

## New Jersey Department of Agriculture

### Memo

**To:** Michele Brown, Esquire  
Deborah Graniccioni

**From:** Douglas H. Fisher *DHF*

**Date:** July 12, 2010

**Re:** boards and commissions

### PRIVILEGED AND CONFIDENTIAL

In response to Governor Christie's Executive Order 15, I have conducted a review of the active and inactive boards or commissions that fall under the purview of the Department of Agriculture to assess whether or not they should continue to exist or be eliminated.

Support for these recommendations is detailed on the pages that follow.

<u>LISTED AS ACTIVE</u>	<u>RECOMMENDATION</u>
State Board of Agriculture	Remain Active
State Agriculture Development Committee	Remain Active
Aquaculture Advisory Council	Remain Active
New Jersey Sire Stakes	Remain Active
State Soil Conservation Committee	Remain Active
Veterinary Medical Education Advisory Commission	Remain Active
<u>LISTED AS INACTIVE</u>	<u>RECOMMENDATION</u>
State Transfer of Development Rights Bd.	Remain Active
Northeast Interstate Compact Commission	Eliminate
Rural Advisory Council	Eliminate
Task Force for Review of Farmland Assmt.	Eliminate

### **NJ State Board of Agriculture – Recommend to Remain Active**

The New Jersey State Board of Agriculture was created on April 4, 1872 by an act of the New Jersey State Legislature. In 1916, the New Jersey Department of Agriculture was established with the State Board at its head. The membership, duties and responsibilities of the State Board are set forth in the statute.

Statutes specify that there are eight members of the board of which four must represent the four leading commodities produced in the state. Members serve a four-year term without compensation, but shall be reimbursed for their actual expenses incurred while attending the meetings of the board and in the performance of their duties. Members are selected at the annual agricultural convention upon which their names are forwarded to the Governor to be considered for appointment. The Secretary of Agriculture serves as secretary to the board of agriculture, and directs and administers the functions and duties of the Department.

For close to a century, the New Jersey State Board of Agriculture has served the interests of the New Jersey agricultural industry very well. The eight member board represents a diverse cross section of agriculture, and brings a wealth of experience to help keep New Jersey's third largest industry progressive and viable. Due to the tremendous amount of meetings they attend through out the state, the Board has a strong understanding about the current issues facing New Jersey farmers, and is able to quickly respond accordingly.

It is vitally important that there be no changes to this current structure, and that the NJ State Board of Agriculture continue to exist in its current capacity. The current statutes specify that the board members receive no direct compensation, but may be reimbursed for expenses incurred during the course of their duties.

Even though members can be reimbursed for mileage incurred, they generally do not request this type of reimbursement and no mileage reimbursements were made last year.

### **State Agriculture Development Committee – Recommend to Remain Active**

The State Agriculture Development Committee (SADC) should remain active because it is the sole state agency responsible for preserving New Jersey's agricultural land base and plays a lead role in protecting farmers' ability to farm – both key to maintaining a strong agricultural industry in New Jersey. Established in 1983, the SADC leads and administers the state's efforts to preserve farmland and ensure that preserved farms are maintained in accordance with recorded deed restrictions that run with the land *in perpetuity*. New Jersey is a national leader in farmland preservation, with approximately 187,000 acres preserved to date. The SADC administers constitutionally dedicated and publicly approved bond funds averaging \$80 million annually, providing grants to county and local governments and nonprofits, and directly preserving or overseeing the preservation of an average of 140 farms and 10,000 acres a year. The SADC also conducts and coordinates annual monitoring of preserved farms and enforcement, including pursuing litigation when necessary to ensure compliance with deed restrictions.

The SADC is the lead authority in interpreting and administering New Jersey's Right to Farm Act, which is one of the strongest in the nation and is critical to protecting the rights of farmers to conduct their businesses unimpeded by overly restrictive municipal ordinances and public and private nuisance actions. The SADC also provides staff to the Transfer of Development Rights Bank Board, which is in, but not of, the SADC. The Board provides grants and technical assistance to municipalities and counties pursuing transfer of development rights programs that have the potential to achieve large-scale, permanent preservation of land using private sector funds, rather than traditional public sector financing.

