,
Woodland Creations, Inc.,
Woodlawn Homes, Inc.,
Woodrow Decorators, Inc.,
Woodside Associates, Inc.,
Woodside Painting Company,
Wood Sorg Co., Inc.,
Woodward Fuller, Inc.,
Woodys Floor & Window Service,
Woomer Trucking, Inc.,
World Electronics, Inc.,
World Instruction & Translation, Inc.,
The World of Home Music,
World War II Air Shows, Inc.,
World Wide Credit Acceptance Corporation,
Worldwide Dictation Service of Camden Co., Inc.,
World Wide Enterprises, Inc.,
World Wide Exports, Inc.,
World Wide Magnifier Company,
World Wide Tours,
World Wide Trucking, Inc.,
Worth Edward Labor Management Consultants, Inc.,
Worth Juniors, Inc.,
Wren Construction Corp.,
Wro Company, Inc.,
W S Y, Inc.,

W. T. Kelly & Son,
W. T. Scott Electric, Inc.,
Wud Agency, Inc.,
Wuethrich Construction Co., Inc.,
W W Realty, Inc.,
Wybers Mens Shop, Incorporated,
Wychwood Limousine Service, Inc.,
Wyckoff Manufacturing Co., Inc.,
Wyckoff Oil Co.,
Wyckoff Pet Shop, Inc.,
Wynnes Service, Inc.,
Wynwood Construction Co.,
W Y W, Inc.,

Xanadu Flying Service, Inc.,
Xerofax Corporation,
Xero Sales Corporation,
X Marx Process Company,

Yacht Charters, Inc.,
Yaj Trucking, Inc.,
Yardarm, Inc.,
Yarm Corp.,
Ye Olde South Hackensack Inn,
Yeoman Optical Corporation,
Yetter Farm Service, Inc.,
Yhale H Snow, Inc.,
Yor Bor Realty Co.,
Yorkshire Sportswear Company,
Yorktowne Hair Fashion, Inc.,
Yorktowne Hair Fashions of Trenton, Inc.,
Yorktown Kitchens, Inc.,
Yosh Motors, Inc.,
Young Enterprises,
Youngs Vending Co.,
Yours and Mine Supermarkets, Inc.,
Youthtique, Inc.,
Yushosha Glass, Inc.,
Y Y D, Inc.,

Zabs Builders, Inc.,
Zanca Agency, Inc.,

Zees Luncheonette,
Zelda of Yorktowne Interiors, Inc.,
Zena Machine Co., Inc.,
Zenith Investors, Inc.,
Z E P, Inc.,
Ziftlin, Inc.,
Zima Corporation,
Zimmer Machine Co.,
Zimmermans Home Furnishings, Inc.,
Zingaro Printing Corporation,
Zippy Delivery Service, Inc.,
Z M Company,
Zoom Transportation Co., Inc.,
Zullo Lumber Co., Inc.,

are repealed, and that all powers conferred by law upon such corporations and each of them, shall hereafter be inoperative and void.

[SEAL]

Given under my hand and the Great Seal of the State of New Jersey, this 27th day of March, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-sixth.

PAUL J. SHERWIN,
Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Greenwood Bar, Inc., a corporation of this State (incorporated October 25, 1968), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Greenwood Bar, Inc. was not subject to the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Greenwood Bar, Inc. did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 25th day of May in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that James L. Maglietta, D.O., Professional Association, a corporation of this State (incorporated May 20, 1969), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 James L. Maglietta, D.O., Professional Association, duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said James L. Maglietta, D.O., Professional Association, did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 25th day of May in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that "Ralph & Eddie, Inc." a corporation of this State (incorporated December 8, 1961), had failed to pay the corporation franchise taxes levied against said corporation for the year 1965, the Secretary of State of this State, on the 27th day of March, 1972, 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 "Ralph & Eddie, Inc." duly paid the corporation franchise taxes levied against it for the year 1965.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said "Ralph & Eddie, Inc." did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1965, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Evening Star Estates, a corporation of this State (incorporated July 1, 1963), had failed to pay the corporation franchise taxes levied against said corporation for the year 1965, the Secretary of State of this State, on the 27th day of March, 1972, 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 Evening Star Estates duly paid the corporation franchise taxes levied against it for the year 1965.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Evening Star Estates did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1965, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State, of this State, setting forth that Jordan's Hair Designers, Inc., a corporation of this State (incorporated February 9, 1965), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Jordan's Hair Designers, Inc. duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Jordan's Hair Designers, Inc. did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Old Farmers Road, Inc., a corporation of this State (incorporated May 27, 1965), had failed to pay the corporation franchise taxes levied against said corporation for the year 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 Old Farmers Road, Inc. duly paid the corporation franchise taxes levied against it for the year 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Old Farmers Road, Inc. did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1966, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Taber Associates, Inc., a corporation of this State (incorporated July 24, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Taber Associates, Inc. duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Taber Associates, Inc. did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that "Point Homes" a corporation of this State (incorporated December 31, 1968), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 "Point Homes" was not subject to the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said "Point Homes" did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State on the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 1st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that "Wm. Cuttler and Son, Inc." a corporation of this State (incorporated July 13, 1961), had failed to pay the corporation franchise taxes levied against said corporation for the year 1967, the Secretary of State of this State, on the 27th day of March, 1972, 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 "Wm. Cuttler and Son, Inc." duly paid the corporation franchise taxes levied against it for the year 1967.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said "Wm. Cuttler and Son, Inc." did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1967, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 7th day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that "Calspann Corp." a corporation of this State (incorporated March 8, 1968), had failed to pay the corporation franchise taxes levied against such corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 "Calspann Corp." duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said "Calspann Corp." did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 14th day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that American Train & Track Corp., a corporation of this State (incorporated January 6, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 American Train & Track Corporation was not subject to the corportation franchise tax, levied against it for the year 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, PAUL J. SHERWIN, Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said American Train & Track Corp. did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1966, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 21st day of June in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Assistant Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Allen Automatic Car Wash, Inc., a corporation of this State (incorporated April 6, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Allen Automatic Car Wash, Inc., duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Allen Automatic Car Wash, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Apgar Associates, a corporation of this State (incorporated July 5, 1960), had failed to pay the corporation franchise taxes levied against said corporation for the year 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 Apgar Associates duly paid the corporation franchise taxes levied against it for the year 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Apgar Associates did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1966, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth, that Bergen Door Company, a corporation of this State (incorporated May 29, 1969), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Bergen Door Company duly paid the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Bergen Door Company did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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 coporation of this State, and I hereby make Proclamation to that effect.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Cory Farms, Inc., a corporation of this State (incorporated January 11, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the years 1967 and 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Cory Farms, Inc., duly paid the corporation franchise taxes levied against it for the years 1967 and 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Cory Farms, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1967 and 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Eastern Medical Sales Corp., a corporation of this State (incorporated April 27, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 Eastern Medical Sales Corp., duly paid the corporation franchise taxes levied against it for the year 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Eastern Medical Sales Corp., did not neglect nor fail to pay the said corporation franchise taxes levied against it for the year 1966, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Electronic Sensing Products, Inc., a corporation of this State (incorporated November 29, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1967, the Secretary of State of this State, on the 27th day of March, 1972, 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 Electronic Sensing Products, Inc., was not subject to the corporation franchise taxes levied against it for the year 1967.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Electronic Sensing Products, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1967, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that February, Inc., a corporation of this State (incorporated September 27, 1966), had failed to pay the corporation franchise taxes levied against said corporation for the year 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 February, Inc., was not subject to the corporation franchise taxes levied against it for the year 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said February, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1966, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

New Jersey State Library

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Heating & Cooling Products, Inc., a corporation of this State (incorporated July 10, 1967), had failed to pay the corporation franchise taxes levied against said corporation for the year 1967, the Secretary of State of this State, on the 27th day of March, 1972, 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 Heating & Cooling Products, Inc., duly paid the corporation franchise taxes levied against it for the year 1967.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Heating & Cooling Products, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1967, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Joe Norban of Jersey City, Inc., a corporation of this State (incorporated August 16, 1968), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 Joe Norban of Jersey City, Inc., was not subject to the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Joe Norban of Jersey City, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Linnell Painting Company, Inc., a corporation of this State (incorporated May 7, 1963), had failed to pay the corporation franchise taxes levied against said corporation for the years 1966 and 1967, the Secretary of State of this State, on the 27th day of March, 1972, 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 Linnell Painting Company, Inc., duly paid the corporation franchise taxes levied against it for the years 1966 and 1967.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Linnell Painting Company, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1966 and 1967, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that National Spring Co., Inc., a corporation of this State (incorporated January 25, 1957), had failed to pay the corporation franchise taxes levied against said corporation for the years 1964, 1966, and 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 National Spring Co., Inc., duly paid the corporation franchise taxes levied against it for the years 1964, 1966, and 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said National Spring Co., Inc., did not neglect nor fail to pay the said corporation franchise taxes levied against it for the years 1964, 1966, and 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Statewide Corp. a corporation of this State (incorporated August 11, 1965), had failed to pay the corporation franchise taxes levied against said corporation for the years 1968 and 1969, the Secretary of State of this State, on the 27th day of March, 1972, 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 Statewide Corp. duly paid the corporation franchise taxes levied against it for years 1968 and 1969.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Statewide Corp. did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1968 and 1969, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of October in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Allwood Towers Realty Associates a corporation of this State (incorporated June 26, 1968), had failed to pay the corporation franchise taxes levied against said corporation for the year 1967, the Secretary of State of this State, on the 27th day of March, 1972, 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 Allwood Towers Realty Associates duly paid the corporation franchise taxes levied against it for the year 1967.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Allwood Towers Realty Associates did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1967, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of December, in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that The James R. Morris Agency a corporation of this State (incorporated September 15, 1965), had failed to pay the corporation franchise taxes levied against said corporation for the years 1965 and 1966, the Secretary of State of this State, on the 27th day of March, 1972, 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 The James R. Morris Agency duly paid the corporation franchise taxes levied against it for the years 1965 and 1966.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said The James R. Morris Agency did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1965 and 1966, that the report by the Director to me, stating that said corporation had failed to pay the said Corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of December, in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 5th day of February, 1971 by the Director of the Division of Taxation, Department of the Treasury, to the Secretary of State of this State, setting forth that Scott Chemicals Co., Inc., a corporation of this State (incorporated January 18, 1962), had failed to pay the corporation franchise taxes levied against said corporation for the years 1967, 1968, and 1969, the Secretary of State of this State, on the 8th day of February, 1971, 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 Scott Chemicals Co., Inc., duly paid the corporation franchise taxes levied against it for the years 1967, 1968, and 1969.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said Scott Chemical Co., Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the years 1967, 1968, and 1969, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 8th day of February, 1971, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of December, in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to The Secretary of State of this State, setting forth that I. Schachman, Electrical Service, Inc., a corporation of this State (incorporated June 19, 1969), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 I. Schachman, Electrical Service, Inc., was not subject to the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said I. Schachman, Electrical Service, Inc., did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of December in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

PROCLAMATION

WHEREAS, As a result of a report made on the 10th day of March, 1972 by the Director of the Division of Taxation, Department of the Treasury, to The Secretary of State of this State, setting forth that "Welcome Farms, Inc.," a corporation of this State (incorporated October 9, 1968), had failed to pay the corporation franchise taxes levied against said corporation for the year 1968, the Secretary of State of this State, on the 27th day of March, 1972, 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 "Welcome Farms, Inc.," was not subject to the corporation franchise taxes levied against it for the year 1968.

THEREFORE, Acting pursuant to the provisions of R. S. 54:11–4, I, ROBERT M. FALCEY, Acting Secretary of State of the State of New Jersey, do hereby declare and make known that it has been established to my satisfaction that said "Welcome Farms, Inc.," did not neglect nor fail to pay the corporation franchise taxes levied against it for the year 1968, that the report by the Director to me, stating that said corporation had failed to pay the said corporation franchise taxes, was inadvertently made and that the Proclamation of the Secretary of State of the 27th day of March, 1972, 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.

[SEAL]

Given, under the hand and seal of the Secretary of State of New Jersey, this 12th day of December in the year of our Lord, one thousand nine hundred and seventy-two.

ROBERT M. FALCEY,
Acting Secretary of State.

AMENDMENT TO THE 1947 CONSTITUTION

(1007)

Amendment to the 1947 Constitution

PROPOSED AMENDMENT ADOPTED

Amend Article IV, Section VII, 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, senior citizen associations or clubs, volunteer fire companies and first aid or rescue squads to conduct, under such restrictions 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, similary 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, and in the case of senior citizen associations or clubs to the support of such organizations, 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 Legislature by law, shall authorize the conduct of such games of chance therein.

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 of rights to participate, and the awarding of

prizes, in the specific kinds 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, and

C. It shall be lawful for the Legislature to authorize the conduct of State lotteries restricted to the selling of rights to participate therein and the awarding of prizes by drawings when the entire net proceeds of any such lottery shall be for State institutions, State aid for education.

Adopted November 7, 1972.

PROPOSED AMENDMENTS TO THE 1947 CONSTITUTION THAT HAVE BEEN REJECTED

Proposed Amendments to the 1947 Constitution that have been Rejected

PROPOSED AMENDMENT REJECTED

Amend Article II, paragraph 3, to read as follows:

3. (a) Every citizen of the United States, of the age of 18 years, who shall have been a resident of this State for 6 months and of the county in which he claims his vote 40 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 all questions which may be submitted to a vote of the people; and

(b) Every citizen of the United States, of the age of 18 years, who shall have been a resident of the State and of the county in which he claims his vote 40 days, next before the election and who shall not be eligible to vote elsewhere, shall be entitled to qualify and to vote for electors for President and Vice-President of the United States, only, in such manner as the Legislature shall provide; and

(c) Any person registered as a voter in any election district of this State who has removed or shall remove to another State or to another county within this State and is not able there to qualify to vote by reason of an insufficient period of residence in such State or county, shall, as a citizen of the United States, have the right to vote for electors for President and Vice-President of the United States, only, by Presidential Elector Absentee Ballot, in the county from which he has removed, in such manner as the Legislature shall provide.

Rejected November 4, 1969.

PROPOSED AMENDMENT REJECTED

Amend Article II, paragraph 3, to read as follows:

3. (a) Every citizen of the United States, of the age of 19 years, who shall have been a resident of this State 6 months and of the county in which he claims his vote 40 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 all questions which may be submitted to a vote of the people; and

(b) Every citizen of the United States, of the age of 19 years, who shall have been a resident of the State and of the county in which he claims his vote 40 days, next before the election and who shall not be eligible to vote elsewhere, shall be entitled to qualify and to vote for electors for President and Vice-President of the United States, only, in such manner as the Legislature shall provide; and

(c) Any person registered as a voter in any election district of this State who has removed or shall remove to another State or to another county within this State and is not able there to qualify to vote by reason of an insufficient period of residence in such State or county, shall, as a citizen of the United States, have the right to vote for electors for President and Vice-President of the United States, only, by Presidential Elector Absentee Ballot, in the county from which he has removed, in such manner as the Legislature shall provide.

Rejected November 3, 1970.

PROPOSED AMENDMENT REJECTED

Amend Article V, Section IV, paragraphs 2 and 3 to read as follows:

2. Each principal department shall be under the supervision of the Governor. The head of each principal department shall be a single executive unless otherwise provided by law. Such single executives shall be nominated and appointed by the Governor, with the advice and consent of the Senate, to serve at the pleasure of the Governor during his term of office and until the appointment and qualification of their successors.

3. The Secretary of State and the Attorney General shall be nominated and appointed by the Governor with the advice and consent of the Senate to serve at the pleasure of the Governor during his term of office and until the appointment and qualification of their successors.

Rejected November 7, 1972.

EXECUTIVE ORDERS

Executive Orders

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 32

I, William T. Cahill, 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:

Friday, February 11, 1972 (the day preceding Lincoln's Birthday) be declared a holiday for State employees in lieu of Saturday, February 12, 1972.

[SEAL] Given, under my hand and seal this 21st day of January, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-sixth.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 33

WHEREAS, On August 15, 1971, the President announced a ninety-day stabilization period for prices, rents, wages, and salaries and issued Executive Order 11615 which established the Cost of Living Council, with the Secretary of Treasury as Chairman;

WHEREAS, The Office of Emergency Preparedness was designated as the operating agency for said Council during this period, known as Phase I of the Economic Stabilization Program, in which prices, rents, wages, and salaries, with few exceptions were frozen; and

WHEREAS, The President issued Executive Order 11627 on October 15, 1971, announcing that a seven member Price Commission and a fifteen member Pay Board was being established, under the Cost of Living Council, with responsibilities for establishing guidelines for prices and wages, and Phase II of the Economic Stabilization Program became effective on November 14, 1971 and will last for an indefinite period;

WHEREAS, The Internal Revenue Service was delegated responsibility by the President for investigating complaints; for monitoring compliance with economic stabilization rules, regulations, and guidelines, and for providing information to the public on the program through local service and Compliance Centers which have been established for that purpose;

WHEREAS, The President appointed a Committee on the Health Service Industry in November, 1971 to assist the Cost of Living Council, the Price Commission, and the Pay Board in formulating guidelines to stabilize the rapidly rising cost of health care services; and

WHEREAS, The Chairman of the Price Commission of the Cost of Living Council has requested the Governor of each State to establish a State Advisory Board for the purpose of evaluating applications made by institutional providers of health care service for exceptions to the Economic Stabilization Program regulations and guidelines of the Price Commission.

NOW, THEREFORE, I, William T. Cahill, Governor of the State of New Jersey, do hereby ORDER and DIRECT:

1. That there is hereby established within the State Department of Insurance a State Advisory Board which shall have the responsibility of evaluating applications made by institutional providers of health care service for exceptions to the Economic Stabilization Program regulations and the guidelines of the Price Commission, and to review and to provide professional evaluation from persons involved in policy determination or operational aspects of health, and make recommendations with respect to such applications for

exceptions before said applications are filed with the Internal Revenue Service.

2. (a) The State Advisory Board shall consist of persons who are interested and knowledgeable in the field of health care services and familiar with local conditions and health care needs, and shall include two hospital trustees, two physicians, two nursing home administrators, two hospital administrators, two medical economists and seven consumers, including labor representation, appointed by the Governor of the State of New Jersey and who shall serve at the pleasure of the Governor.

(b) The public members of the Board shall serve without compensation, but shall be entitled to reimbursement for any expenses reasonably incurred in the discharge of their official duties, subject to the availability of funds.

3. The State Advisory Board shall be responsible for reviewing and evaulating applications received from health care institutions located within New Jersey when the institutions request an exception to the limitations under federal regulations and guidelines. In performing these functions the board shall be guided by section 300.18, paragraph (f), Title 6, Code of Federal Regulations, contained in the December 30, 1971, Federal Register, Volume 36, Number 251 and applicable laws and regulations. Whenever the board considers the granting of an exception as essential to the provision of adequate health services and as consistent with the Economic Stabilization Program, it shall recommend to the Price Commission that an exception be granted. The board may also recommend disapproval of the application of a smaller price increase than that requested by the institution.

4. The Board, which has been created out of the Advisory Committee to the Commissioner of Insurance on Hospital Reimbursement, shall have available to it the staff and research capabilities of the Advisory Committee to the Commissioner of Insurance on Hospital Reimbursement.

5. (a) The State Advisory Board shall meet at the call of the Governor or its chairman and shall report to the Governor at such times as the Governor may require or as the Board deems appropriate.

(b) The Chairman shall be appointed by the Governor. The members of the Board may elect from among themselves a vice-chairman; may appoint a secretary who need not be a member of

the Board; and may adopt By-laws and rules governing their work consistent with law.

(c) Within the limits of appropriations made available to it, the Board is hereby authorized to employ such staff as may be necessary to carry out the duties assigned to it.

(d) The Council shall be entitled to call upon any department, agency or office of the State of New Jersey for such documents, materials and information as it may deem necessary, and shall be entitled to the cooperation of every department, agency, and office of the State of New Jersey.

6. This Executive Order shall take effect immediately.

Given, under my hand and seal this 28th day of January, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-sixth.

[SEAL]

/s/ WILLIAM T. CAHILL,
Governor.

Attest:

/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 34

I, William T. Cahill, 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:

1. Monday, July 3, 1972 (the day before Independence Day) be declared an extra holiday for State employees.

Given, under my hand and seal this 8th day of May, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-sixth.

[SEAL]

/s/ WILLIAM T. CAHILL,
Governor.

Attest:

/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 35

WHEREAS, The Federal Regional Council-Region II and other Federal departments and agencies are concerned that official sub-state planning districts be established in each State;

WHEREAS, There presently exists three official interstate planning agencies covering portions of New Jersey, two established by Interstate Compact and one established under the New Jersey Regional Advisory Council Act of 1962;

WHEREAS, The counties of New Jersey have existed for many years as official sub-state areas and in recent years have all established county planning functions with planning boards and professional staffs;

WHEREAS, The counties of New Jersey have worked cooperatively on intercounty problems for many years and since the establishment of county planning agencies have extended this cooperation into the planning field;

WHEREAS, The State has been divided into ten districts for carrying out the Circular A-95 Project Notification and Review procedures;

NOW, THEREFORE, I, William T. Cahill, 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. There are hereby established ten sub-state districts for planning purposes, and other purposes which may be appropriate in meeting Federal requirements relating to sub-state coordination activities:

—Tri-State Regional Planning District (Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, Somerset and Union Counties).

—Delaware Valley Regional Planning District (Burlington, Camden, Gloucester and Mercer Counties).

—Wilmington Metropolitan Area Planning District (Salem County).

—Atlantic County.

—Cape May County.