The SADC operates in a very public, transparent way, with its decision-making carried out at monthly public meetings. The SADC consists of five ex-officio, four farmer and two public members. The farmer and public members are not compensated, but they are reimbursed for expenses incurred (i.e., mileage to attend monthly meetings and in some instances subcommittee meetings, and for expenses associated with attendance at other events related to their duties. Some members travel as much as two hours, one-way, to attend meetings.) Over the past five fiscal years, total reimbursement costs have averaged \$1,330 annually (for all six farmer and public members combined).

#### *Expected Benefits/Level of Financial Support/Staffing Needed:*

Protecting a stable land base and a farmer's right to farm are essential to retaining a strong agricultural industry in New Jersey and all the benefits it offers, including access to locally grown food and other farm products, and providing jobs on the farm and in a host of related businesses that provide the equipment and services farmers need to deliver products to consumers. Further, farmland preservation helps towns stabilize property taxes by keeping farmland on the local tax rolls, typically paying more in property taxes than it requires in public services (unlike residential development).

The SADC's administrative budget totals approximately \$3 million for FY11: \$2.8 million for the Farmland Preservation Program (from dedicated Garden State Preservation Trust funds); \$85,000 for the Right to Farm Program (Direct State Service); \$100,000 for the TDR Bank (dedicated funds from

the 1989 Development Potential Transfer Bank Fund); and \$35,000 for payment in lieu of taxes (Direct State Service).

*Directing Continuing Obligation/Work in Event of Dissolution:*

The SADC is the only state agency with expertise in the purchase of agricultural easements, monitoring of preserved farms and enforcement of farmland preservation deeds of easement. Further, the SADC is the central, organizing agency and authority for farmland preservation and right-to-farm efforts statewide. Due to its highly specialized nature, I do not recommend elimination of this agency or transfer of its functions.

### Aquaculture Advisory Council – Recommend to Remain Active

- **New Jersey is located between two of the largest seafood markets in North America.**
- **Global aquaculture continues to be the fastest growing segment of global production agriculture.**
- **The US imports more than 85% of seafood consumed.**
- **Per capita consumption slowly increases from the growing body of research linking seafood consumption to improving health.**
- **Aquaculture development is beneficial to both the environment and the economy.**

The Aquaculture Advisory Council (AAC) was established by the 1998 Aquaculture Development Act. This Council meets regularly and is the only means for agencies, universities, and the public to meet and discuss matters affecting aquaculture development. The Secretary of Agriculture serves as chairman. The strength of the AAC is that the Secretary of Agriculture has rarely used a proxy to direct the AAC.

The remaining ex-officio membership of the AAC consists of the Commissioner of Environmental Protection, the executive director of the Economic Development Authority, the Commissioner of Health and Senior Services, the director of the Aquaculture Technology Transfer Center, the director of the Aquaculture Training and Information Center, the executive director of the New Jersey Agricultural Experiment Station, or their designees. Because both marine and freshwater resources intersect with aquaculture development, the chairman of the Marine Fisheries Council and the chairman of the Fish and Game Council also serve ex officio and as non-voting members.

Six citizens of the State are appointed AAC, two of each are appointed by the President of the Senate, the Speaker of the General Assembly, and the Governor from the public at large. These appointments are mandated to include representatives from recognized aquaculture organizations, operators of farmers, and representatives of the seafood industry.

The advisory council acts in an advisory capacity to the department and other State agencies on aquaculture matters, evaluating of proposed and existing rules and regulations and the development of policies mandated by provisions of 1998 Aquaculture Development Act. The AAC ensures that aquaculture market development activities and policies reflect the changing needs and characteristics of the aquaculture industry. The AAC reviews the Aquaculture Development Plan and update the plan as appropriate, but no less frequently than every five years.

In the last five years, the AAC has helped make progress in identifying permitting constraints and making recommendations on reducing or removing these constraints, overhauling Title 50 legislation governing shellfish management, and works extensively with members of the Shellfisheries Council in revising leasing policy and developing Aquaculture Development Zones.

Members are entitled to reimbursement of travel expenses, but the Office of Aquaculture Coordination has never processed a reimbursement claim in the past six years.