—Cumberland County.

—Hunterdon County.

—Ocean County.

—Sussex County.

—Warren County.

2. Within the Tri-State Regional Planning District and the Delaware Valley Regional Planning District, the individual counties are further designated as sub-districts for planning purposes within these larger units if a determination is made that these sub-districts are of a more practical size or serve a more practical purpose than the larger areas.

3. This order shall take effect immediately.

[SEAL] Given, under my hand and seal this 2nd day of August, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 36

WHEREAS, On March 11, 1971, I created by Executive Order No. 16 a Governor's State Committee on Children and Youth, a body composed of delegates to the decennial White House Conference on Children (1970) and Youth (1971), youth representatives, and concerned citizens, to implement the recommendations of

those national conferences and otherwise study and recommend what changes need to be made to improve the quality of services for the children and youth of the State; and

WHEREAS, The coming together of these talented people has presented an excellent opportunity for focusing attention on the problems of children and youth in New Jersey; and

WHEREAS, Better communication and coordination of activities among public and private organizations serving children and youth has been established by this Committee;

Now, THEREFORE, I, William T. Cahill, 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. The Governor's State Committee on Children and Youth, composed of delegates to the decennial White House conferences, representatives of the Legislature, members of the various State agencies, organizations which have an ongoing concern for the problems of children and youth, and other concerned citizens, shall continue in existence until June 30, 1975.

2. The Office of Youth Services within the Department of Community Affairs, which has served the past year as staff to the Committee, shall continue to serve as staff to the Committee in consultation with the Division of Youth and Family Services recently established in the Department of Institutions and Agencies.

3. The current members of the State Committee shall continue to serve in their capacity. Additional appointments shall be made by the Office of Youth Services, subject to my approval, the number to be sufficient for efficient operation and program needs of the Committee.

4. The Committee shall maintain contact with the White House Conference staff in Washington within the Office of Child Development, Department of Health, Education and Welfare; the National Council of State Committees on Children and Youth; the regional committees established at the decennial Conferences; and should be considered by all other public and private agencies in this State as an official body appointed by the Governor for evaluating and recommending to my office and to others any programs, legislation,

and administrative changes through which the life of the State's children and youth can be enhanced.

5. The Committee shall issue an annual report to the Governor on the progress that has been made by public and private agencies over the past year, and shall make recommendations to the Governor, other States agencies, and private organizations for the improvement of current programs or the initiation of new programs for the children and youth of the State.

6. The month of May shall be designated annually as a month for recognizing the children and youth of our State, and the second week of May shall be designated as "A Week for Children and Youth," sponsored by the State Committee on Children and Youth, and I urge that it be set aside by all agencies in the State, both public and private, for activities focusing on the problems, concerns, and accomplishments of our children and youth.

7. This order shall take effect immediately.

Given, under my hand and seal this 29th day of
[SEAL] September, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 37

I, William T. Cahill, Governor of the State of New Jersey, by virture of the authority vested in me by the Constitution and by the statutes of this State do hereby ORDER and DIRECT that:

1. Friday, November 24, 1972 (the day following Thanksgiving Day) be declared an extra holiday for State employees.

Given, under my hand and seal this 12th day of October, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

[SEAL]

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 38

WHEREAS, The provision of adequate services to the people of New Jersey is in great measure dependent on the skills and training of State, county and municipal officers and employees; and

WHEREAS, Constant changes and technological innovations in all service areas demand continuing in-service training and retraining programs and the upgrading of technical and executive skills; and

WHEREAS, Such training as has been available is fragmented among a variety of agencies and educational institutions, with little or no central coordination or policy focus; and

WHEREAS, The training opportunities, particularly those available to employees of the county and municipal government, are inadequate to meet demand and need; and

WHEREAS, There is a clear and immediate need for central coordination, supervision, and planning of training programs for State, county and municipal officers and employees, and for improvements in State-wide training opportunities;

NOW, THEREFORE, I, William T. Cahill, Governor of the State of New Jersey, do hereby ORDER and DIRECT that:

1. (a) There is hereby created a Public Service Institute in, but not of the Department of Civil Service. The Public Service Institute shall serve as a comprehensive center for the planning, coordination and supervision of a State-wide public service training system.

(b) To insure that the Institute will be in a position to utilize all the expertise currently available for training public service employees and, at the same time, to insure that all segments of the State to be benefited by the Institute will enjoy a close relationship to it, there is hereby established a Public Service Institute Council directed to establish Institute policies and directions; it shall be responsible for the administration and direction of the Public Service Institute on behalf of the Governor and shall recommend an Institute budget annually to the Governor; it shall further be empowered to make recommendations to the Governor concerning training and development of public service employees, to present plans for improving services in these areas, and to present proposals for improving the administrative coordination of existing training programs in State educational institutions and agencies.

(c) The Council shall consist of the President of the Civil Service Commission, who shall be the chairman, the Commissioners of Community Affairs and Education, the Chancellor of Higher Education, the President of Rutgers University, the President of the New Jersey State League of Municipalities and the President of the New Jersey Association of Chosen Freeholders. The members are authorized to appoint alternates to act in their stead. The Council shall also consist of five public members appointed by the Governor who shall serve for terms of three years, provided that of the five members first appointed two members shall be appointed for a one-year term, two members shall be appointed for a two-year term and one member shall be appointed for a three-year term. Thereafter all members shall be appointed for a three-year term. Each member shall hold office for the term of his appointment and

until his successor has been appointed and qualified. Vacancies among the public members shall be filled by appointment for the unexpired term only.

2. (a) The Director of the Institute shall be appointed by the Governor, and shall serve at the pleasure of the Governor.

(b) The Director is hereby authorized, on behalf of the Institute, to call upon any department, office, division or agency of the State to supply such data, information, or assistance as shall be necessary to the discharge of the responsibilities of the Institute under this Order. Each department, office, division or agency of the State is hereby authorized and directed, to the extent not inconsistent with law, to provide such data, information or assistance to the Institute.

(c) The Director and Council shall report annually to the Governor on training needs and programs available for all State, county and municipal officers and employees. Such report shall review, discuss and evaluate the Institute training programs and shall also recommend areas of future training need based on a State-wide training and public service manpower monitoring system as established by the Institute with the cooperation of all executive departments.

(d) The Director (in consultation with the Council, shall be responsible for the administration and direction of the Public Service Institute and selection of the Institute's professional staff and for the Institute's programs in direct and indirect training, executive and organization development, planning and development, local government career development, internship, and training for elected officials. In each of these areas he will develop a comprehensive training system in cooperation with all educational institutions and public agencies throughout the State.

3. Every State, county or municipal agency or educational institution within New Jersey which intends to offer training courses for public officers or employees shall be requested to file, on an annual basis, with the Institute a syllabus of the courses to be offered.

4. The Director with the approval of the Council is hereby empowered to promulgate such rules and regulations as are necessary for the efficient administration of this Order.

5. This Order shall take effect immediately.

Given, under my hand and seal this 19th day of
[SEAL] December, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 39

WHEREAS, The State of New Jersey has, with reason, prided itself on the effectiveness of its workmen's compensation program since the inception of its law in 1911; and

WHEREAS, The State continues to be desirous of providing a comprehensive and realistic system of compensation for the injured workers of this State; and

WHEREAS, The National Commission on State Workmen's Compensation Laws has recently issued a report calling for major changes in state workmen's compensation programs and also calling for the creation of individual state advisory committees;

Now, THEREFORE, I, William T. Cahill, Governor of the State of New Jersey, do hereby ORDER and DIRECT:

1. That there is hereby established a Commission to evaluate the New Jersey Workmen's Compensation law and administration; to study the Workmen's Compensation system of this State including the level of benefits, the method of assessing benefits, the means of determining the extent of injury, the means of assessing the needs of injured workers and the costs of administration; to analyze the present system in relation to the standards promulgated by the Report of the National Commission of State Workmen's Compensation Laws; to determine the extent to which the

recommendations of prior Workmen's Compensation Commissions have been or should be implemented; to review the administrative methods and practices existing in other jurisdictions and to make specific recommendations for improvement in the New Jersey Workmen's Compensation system. This charge is not intended to limit any avenue of inquiry or exclude from review any subject relative to the Workmen's Compensation system not specifically set forth herein.

2. (a) The Commission shall consist of seven members appointed by the Governor of the State of New Jersey who shall serve at the pleasure of the Governor.

(b) The members of the Commission shall be entitled to a per diem allowance not to exceed $100 for each day, or part thereof spent in the rendition of service for the Commission under this Order and, in addition, shall be entitled to reimbursement for any expenses reasonably incurred in the discharge of their official duties, subject to the availability of funds.

3. (a) The Commission shall meet at the call of the Governor or its chairman and shall report to the Governor at such times as the Governor may require or as the Board deems appropriate. The Commission shall present a final report to the Governor not later than June 30, 1973. This report shall be of such a nature and sufficiently specific that it may be utilized for the drafting of legislation.

(b) The chairman shall be appointed by the Governor and shall serve at the pleasure of the Governor. The members of the Commission may elect from among themselves a vice-chairman; may appoint a secretary who need not be a member of the Commission; and may adopt by-laws and rules governing their work consistent with law.

(c) Within the limits of appropriations made available to it, the Commission is hereby authorized to employ such staff as may be necessary to carry out the duties assigned to it.

4. The Commission shall hold such public hearings as may be appropriate.

5. The Commission shall be entitled to call upon any department, agency or office of the State of New Jersey for such documents, materials and information as it may deem necessary, and shall be

entitled to the cooperation of every department, agency, and office of the State of New Jersey.

6. This Executive Order shall take effect immediately.

Given, under my hand and seal this 20th day of
[SEAL] December, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:
/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 40

WHEREAS, Planning for the protection of the environment, to assure that the development of the State and its resources is realized in an orderly manner and for the proper location of State facilities to encourage these goals will be fostered by the preparation of a comprehensive State plan; and

WHEREAS, Natural constraints on the growth of the State must be considered in planning for the future, particularly the constraints of water supply, achievement of high air quality standards, assurance that the waters of the State will meet quality standards, and the environmental effects of major installations, such as power generation facilities, which may be required by future growth; and

WHEREAS, The municipalities, counties and regions of New Jersey seek guidance and assistance in the preparation of plans for their jurisdiction and such guidance may be provided through a State planning procedure; and

WHEREAS, The protection of the environment and the realization of orderly development of the State requires the evaluation and coordination of long-range capital programs among the various State departments; and

WHEREAS, The Congress of the United States is seeking to assist the State and local governments to improve upon their present land use planning and management efforts with respect to areas of critical environmental concern, key facilities, and developments and land uses of regional benefit;

NOW, THEREFORE, I, William T. Cahill, 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. There is hereby established a State Planning Task Force. Such Task Force shall be appointed by the Governor and serve at his pleasure. Its duties shall be:

(a) To coordinate the programs and activities of State departments which affect the environment and growth of New Jersey, by the preparation and continued maintenance of a comprehensive State physical development plan, and to advise the Governor with regard to the impact of land use programs and planning activities of each Department;

(b) To prepare recommendations to the Governor on the environmental, social and economic impact of major proposed developments within or affecting the State;

(c) To review the State's capital program as prepared by the Department of Treasury, Division of Budget and Accounting, as it relates to the State's physical development program;

(d) To coordinate Federal planning reviews within State departments in accordance with Federal Office of Management and Budget procedures and requirements;

(e) To assure that State planning policies are integrated into the plans of interstate planning agencies and in such planning committees, councils, and commissions as are or have been established to prepare plans affecting New Jersey;

(f) To assure coordination among and provision of adequate staff services to interdepartmental councils, study groups or committees, and commissions relating to matters of State physical development and in all interdepartmental actviities and programs which affect State-wide planning.

2. The State Planning Task Force shall consist of:

(a) The Secretary of Agriculture, the Commissioner of Community Affairs, the Commissioner of Environmental Protection, the Commissioner of Labor and Industry, the Chancellor of Higher

Education, the Commissioner of Institutions and Agencies, the Commissioner of Education, the Commissioner of Health, the Commissioner of Transportation and the State Treasurer;

(b) Three citizens of the State who shall be appointed by the Governor, one of whom shall be designated as chairman.

3. The Assistant Commissioner of the Department of Community Affairs (Planning) shall serve as Executive Secretary of the Task Force. The Division of State and Regional Planning shall provide all staff services to the Task Force.

4. The Task Force shall establish such committees as it shall find appropriate. Included among such committees shall be an environmental review committee responsible for assessing the probable environmental impact of plans and recommendations and of informing the Task Force of the likely environmental consequences of plans and recommendations. The environmental review committee shall be chaired by the Commissioner of the Department of Environmental Protection or his designee. The chairman of the environmental reveiw committee shall appoint the members of the committee.

5. The Task Force is authorized to call upon any department, office, division, or agency of the State to supply such available statistical data, program reports, and other information and materials as it deems necessary to discharge its responsibilites under this Order.

6. Each department, office, division, or agency of the State is authorized and directed, to the extent not inconsistent with law, to cooperate with the Task Force and to furnish it such information and assistance as it may find necessary in the discharge of its responsibilities under this Order.

7. This Order shall take effect immediately.

[SEAL] Given, under my hand and seal this 22nd day of December, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/s/ WILLIAM T. CAHILL,
Governor.

Attest:

/s/ JEAN E. MULFORD,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 41

WHEREAS, The people of the United States and of all the World have suffered a grievous loss in the death of former President Harry S. Truman, and

WHEREAS, December 28, 1972 has been set aside as a National Day of Mourning for the late former President, and

WHEREAS, It is fitting and proper that this day be set aside as a day of mourning and prayer in memory of this great man,

NOW, THEREFORE, I, William T. Cahill, 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 Thursday, December 28, 1972 shall be a day of mourning and prayer for our late former President Harry S. Truman and further ORDER and DIRECT that:

1. All State offices and buildings shall be closed, work permitting, for the transaction of the regular business of government from and after 12 o'clock noon and State employees shall be excused at that time to pay their private respects to President Truman.

2. This Executive Order is not intended to affect banks, schools, county and local governments and the transaction of other business.

[SEAL] Given, under my hand and seal this 26th day of December, in the year of our Lord, one thousand nine hundred and seventy-two, and of the Independence of the United States, the one hundred and ninety-seventh.

/S/ WILLIAM T. CAHILL,
Governor.

Attest:
JEAN E. MULFORD,
Acting Secretary to the Governor.

REORGANIZATION PLANS

Reorganization Plan of the Department of Labor and Industry

Office of the Commissioner

There is hereby created, in the Department of Labor and Industry, an Office of the Commissioner, consisting of the Commissioner of Labor and Industry and other supporting clerical and administrative personnel as the Commissioner deems necessary.

> The Commissioner is the executive and administrative head of the Department of Labor and Industry and the Employment Security Agency. All powers and duties vested in his office or the Department are exercised and performed by him or under his supervision or control. Accordingly, all references in any law, contract or document concerning any division or subdivision will be deemed to mean or refer to the Commissioner.

The Department of Labor and Industry has remained fundamentally unchanged since its last reorganization in 1948. The Department's present organizational structure consists of a loosely arranged variety of program administrators reporting directly to the Commissioner. Currently, the Commissioner is informally assisted by a Deputy Commissioner and four Assistant Commissioners. The Department must be reorganized on a more integrated basis by strengthening top level leadership, streamlining the program operating units, and improving staff services.

The Deputy Commissioner position is hereby abolished. The four Assistant Commissioner positions are hereby formally established. The Assistant Commissioners shall be responsible for Human Reources Development, Income Security, Labor Relations and Work Place Standards, and Administration. The Assistant Commissioners shall be delegated all supervision and control of specific areas of responsibility and be appointed by the Commissioner to serve at his pleasure.

Office of the Assistant Commissioner, Labor and Industry, Human Resources Development

The Assistant Commissioner for Human Resources Development is responsible for the employment, training and rehabilitation of the citizens of New Jersey.

The employment program services of the New Jersey State Training and Employment Services and the Field Operations Service are hereby reassigned from the Division of Employment Security and reconstituted as the Division of Employment Services. This Division will have responsibility for the administration of the New Jersey State Employment Service programs to job applicants created under State and Federal law.

The training program services of the New Jersey State Training and Employment Service and the Field Operations Service are hereby reassigned from the Division of Employment Security and reconstituted as the Division of Employment Development Programs. This Division will have responsibility for the administration of the training components created under State and Federal law.

The Division of Vocational Rehabilitation Services is hereby created and shall include all the duties, powers, responsibilities, personnel, and appropriation of the Rehabilitation Commission which is hereby abolished. The Division of Vocational Rehabilitation Services is designated as the sole State agency to administer and supervise vocational rehabilitation as authorized by N. J. S. A. 34:16. The upgrading of the Commission to divisional status is necessitated by the greatly expanded functions and responsibilities in this area. A Vocational Rehabilitation Advisory Council will be established.

The Division of Employment Services, the Division of Employment Development Programs and the Division of Vocational Rehabilitation Services shall report to the Assistant Commissioner for Human Resources Development through their respective directors.

Office of the Assistant Commissioner, Labor and Industry, Income Security

The Assistant Commissioner for Income Security has responsibility for the administration of Federal and State laws concerning unemployment compensation, permanent and temporary disability, and workmen's compensation benefits. This includes in part the administration of funds, the payment of benefits during periods of unemployment, or temporary disability, the determination of permanent disability, and the adjudication of workmen's compensation claims.

The Unemployment Insurance Service, the Temporary Disability Insurance Service and the Unemployment Insurance service Sections of the field Operations Service shall be reassigned from the Division of Employment Security and be reconstituted as the Division of Unemployment and Temporary Disability Insurance.

The present Disability Determination Service shall be reassigned from the Rehabilitation Commission and be reconstituted as the Division of Disability Determinations. This Division shall have the responsibility of determining disability in New Jersey for the Social Security Administration.

The Division of Workmen's Compensation shall remain intact. This Division shall continue to be responsible for the implementation of the Workmen's Compensation laws.

The Division of Unemployment and Temporary Disability Insurance, the Division of Disability Determinations and the Division of Workmen's Compensation shall report to the Assistant Commissioner for Income Security through their respective directors.

Office of the Assistant Commissioner, Labor and Industry, Labor Relations and Work Place Standards

The Assistant Commissioner for Labor Relations and Work Place Standards has the responsibility for the administration of the Department's Labor Relations Programs and for the statutes dealing with a variety of State legislation and Federal/State Cooperative Enforcement Programs, including the Williams-Steiger Occupational Safety and Health Act of 1970.

The Division of Work Place Standards is hereby created and shall include all the functions, programs, duties, responsibilities, personnel and appropriations of the Division of Labor which is hereby abolished. The primary responsibilities of the Division are the enforcement of statutes dealing with working conditions, including modifications necessitated by the Williams-Steiger Occupational Safety and Health Act of 1970. The Director, Division of Work Place Standards shall report to the Assistant Commissioner for Labor Relations and Work Place Standards.

The Division of Private Employment Dispute Settlement (Board of Mediation) shall remain in accordance with N. J. S. A. 34:13A as amended and shall report to the Assistant Commissioner for Labor Relations and Work Place Standards.

The Division of Public Employment Relations (Public Employment Relations Commission) shall remain in accordance with N. J. S. A. 34:13A as amended and be assigned to the Assistant Commissioner for Labor Relations and Work Place Standards.

Office of the Assistant Commissioner, Labor and Industry, Administration

The Assistant Commissioner for Administration has responsibility for development of policies, principles, standards and procedures governing overall organization and management of the Department. This includes: budget preparation and administration, personnel management and training, accounting and operations, program review and analysis, research, data processing, systems development, procurement, and general administrative and housekeeping services.

The Division of Administration is hereby reconstituted as the Division of Administrative Services. This Division shall report to the Assistant Commissioner for Administration through its director.

The Division of Planning and Research shall remain intact except for that portion of it reassigned to the Division of Economic Development. The Division shall

report to the Assistant Commissioner for Administration, through its director.

A Division of Systems and Communications is hereby created and shall include all Data Processing personnel and resources formerly in the Division of Administration. The creation of this Division is required as part of the implementation of the State-wide master plan for centralization contemplates that the Labor and Industry installation will become one of the four major data centers serving all State departments and agencies. This Division shall report to the Assistant Commissioner for Administration through its director.

The Division of Economic Development is responsible for the continuing effort to develop all resources for the economic growth of the State. This will include the study of the State's economy, planning for future growth and an active program to achieve efficient and desirable growth of the total economy. This division shall report to the Commissioner of Labor and Industry through its director.

The Office of Business Economics is hereby reassigned from the Division of Planning and Research and the Industrial Services Project is hereby reassigned from the Division of Employment Security. This will provide the business community with an expanded, more comprehensive program of technical, financial and statistical advice and supportive assistance.

BOARDS, COMMISSIONS, COUNCILS AND COMMITTEES

In addition to the Board of Mediation and the Public Employment Relations Commission, the following will be continued: The Industrial Safety Board, the Industrial Safety Committee, the Construction Safety Council, the Board of Boiler, Pressure Vessel and Refrigeration Rules, the Employment Security Council, the Economic Development Council, the New Jersey Area Redevelopment Authority, the Board of Review, and the State Apprenticeship Councils.

The following will be abolished under the plan of reorganization: The Advisory Council on Disability Benefits, and the Manpower Advisory Committee.

Other Units Abolished

The following additional units are hereby abolished: The Division of Employment Security, Bureau of Legal Services and Bureau of Public Relations.

Fiscal Responsibilities

The unexpended balances of appropriations, grants and other funds, available for use in connection with a function or agency affected by the reorganization of the Department of Labor and Industry, are considered by the Governor to be necessary, by reason of the reorganization, for use in connection with the functions affected by the reorganization or for the use of the agency which shall have the functions after the reorganization plan is in effect. The unexpended balances so transferred may be used only for the purposes for which the appropriation or grant was initially made by the Legislature or Congress.

All Division Directors in the Department of Labor and Industry shall be appointed by the Commissioner to serve at his pleasure, except in those Divisions where Federal Merit System Standards must be observed. Nothing in this reorganization plan shall be construed to deprive any person of any tenure rights or of any right or protection provided him by Title II of the Revised Statutes, Civil Service, or any pension law or retirement system.

This reorganization plan shall not affect any order, rule or regulation made or promulgated prior to the effective date of said reorganization plan by any department, commission, council, board, authority, officer, or other agency, the functions, powers and duties of which have been assigned or transferred to any other officer, authority or agency pursuant to said reorganization plan; but such orders, rules and regulations shall continue with full force and effect until amended or repealed pursuant to law.

This reorganization plan shall not affect actions or proceedings, civil or criminal, brought by or against any department, commission, council, board, officer, authority, or agency, the functions, powers and duties of which have been transferred or abolished pursuant to said reorganization plan.

All acts and parts of acts inconsistent with any of the provisions of this reorganization plan are superseded to the extent of such inconsistencies.

Any provisions of this plan which conflict with Federal law are null and void. Where applicable, the Federal government will be reimbursed in full for any property or thing of value diverted from Employment Security to other purposes.

Filed May 11, 1972.

REORGANIZATION PLAN
of the
DEPARTMENT OF COMMUNITY AFFAIRS

An office of the Commissioner in the Department of Community Affairs is hereby created, consisting of the Commissioner, three Assistant Commissioners of Community Affairs, and such other staff members as the Commissioner shall designate.

The administrator and chief executive officer of the Department is the Commissioner of Community Affairs, appointed by the Governor with the advice and consent of the Senate. The duties of the Commissioner are set forth in N. J. S. A. 52:27D–3.

There shall be three Assistant Commissioners of Community Affairs, who will serve at the pleasure of the Commissioner and perform such duties as may be prescribed by him. The duties and responsibilities as hereinafter stated are delegated to each of the Assistant Commissioners. In order to create an equalization of responsibility, each shall hold the title of Assistant Commissioner of Community Affairs.

A Program Analysis Office shall be established to assist the office of the Commissioner in developing new programs, developing systems to measure and evaluate existing programs, people and resources and in making feasibility studies. The function of contract review including all grants and contracts for services that are awarded by the Department to local government agencies, universities, profit and non-profit organizations shall be administered by the Program Analysis Office.

The Advisory Council on Community Affairs, the Hackensack Meadowlands Development Commission, the New Jersey Housing

Finance Agency, the New Jersey Urban Loan Authority and the New Jersey Sports and Exposition Authority shall retain their previous organizational relationship to the Commissioner.

One Assistant Commissioner will be responsible for the following:

The Division of Housing and Urban Renewal as provided for by N. J. S. A. 52:27D–1 et seq. is hereby continued. It shall be headed by a Director of Housing and Urban Renewal, assisted by a Deputy Director of Housing and Urban Renewal, both of whom shall serve at the pleasure of the Commissioner.

The Division, presently consisting of four bureaus, provides a wide range of services to local governments and to the citizens of local governments in the areas of housing and urban renewal. The Bureaus of Relocation and Urban Renewal administer the provisions of the Relocation Assistance Law by providing technical assistance to communities involved in relocation of persons through urban redevelopment. In addition, provision is made for grants to municipalities to cover eligible portions of the local shares of urban renewal grants.

The Bureau of Housing administers a program of supervised tenant selection, rentals, income limits and management of limited dividend housing projects.

Other programs of the Bureau of Housing include: liaison with local housing and redevelopment authorities, maintenance of statistical records on public housing, moderate income housing for the elderly, and apartment construction and building permit data. The multiple dwelling health and safety program is administered by the Bureau of Housing Inspection and code enforcement. In addition, the Bureau provides technical assistance to communities involved in code enforcement and assists in the preparation of applications to the Federal government for aid supporting such programs.

More recently the Division of Housing and Urban Renewal has attempted to make more innovative use of the Revolving Housing Development and Demonstration Grant Fund. This fund has been used primarily for seed money loans to non-profit housing sponsors for preliminary engineering and site development work repayable after the project is constructed and financed under long term mortgages. While this use of the fund is necessary and should be encouraged, it is recognized that more demonstration in unique

construction methods, site design and site acquisition should be undertaken.

As reorganized the Division will consist of three Bureaus:

(1) A new Bureau of Housing Production will be assigned responsibility for developing, testing and demonstrating new systems and approaches to producing housing. It will administer the housing demonstration grant program and will design projects and methods for producing housing in new and innovative ways. The Bureau will coordinate with the Housing Finance Agency, the Mortgage Finance Agency and other State agencies to propose procedures and activities which would increase the production of housing units. Such activities may include site selection, site planning, market and engineering feasibility, design, innovative building techniques, front-end financing, and demonstrations in services and coordination with municipalities for planning, zoning and building permits related to each potential housing site.

(2) The Bureau of Housing Services is a consolidation of three bureaus—Housing, Urban Renewal and Relocation. This Bureau will administer the Relocation Assistance Law of 1967, the Uniform Relocation Assistance and Real Property Acquisition Act of 1970, and the Urban Renewal Projects Law. In addition, the Bureau will supervise tenant selection, rentals, income limits, and management of limited dividend housing projects for families of middle income and for elderly persons; maintain liaison with public housing authorities and redevelopment agencies; maintain statistical records on public housing, moderate income housing, housing for the elderly, apartment house construction and building permit data; and administer provisions of the Retirement Community Full Disclosure Act of 1969.

(3) The Bureau of Housing Inspection will function as presently organized. This Bureau reviews construction plans of all multiple dwellings and hotels; inspects construction of these buildings; issues construction permits and certificates of occupancy; and provides technical and financial assistance to communities involved in code enforcement through the state-local cooperative housing inspection program; and assists in the preparation of applications to the Federal government for Federal aid supporting code enforcement programs. Finally, this Bureau will administer the State functions proposed under the State Standard Construction

Code Act under which the Commissioner would adopt, after hearings, State Standard Codes for all construction in New Jersey.

The State Housing Council and the Hotel and Multiple Dwelling Health and Safety Board, bodies that advise the Commissioner, shall be retained as part of this Division.

This organization of the Division of Housing and Urban Renewal will result in an efficient and economical operation.

The Division of State and Regional Planning, as provided for by N. J. S. A. 52:27D–1 et seq., will be continued and remain with three Bureaus. The Local Planning Assistance Bureau will be moved to the Division of Local Government Services and replaced with a new Bureau of Review Coordination.

The Division shall be headed by a Director and assisted by a Deputy Director, both of whom shall serve at the pleasure of the Commissioner.

(1) The Bureau of Statewide Planning has been concerned with the development of long-range planning studies relating to the future growth and development of New Jersey. These studies serve as an education and information resource for presentation to the general public, a basis for State development policies for use by the several interstate regional planning agencies as well as county and regional planning agencies, and as a basis for discussing functional plans of various departments of State government in relation to each other and in relation to future land use patterns in the State.

Additionally the Bureau has been concerned with studies of a highly specific nature related to the overall development of the State. Such activities have included planning programming and budgeting in relation to the State government; analysis of various development intensities in relation to the State plan and State and local taxation and revenue policies; and more recently the development of a strategy for new communities in New Jersey and their relationship to a State development strategy.

(2) The Bureau of Regional Planning in New Jersey has concerned itself with the growth and development opportunities and problems of distinctive geographic areas within the State. Such activities in the past have concerned themselves with analysis of leisure activities along the New Jersey shore; opportunities for conservation and development in the New Jersey Pinelands; initial

analysis and planning of the Hackensack Meadowlands with legislation leading to the Hackensack Meadowlands Development Commission; sketch plans and analysis for the Tocks Island region as a result of the proposed national recreation area; and plans and development strategies for revival of the Hudson River waterfront.

An additional function of the Bureau has been to conduct various aspects of housing research with particular emphasis on identifying the magnitude of the housing crisis in New Jersey and problems contributing to the housing crisis such as: zoning, obsolete planning regulations, building codes, and the like. Furthermore, the Bureau has worked with the Governor's Housing Task Force and the Governor's Special Assistant on Housing to develop a comprehensive housing program for New Jersey.

(3) The new Bureau of Review Coordination will bring to bear the needed effort to handle the increasing responsibilities of Federal application review coordination assigned to the Division by the Governor under the Federal project notification and review system as provided in the United States Intergovernmental Cooperation Act of 1968. Also there has been an increase of responsibilities in processing the notices of acquisition and disposal of State lands; in maintaining State-wide data sources on New Jersey growth, and development, and in liaison and coordination of planning within the metropolitan planning agencies of Philadelphia, Wilmington and New York which affect New Jersey.

One Assistant Commissioner shall be responsible for the following:

Management Services. There is hereby established a fiscal and data processing office which shall continue all the functions that were formerly carried out by the Bureau of Budget and Accounting. This office will also act as a new service and coordinating unit for the Department for all matters pertaining to the internal use of electronic data processing equipment and related services. In addition, it is also proposed that the Departmental print shop be retained within this office in its present form and staffing until such time as a determination is made regarding consolidation of existing State printing facilities.

The fiscal and data processing office shall perform such fiscal service as the Commissioner may deem practical for the Hackensack Meadowlands Development Commission, the New Jersey Housing Finance Agency, the New Jersey Urban Loan Authority,

the New Jersey Sports and Exposition Authority and any such agencies or authorities which may hereafter be established in, but not of, the Department of Community Affairs.

The Bureau of Personnel and Payroll shall be known as the Personnel Office. It will perform all the functions formerly assigned to the Bureau of Personnel and Payroll. This office is responsible for all personnel and payroll transactions for the Department and is the service agency for matters pertaining to personnel, employee relations, training and payroll. It maintains a daily working relationship with the Department of Civil Service and its various divisions, as well as with budget analysis in the Bureau of the Budget, Department of the Treasury, to secure the necessary approvals in areas such as job specifications, examinations, training, new positions, decentralized promotional and classification systems, and employee performance evaluation improvement system.

Within the Department, the office provides new employees with general orientation, benefits information and services. Its other functions include job classifications, employment procurement and placement, staff training and development and other related services required by the Commissioner, Assistant Commissioners and Division Directors.

The Office of Public Information will retain its present functions with the addition of the Graphic Unit to be transferred from the Division of State and Regional Planning. The office shall be headed by a Public Information Officer who shall serve at the pleasure of the Commissioner.

The office will maintain a centralized community information library, containing a profile data bank about all local governments throughout New Jersey and available for use by all Departmental employees. Included in the data bank will be statistics on population, finances, taxes, grants-in-aid received, memoranda on Departmental activities within that community, and similar functions. The library will also contain basic general information about the Department, including all annual reports, newsletters, publications, and other statistical reports, documents, memoranda, newspaper clippings and publications that might prove useful to employees and/or local government officials.

An Intergovernmental Relations Office shall be established to assist in the coordination of State and Federal activities relating to local government.

This Office for Intergovernmental Relations bridges the gap between the Department and other State and Federal agencies, nonstate agencies, both public and private, including professional and business associations, and other governmental boards and commissions. Intergovernmental Relations represents the Department with several key State agencies, such as, Transportation, Environmental Protection, Health, Agriculture, Institutions and Agencies, Legislative Services and others.

Intergovernmental Relations acts as the Department representative with associations of government officials and agencies interested in or concerned with the work programs of the Department. In its dealings with private sector associations it endeavors to gain acceptance of Departmental programs and participation by the private sector in such programs by testing program ideas; and, in turn, responds to program or project suggestions presented by such groups.

The Assistant Commissioner in charge of Intergovernmental Relations represents the Commissioner of Community Affairs on the State Law Enforcement Planning Agency, Tri-State Regional Planning Commission, Clean Air Council, Clean Water Council, Governor's Ad Hoc Committee on Civil Disturbances, Public Broadcasting Authority, Governor's Task Force on Puerto Rican Affairs, Narcotics Advisory Council, Urban Rodent Control Board, and such other commissions, boards, agencies, authorities, councils and boards as the Commissioner of Community Affairs may hereinafter designate.

In addition, he acts as a Departmental representative on various Federal conferences and committees concerned with development and approval of Federal legislation guidelines and regulations. Listed by category are examples of the number and type of organizations with which this office deals:

LEGAL:

Delaware Valley Regional Planning Commission
Tri-State Transportation Commission
Metropolitan Regional Council
Regional Conference of Elected Officials
Tocks Island Regional Advisory Council

NATIONAL:

Urban Institute
Council of State Governments
National Governor Conference
Advisory Commission on Intergovernmental Relations
National Association of Counties
Urban America
National Association of United Funds and Councils
National Service to Regional Councils

STATE-WIDE:

N. J. State Taxpayers Association
N. J. Association of Chosen Freeholders
Federation of Planning Officials
League of Municipalities
Urban Studies Center at Rutgers
Federation of District Boards of Education
Interprofessional Commission on Urban Affairs
(State Societies of Engineers, Planners and Architects)
Association of Managers and Business Administrators
Legislative Commission to Study County and Municipal Government

PRIVATE:

Center for Metropolitan Studies
Various Foundations
Urban Coalition

INTERSTATE:

Port of New York Authority
Delaware River Basin Commission
Committee on Regional Development (New Jersey, Pennsylvania, Delaware)

FEDERAL:

Center for Community Development
(U. S. Department of Health, Education and Welfare)
Office of Intergovernmental Relations
(U. S. Department of Housing and Urban Development)

The Legislative Review and Administrative Procedures Office will be responsible for monitoring and analyzing existing and proposed State and Federal legislation affecting the Department of Community Affairs. It shall be responsible for drafting of new legislation and amendments to existing law as becomes necessary for the efficient and effective operation of the Department. It will comment on and make recommendations to the Commissioner on said legislation and proposed rules and regulations to be adopted by other State agencies which may affect the Department.

This office will promulgate and adopt administrative rules and regulations as required within the Department, pursuant to the Administrative Procedure Act of 1968. The office also shall be responsible for conducting administrative and public hearings required by the "Hotel and Multiple Dwelling Health and Safety Law of 1967," the "Relocation Assistance Law of 1967" and such other laws as the Department is required to administer.

One Assistant Commissioner shall be responsible for the following:

There is hereby established a Division of Local Government Services which will organize in one Division all activities related to local government to insure that all resources are brought to bear on particular problems through a program-oriented and sound oganizational approach. The new Division will be headed by a Director assisted by a Deputy Director, both of whom shall serve at the pleasure of the Commissioner and the said Division will consist of three bureaus:

The Bureau of Financial Regulation and Assistance will be responsible for the clearly defined statutory responsibilities in the area of financial regulation and budget assistance to local governments presently exercised by the Division of Local Finance. It will continue in the same general format as currently exists, but with some redirection of emphasis.

This Bureau will provide essential services in the following four important areas which greatly affect the responsiveness and accountability of local governments:

1. Financial Regulation—enforcement of the cash basis requirement of budgeting; responsibility for the enforcement of the Local Bond Law, the Local Budget Law, and the Local Fiscal Affairs Law; and spot-checking the performance of local audits.

2. Budget Assistance—assistance to local officials and accountants in preparing, developing and controlling the municipal and county budgets; development, in conjunction with the financial management unit, of effective guidelines for municipalities installing data processing units in order to preserve adequate audit trails; and development of standardized budget procedures for handling Federal and State grants so that these grant programs can be properly identified and controlled.

3. Financial investigation and inspection—auditing the use of urban aid funds; implementing the new legislative mandate to review activities of all public authorities in New Jersey (Chapter 288, L. 1969); investigating confidential reports submitted to the Director in all cases of suspected or actual irregularities or shortages; and enforcing c. 198, P. L. 1970, which will require investigation, review and approval of local regulations dealing with prequalification requirements for public bidding.

4. Administering the urban aid program, local emergency aid, and other similar aid programs assigned to this Department.

The Bureau of Local Management Assistance will bring together in one unit the whole range of administrative assistance that is presently rendered by the Division of Local Finance and the Office of Community Services. This Bureau will be composed of the administrative and financial assistance section and the recruitment and training section.

The creation of this Bureau will:

1. Eliminate overlapping functions. The Bureau of Local Management Services will assure that assistance to local governments formerly spread out in two separate Divisions is under unified control and acting in a coordinated manner and in accordance with promulgations of the Local Finance Board.

2. Provide a more comprehensive approach to local needs which will include consideration for financial, administrative planning and personnel requirements.

The Bureau of Local Planning Assistance, transferred from the Division of State and Regional Planning, has been instrumental in providing planning and zoning assistance to more than 400 municipalities and all counties in New Jersey. It administers a State-aid program for local planning, making grants to stimulate continuing planning in municipalities and counties and providing

funds for studies of the impact and adjustments needed when major State and Federal facilities are located within or near a community. It answers numerous requests for guidance in municipal planning, zoning and capital improvement problems.

In addition, the staff of the Recreation Bureau transferred to this Department from the Department of Environmental Protection will be included in this Bureau. In this manner the State's recreation planning services to municipalities will be offered as part of comprehensive local planning services. The Division of Local Government Services will also include the existing Local Finance Board established under provisions of N.J.S.A. 52:27D–1 et seq. as an advisor to the Commissioner or his designee. In addition to providing greater efficiency, this new Division of Local Government Services will result in a cost saving realized through the elimination of a number of positions.

There is hereby established a Division of Human Resources, which will consolidate into one Division all activities related to community organizations and development and people-oriented community programs. Under the existing organization, programs in the area of human services have tended to reflect the wide variety of State and Federal funding sources, and to distinguish between programs concerned with the delivery of services to local governments and those related to the people within a community.

The new Division of Human Resources shall be headed by a Director of Human Resources assisted by a Deputy Director of Human Resources, both of whom shall serve at the pleasure of the Commissioner. The duties, powers and responsibilities of the Director of the former Office of Economic Opportunity shall be transferred to the Director of the Division of Human Resources. The Division of Human Resources shall consist of three new Bureaus and two special offices.

The Office on Aging, formerly the Division on Aging, in carrying out its legislative mandate to serve New Jersey's senior citizens, will provide information and referral services, counseling, training, guidance and special assistance programs in all aspects of aging. Its activities will become increasingly significant as more and more persons retire before the age of 65 and turn to the State for assistance in such activities as stated above. The Office on Aging shall be administered by the Director of the Office on Aging who shall serve at the pleasure of the Commissioner.

As part of its responsibilities the office will administer Federal funds awarded to the Department under Title III of the Older Americans Act of 1965. The funds will be channeled to local sponsors to help finance a three-year demonstration program in aging. A majority of the funds will be used to establish and operate county and municipal Offices on Aging. These local offices provide informational and referral services to the senior citizens in their communities on the available programs and resources.

The Women's Division created under N.J.S.A. 52:27D–43.1 et seq. shall be known as the Office on Women within the Division of Human Resources and shall continue in the same manner prescribed by law.

The Office on Women will be responsible for engaging in a continuous study of the changing needs and problems of women in New Jersey and for developing and recommending new programs. The office will serve as a clearinghouse for information and materials pertinent to the various programs and agencies geared to assist and advise women. In cooperation with various governmental departments and agencies, primarily involved in curbing job discrimination, the office will seek to expand rights and opportunities available to women in New Jersey.

The office will conduct, periodically, conferences throughout the State to make women more aware of their opportunities and of the assistance programs available to them.

The Bureau of Community Development shall develop new ways in which State and local governments and groups can provide better services or direct existing services more effectively to problems in the areas of human resources. The Bureau will administer "Model Cities" and "Action Now" in conjunction with Federal demonstration programs; e.g., the Model Cities Planned Variation, Public Service Careers Programs, and Community Coordinated Child Care.

It will test innovative approaches to problems through these demonstration projects. If these projects produce the desired results, they may be expanded into on-going programs or "spun off" into existing operations within State and local agencies. Consistent with this approach, Juvenile Justice and Day Care One Hundred shall by executive directive be transferred to the Department of Institutions and Agencies in order to consolidate and upgrade our efforts in the areas of youth correctional services and comprehensive child care.

The Bureau of Community Enterprise will specialize in formation and development of independent minority-owned and operated business ventures. It will provide financial, managerial and technical assistance, drawn from Federal, State and local resources, as well as the business and financial community, to minority enterpreneurs. It will carry out its functions in conjunction with the Urban Loan Advisory Board, the New Jersey Urban Loan Authority and the State Development Corporation, which will designate community development corporations, render technical assistance, engage in research and development on the effectiveness and future of the system, and solicit the cooperation and involvement of the private sector at State and local levels.

The Bureau of Community Programs will be responsible for the operation of on-going human resource programs, including approximately 200 community action programs and anti-poverty agencies, youth-related projects, and youth employment and job training programs administered by the former Division of Youth. The Bureau will maintain and review the records and activities of these programs and agencies and provide financial and technical assistance.

In addition, the Bureau of Community Programs will be responsible for administering the Neighborhood Education Centers Act of 1968, in cooperation with the Departments of Education and Higher Education, and the State Office of Poverty and Law (Legal Services). This Bureau will provide a wide range of services designed to aid the eight neighborhood education centers and the 13 legal service projects throughout the State.

Filed June 20, 1972.

INDEX

INDEX

A

PAGE

Advertising—
Outdoor Advertising Act, transfer of, administration of 118
Agriculture—
Delegates to annual State Agricultural Convention, act amends 745
Eggs, storage and marketing of, act amends 117
Milk and milk products, production and distribution of, act amends 187
Alcoholic Beverage Control—
Alcoholic beverage tax, act amends 642
Taxation of alcoholic beverages, act amends 190
Appropriations—
Higher Education Buildings Construction Fund, appropriation from 26, 447
Public Buildings Construction Fund, appropriation from 29, 227, 449
State aid to certain hospitals 810
State Government 228
State Recreation and Conservation Land Acquisition Fund, appropriation from 191
Supplemental to June 30, 1972 .....25, 47, 51, 121, 206, 482, 533, 689
Supplemental to June 30, 1973 .....452, 535, 750, 753, 779, 810

B

Banks and Banking—
Banking Act (1948), act amends 522
Interest and usury, act amends 488
Interest rate, suspension of, act amends 207
Public moneys, deposit of, act amends 186
Boats and Boating—
New Jersey Boat Act (1962), act amends 184
Rendering of assistance by boat operators, act amends 643
Budget Message—
Transmittal of 13

C

Civil Service—
Administrative leave for classified employees 435
Definition of term Vietnam conflict, act amends 652
Status of certain employees of Department of Institutions and Agencies 200
Claims—
Against the State, act amends 26
Defense of State employees in relation to certain claims 182
New Jersey Tort Claims Act 140
Constitution, State—
Amendment adopted 1007
Amendments rejected 1011
Counties—
Agreements relating to transportation programs 194
Bus services, public support of, act amends 490
County colleges, act supplements 505

PAGE

County courts, additional judges ... 109
County district courts, judges of ... 692
County employees' pension fund, act amends ... 694
County parks and parkways, bond issue for, act supplements ... 484
County prosecutors, duties of, act amends ... 108
Deputy surrogates, act amends ... 630
Interest rate, suspension of, act amends ... 207
Issuance of bonds, act validates ... 510
Joint operation of electronic data processing, act supplements ... 511
Legal aid to members and officers of police and fire departments, act amends 651
Narcotic education, appointment of field representative of ... 482
Operation and maintenance of off-street parking facilities ... 466
Optional county charters ... 577
Remission of time from sentence of certain prisoners ... 518
Sickle cell anemia, care of children afflicted with ... 673
Traffic control devices, installation of ... 487
Welfare Board, membership of, act amends ... 503

Courts—
Additional magistrate in certain municipalities ... 747
County, additional judges ... 109
County district, judges of ... 692
Municipal courts, additional magistrates ... 205

Crime—
Discarding hypodermic needles, act supplements ... 561
Disorderly persons, act amends ... 513
Receiving stolen property and harboring of thieves, act amends ... 637
Smoking in public conveyances, act amends ... 471
Theft or destruction of money, chattels and other articles, act amends ... 636
Unlawful taking of means of conveyance, act amends ... 561

D

Dahlhaus, Ronald J.—
Appointment as policeman in Paterson, private act ... 539

DeMair, Louis—
Appointment as policeman in Jackson Township, private act ... 522

E

Education—
Apportionment of State aid, act amends ... 754
Authority to hold elective or appointive office ... 574
Child Care Centers, early Child Development Centers, transfer of responsibility for ... 509
County colleges, act supplements ... 505
High school equivalency program for adults, act amends ... 540
Independent Colleges and Universities Utilization Act ... 209
Narcotic education, appointment of field representative of ... 482
New Jersey Higher Education Assistance Authority, act amends ... 554
State Colleges, act amends ... 452
State school district for institutions ... 741

Elections—
Absentee Voting Law (1953), act amends ... 102, 472
Act amends ... 107
Compensation of members of district boards, act amends ... 629
Election Law Revision Commission, act amends ... 49
Permanent registration forms, act amends ... 459
Presidential Ballot Law (1964), act amends ... 97, 471
School election ballots, drawing of names for, act amends ... 744
Vacancies, filling of, act amends ... 696

PAGE

Emergency Services—
Emergency Services Act (1972) ... 543
Employment—
Employment agencies, regulation and licensing of ... 521
Environment—
Environmental Aid Act ... 183
Environmental commissions, act amends ... 110
Flood hazard areas, delineation and marking of, act amends ... 707
Joint flood control commissions, act amends ... 201
Sewage, pretreatment standards for, act supplements ... 133
State Public Sanitary Sewerage Facilities Assistance Act (1965) ... 563
Water pollution control, act amends ... 138
Executive Orders—
Commission to evaluate Workmen's Compensation law and administration, No. 39 ... 1030
Day of mourning and prayer for President Truman, No. 41 ... 1035
Establishment of sub-state districts for planning purposes, No. 35 ... 1023
Extra holiday, Friday, February 11, 1972, No. 32 ... 1019
Extra holiday, Monday, July 3, 1972, No. 34 ... 1022
Extra holiday, Friday, November 24, 1972, No. 37 ... 1027
Public Service Institute, No. 38 ... 1027
State Advisory Board-Health Service Industry, No. 33 ... 1019
State Committee on Children and Youth, No. 36 ... 1024
State Planning Task Force, No. 40 ... 1032

F

Fiduciaries—
Commissions payable to, act amends ... 566
Firemen—
Emergency service by municipal firemen and policemen, act amends ... 526
Exempt fireman certificates, issuance of, act amends ... 537
Residence, requirements of, act amends ... 13, 14
Schedule of hours of actual duty, act amends ... 576
Fish and Game—
Hunting or taking of deer, act supplements ... 696
Seizures of certain equipment and apparatus, act amends ... 706
Shortnosed sturgeon, taking of ... 688
Franco, Frank J.
Appointment as policeman in Wildwood, private act ... 47

G

Gross, Willard—
Appointment as policeman in Jackson Township, private act ... 522

H

Health—
Care of persons suffering from hemophilia ... 534
Convalescent and nursing home administrators, licensing and regulation of 509
Juvenile Terminal Illness Assistance Act ... 751
Medical assistance program, establishment of, act amends ... 574
New Jersey Health Care Facilities Financing Authority Law ... 72
Sickle cell anemia, care of children afflicted with ... 673
Highways—
New Jersey Transportation Bond Act (1972) ... 163
New Jersey Turnpike Authority Act (1948), act supplements ... 71
State highway route ... 226, 803
Traffic control devices, act supplements ... 137
Traffic control devices, installation of ... 487

PAGE

Housing—
Limited-Dividend Nonprofit Housing Corporations and Associations, act amends ... 524
Uniform Standards Code for Mobile Homes Act ... 568
Uniform Transportation Replacement Housing and Relocation Act ... 174
Hughes, Frank—
Appointment as policeman in Jackson Township, private act ... 522

I

Insurance—
Compulsory motor vehicle insurance coverage, act supplements ... 756, 780
Insurance coverage for victims of uninsured motorists, act amends ... 786
Liability insurance for autobuses, act amends ... 700
Motor vehicle insurance identification card, act amends ... 777
Motor vehicle liability insurance coverage, act amends ... 788
Motor Vehicle Security—Responsibility Law, act amends ... 766
New Jersey Automobile Reparation Reform Act ... 216
Unsatisfied Claim and Judgment Fund Law, act amends ... 757

J

Joint Resolutions—
Cancer Control Month ... 817
Designation of new Route 37 bridge ... 818
Nurse Education Week ... 817
Off-Track Betting Study Commission ... 815
Judges—
Additional magistrate in certain municipalities ... 747
Juries—
Statewide grand juries, impaneling of ... 692

L

Labor—
Child labor, regulation of, act amends ... 755
Laws—
Advance copies of, act amends ... 690
Legislature—
Assembly members ... 8
Senate members ... 7

M

Meadowlands—
Hackensack Meadowlands Reclamation and Development Act, act amends ... 493
Minors—
Powers, obligations and legal capacity of certain minors, act amends ... 790
Powers, obligations and legal capacity of certain minors, act supplements ... 457
Moran, Edward—
Appointment as policeman in Jackson Township, private act ... 522
Motor Vehicles—
Act amends ... 191
Autobuses and omnibuses, registration and taxation of, act amends ... 805
Compulsory motor vehicle insurance coverage, act supplements ... 756, 780
Driver Improvement Schools, act supplements ... 116
Insurance coverage for victims of uninsured motorists, act amends ... 786
Insurance identification card, act amends ... 777
Liability insurance coverage, act amends ... 788
Liability insurance for autobuses, act amends ... 700
Motor Vehicle Security-Responsibility Law, act amends ... 766

PAGE

New Jersey Automobile Reparation Reform Act ... 216
Registration of certain motor vehicles, act amends ... 562
Sale of, act amends ... 42
Unsatisfied Claim and Judgment Fund Law, act amends ... 757

Municipalities—
Additional magistrate in certain municipalities ... 747
Agreements relating to transportation programs, act amends ... 194
Appointments to police department of certain cities ... 571
City employees' retirement system, act amends ... 528
Community antenna television systems, act amends ... 214
Emergency service by firemen and policemen, act amends ... 526
Environmental commissions, act amends ... 110
Exempt fireman certificates, issuance of, act amends ... 537
Firemen, schedule of hours of actual duty, act amends ... 576
Fire protection, appropriations for, act amends ... 555
Imposition of certain taxes, act amends ... 778
Interest rate, suspension of, act amends ... 207
Issuance of bonds, act validates ... 510
Joint operation of electronic data processing, act supplements ... 511
Legal aid to members and officers of police and fire departments, act amends ... 651
Local industrial commissions, continuance or reestablishment of ... 672
Local Lands and Buildings Law, act amends ... 536
Municipal courts, additional magistrates ... 205
Mutual aid agreements for fire and police protection, act amends ... 20
Operation and maintenance of off-street parking facilities ... 466
Pedestrian malls, development of ... 545
Police and firemen, residence requirements of, act amends ... 13, 14
State aid to certain municipalities, act supplements ... 22
Traffic control devices, installation of ... 487

N

Narcotic Drugs—
Discarding hypodermic needles, act supplements ... 561

P

Parks—
County parks and parkways, bond issue for, act supplements ... 484

Pensions—
City employees' retirement system, act amends ... 528
County employees' pension fund, act amends ... 694
Definition of term Vietnam conflict, act amends ... 652
Investment of moneys of State pension funds, act amends ... 691
Pension and retirement systems, actuarial investigation of, act amends ... 631
Public Employees' Retirement System Act, act supplements ... 666
Unclaimed pension payments, escheat of ... 635

Perdoni, John—
Appointment as policeman in Helmetta, private act ... 208

Pharmacy—
Continuing Pharmaceutical Education Act ... 203

Physically Handicapped—
Discrimination against, act amends ... 514

Planning—
Regional planning for Delaware Valley Urban Area, act amends ... 538

Policemen—
Appointments to police department of certain cities ... 571
Emergency service by municipal firemen and policemen, act amends ... 526
Residence requirements of, act amends ... 13, 14

PAGE

Private Acts—
Boundary line between Roseland and Livingston Township ... 572
Ronald J. Dahlhaus, appointment as policeman in Paterson ... 539
Louis DeMair, appointment as policeman in Jackson Township ... 522
Frank J. Franco, appointment as policeman in Wildwood ... 47
Willard Gross, appointment as policeman in Jackson Township ... 522
Frank Hughes, appointment as policeman in Jackson Township ... 522
Edward Moran, appointment as policeman in Jackson Township ... 522
John Perdoni, appointment as policeman in Helmetta ... 208
Edmund Sieper, appointment as fireman in Passaic ... 445
Eugene F. Smith, appointment as policeman in Waldwick ... 560
George C. Stewart, appointment as policeman in Glassboro ... 539
Michael Tersigni, appointment as fireman in Passaic ... 445
Ronald Weasthoven, appointment as fireman in Passaic ... 445
Proclamations—
Corporate charters, null and void ... 824
Corporate charters, reinstated ... 978
Public Employees—
Administrative leave for classified civil service employees ... 435
Authority to hold elective or appointive office ... 574
Defense of State employees in relation to certain claims ... 182
Deputy surrogates, act amends ... 630
New Jersey State Health Benefits Program Act, act amends ... 436
School nurses, compensation of, act supplements ... 207
Status of certain employees of Department of Institutions and Agencies ... 200
Public Utilities—
Assessments against, act amends ... 112
Autobuses and omnibuses, registration and taxation of, act amends ... 805
Autobus operators, reimbursement for student fares ... 803
Cable Television Act ... 711
Liability insurance for autobuses, act amends ... 700
Railroad grade crossings, elimination of, transfer of responsibility for ... 671
Trespassing upon railroad premises or cars, act amends ... 560

R

Racing—
New Jersey Racing Commission, act amends ... 52
Real Estate—
Real estate brokers and salesmen, licensing of, act amends ... 484
Religious Organizations—
Lutheran Synods, incorporation of, act amends ... 557
Reorganization Plans—
Department of Community Affairs ... 1045
Department of Labor and Industry ... 1039
Retail Sales—
Retail installment sales, act amends ... 42

S

Savings and Loan Associations—
Savings and Loan Act (1963), act amends ... 542
Schools—
Issuance of bonds, act validates ... 46, 50, 195
Joint operation of electronic data processing, act supplements ... 511
Regional school districts, act amends ... 639
School election ballots, drawing of names for, act amends ... 744
School nurses, compensation of, act supplements ... 207
State school district for institutions ... 741
Securities—
Canceled securities, destruction of ... 556

PAGE

Sieper, Edmund—
Appointment as fireman in Passaic, private act 445
Smith, Eugene F.—
Appointment as policeman in Waldwick, private act 560
State—
Abolition of certain commissions 519
Absentee Voting Law (1953), act amends 102, 472
Administrative leave for classified civil service employees 435
Agreements relating to transportation programs, act amends 194
Aid to certain municipalities, act amends 22
Alcoholic beverages, taxation of, act amends 190
Antitrust Act, act amends 115
Authority to hold elective or appointive office 574
Autobuses and omnibuses, registration and taxation of, act amends 805
Autobus operators, reimbursement for student fares 803
Banking Act (1948), act amends 522
Bus services, public support of, act amends 490
Cable Television Act 711
Canceled securities, destruction of 556
Child Care Centers and Early Child Development Centers, transfer of responsibility for 509
Child labor, regulation of, act amends 755
Cigarette Tax Act, act amends 56
Claims against the State, act amends 26
Community antenna television systems, act amends 214
Compulsory motor vehicle insurance coverage, act supplements 756, 780
Continuing Pharmaceutical Education Act 203
Contracts for rail passenger service, act amends 490
Contracts with motor bus carriers to operate passenger service, act amends 704
Convalescent and nursing home administrators, licensing and regulation of 509
Corporation Business Tax Act (1945), act amends 57, 476
County charters, optional plans 577
County operation and maintenance of off-street parking facilities 466
County prosecutors, duties of, act amends 108
Defense of State employees in relation to certain claims 182
Delegates to annual State Agricultural Convention, act amends 745
Department of Institutions and Agencies, organization of, act amends 197
Discarding hypodermic needles, act supplements 561
Discrimination against physically handicapped, act amends 514
Eggs, storage and marketing of, act amends 117
Election Law Revision Commission, act amends 49
Elections, act amends 107
Elections, permanent registration forms, act amends 459
Emergency Services Act (1972) 543
Emergency Transportation Tax Act, act amends 30
Employment agencies, regulation and licensing of 521
Environmental Aid Act 183
Environmental commissions, act amends 110
Executive branch, salaries and salary ranges, act amends 500
Farmland Assessment Act (1964), act amends 564
Fiduciaries, commissions payable to, act amends 566
Financial Business Tax Law (1946), act amends 474
Fish and game, seizures of certain equipment and apparatus, act amends 706
Flood hazard areas, delineation and marking of, act amends 707
Hackensack Meadowlands Reclamation and Development Act, act amends 493
Hemophilia, care of persons suffering from 534
High school equivalency program for adults, act amends 540
Hunting or taking of deer, act supplements 696
Imposition of taxes by municipalities, act amends 778
Independent Colleges and Universities Utilization Act 209
Insurance coverage for victims of uninsured motorists, act amends 786
Interest and usury, act amends 488

New Jersey State Library

PAGE

Interest rate, suspension of, act amends 207
Investment of moneys of State pension funds, act amends 691
Issuance of certain professional and occupational licenses and certificates of registration 508
Joint flood control commissions, act amends 201
Joint operation of electronic data processing, act supplements 511
Juvenile Terminal Assistance Act 751
Legal aid to members and officers of police and fire departments, act amends 651
Legalized Games of Chance Control Commission, transfer of 486
Legislative printing, act amends 690
Limited-Dividend Nonprofit Housing Corporations and Associations, act amends 524
Local industrial commissions, continuance or reestablishment of 672
Local Lands and Buildings Law, act amends 536
Lutheran Synods, incorporation of, act amends 557
Medical assistance program, establishment of, act amends 574
Milk and milk products, production and distribution of, act amends 187
Minors, powers, obligations and legal capacity, act amends 790
Minors, powers, obligations and legal capacity, act supplements 457
Motor fuels, taxation of, act amends 61
Motor Vehicle Driver Improvement Schools, act supplements 116
Motor vehicle insurance identification card, act amends 777
Motor vehicle liability insurance coverage, act amends 788
Motor vehicles, act amends 191
Motor Vehicle Security-Responsibility Law, act amends 706
Motor vehicles, registration of, act amends 562
Municipal appropriations for fire protection, act amends 555
New Jersey Automobile Reparation Reform Act 216
New Jersey Boat Act (1962), act amends 184
New Jersey Health Care Facilities Financing Authority Law 72
New Jersey Higher Education Assistance Authority, act amends 554
New Jersey Racing Commission, act amends 52
New Jersey State Health Benefits Program Act, act amends 436
New Jersey State Wage and Hour Law 469
New Jersey Tort Claims Act 140
New Jersey Transportation Bond Act (1972) 163
New Jersey Transportation Bond Act (1972), act amends 492
New Jersey Turnpike Authority Act (1948), act supplements 71
Office of State Athletic Commissioner, transfer of 485
Outdoor Advertising Act, transfer of administration of 118
Pedestrian malls, development of 545
Pension and retirement systems, actuarial investigation of, act amends 631
Port Authority of New York and New Jersey, act amends 215, 791, 795
Port of New York Authority, act amends 49
Presidential Ballot Law (1964), act amends 97, 471
Public Employees' Retirement System Act, act supplements 666
Public moneys, deposit of, act amends 186
Public Utilities, assessments against, act amends 112
Railroad grade crossings, elimination of, transfer of responsibility for 671
Real estate brokers and salesmen, licensing of, act amends 484
Regional planning for Delaware Valley Urban Area, act amends 538
Remission of time from sentence of certain prisoners 518
Rendering of assistance by boat operators, act amends 643
Repealed acts 559
Representation of indigent defendants, act amends 669
Retail installment sales, act amends 42
Sales and Use Tax Act, act amends 62
Savings and Loan Act (1963), act amends 542
Senior citizen tax deductions, act amends 23
Sewage, pretreatment standards for, act supplements 133
Shortnosed sturgeon, taking of 688
Smoking in public conveyances, act amends 471

PAGE

Soldiers' and Sailors' Civil Relief Act (1968), act amends ... 25
South Jersey Port Corporation Act, act amends ... 747
State aid to education, apportionment of, act amends ... 754
State Board of Barber Examiners, transfer of ... 48
State Bureau for Surplus Property, transfer of ... 487
State colleges, act amends ... 452
State Medical Examiner Act, act amends ... 41
State Parole Board, act amends ... 483
State Public Sanitary Sewerage Facilities Assistance Act (1965) ... 563
State school district for institutions ... 741
Statewide grand juries, impaneling of ... 692
Status of certain employees of Department of Institutions and Agencies ... 200
Storing and utilizing petroleum gases, transfer of responsibility for ... 507
Traffic control devices, act supplements ... 137
Transportation Act (1966), act amends ... 644
Trespassing upon railroad premises or cars, act amends ... 560
Unclaimed pension payments, escheat of ... 635
Unemployment compensation, act amends ... 673
Uniform Standards Code for Mobile Homes Act ... 568
Uniform Transportation Replacement Housing and Relocation Act ... 174
Unlawful taking of means of conveyance, act amends ... 561
Unsatisfied Claim and Judgment Fund Law, act amends ... 757
Water pollution control, act amends ... 138

Stewart, George C.—
Appointment as policeman in Glassboro, private act ... 539

T

Taxation—
Alcoholic beverages, taxation of, act amends ... 190
Alcoholic beverage tax, act amends ... 642
Cigarette Tax Act, act amends ... 56
Corporation Business Tax Act (1945), act amends ... 57, 476
Definition of term Vietnam conflict, act amends ... 652
Emergency Transportation Tax Act, act amends ... 30
Farmland Assessment Act (1964), act amends ... 564
Financial Business Tax Law (1946), act amends ... 474
Imposition of taxes by municipalities, act amends ... 778
Motor fuels, act amends ... 61
Sales and Use Tax Act, act amends ... 62
Senior citizen tax deductions, act amends ... 23

Tersigni, Michael—
Appointment as fireman in Passaic, private act ... 445

Transportation—
Agreements relating to transportation programs ... 194
Bus services, public support of, act amends ... 490
Contracts for rail passenger service ... 490
Contracts with motor bus carriers to operate passenger service, act amends ... 704
New Jersey Transportation Bond Act (1972) ... 163
New Jersey Transportation Bond Act (1972), act amends ... 492
Railroad grade crossings, elimination of, transfer of responsibility for ... 671
Transportation Act (1966), act amends ... 644
Uniform Transportation Replacement Housing and Relocation Act ... 174

U

Unemployment Compensation—
Act amends ... 673

W

Weasthoven, Ronald—
Appointment as fireman in Passaic, private act ... 445