### **New Jersey Sire Stakes – Recommend to Remain Active**

The Sire Stakes program is established by statute for standardbred horses and administered by a board of trustees consisting of five members—four gubernatorial appointees and the Secretary of Agriculture, ex officio. Trustees are not compensated for their service but they may be reimbursed for travel and other expenses incurred in connection with their duties. No request for expense reimbursement has been made for at least five years, however. The New Jersey Sire Stakes Board of Trustees meets bi-monthly to review and administer the policies of the program. The program is entirely self-sustaining with payment for all expenses derived from a very small percentage taken from the pari-mutuel handle at the harness tracks within the State as well as from fees that are paid by the horse owners to keep their horses eligible to the program.

The mission of the New Jersey Sire Stakes is to promote the breeding of Standardbred mares by attracting the finest stallions to stand at public service in New Jersey. The program has encouraged many fine stallions to stand in New Jersey and annually produces many of the top standardbreds in the world.

The New Jersey Sire Stakes conducts restricted races for Standardbred horses that are sired by stallions standing at public service in the State of New Jersey. These races are contested at the commercial harness tracks in the State, namely the Meadowlands and Freehold Raceway. The races consist of two separate divisions, the Premier division, which attracts the top New Jersey sired trotters and pacers, and the Green Acres division which is aimed at providing those horses, which are not quite the caliber of those in the Premier division, an opportunity to compete in the very lucrative series.

Racing in the Sire Stakes Program generally takes place over a six-month period spanning from May through October each year offering approximately 150 races in total between the Green Acres and Premier divisions. Purse money in the Green Acres division amounts to over \$800,000 each year while the Premier purses exceed \$4,000,000. By offering these horses the opportunity to compete for such valuable purse money, the program helps create employment opportunities for many in the billion dollar racing industry, as well as encouraging farmland preservation.

### **State Soil Conservation Committee (SSCC) – Recommend to Remain Active**

Established in 1937 to serve as an agency of the State, the State Soil Conservation Committee was created to support the local soil conservation districts throughout the state and maintain the connection between the NJDA and the soil conservation districts. The SSCC administers the Soil Erosion & Sediment Control Program, which is implemented by the soil conservation districts by establishing statewide policy, regulations, standards, uniform procedures and coordinating with other state and federal agencies. Through cooperative agreement with the soil conservation districts the USDA-NRCS provides technical assistance to landowners to implement soil and water conservation programs authorized by statute which are approved by the SSCC.

The Committee also approves the appointment of the District Supervisor Boards that govern each of the 15 local soil conservation districts. Each district has five local residents that serve as District Supervisors for a 3-year term. The 75 District Supervisors serve on a voluntary basis.

The Committee is comprised of 11 members (6 District Supervisors; Rutgers Cooperative Extension; Rutgers University, School of Environmental and Biological Sciences; Department of Environmental Protection, Department of Agriculture and a public member appointed by the Governor). The Supervisor members are eligible for a \$40/day per diem to attend SSCC meetings, which are currently held on a quarterly basis.

### **Veterinary Medical Education Advisory Commission – Recommend to Remain Active**

#### **Veterinary Medicine Education Act of 1971**

The Veterinary Medicine Education Act of 1971 provides for contractual agreements between the Higher Education Student Assistance Authority and out-of-state schools of veterinary medicine for the acceptance of New Jersey residents. Under the terms of the Act, the schools receive a capitation subsidy toward the cost of education in return for a number of reserved spaces for New Jersey residents.

The Veterinary Medical Education Advisory Committee monitors the contract seat program and funding. Funding for these seats is allocated annually in the state budget and distributed to the contract schools by the Department of Higher Education Student Assistance Authority (HESAA).

Although the actual funding of contract seats for veterinary students was repealed by legislation, the Commission still exists and is actively attempting to address the critical shortage of veterinarians as it relates to contract seats. The Department recommends retention of the Commission.



## **State Transfer of Development Rights Bank Board (“TDR Bank”) – Recommend to Remain Active**

### **1. TDR Implementation Achieves State Land Use Goals**

Transfer of Development Rights, or “TDR,” is a land use planning tool that allows municipalities to accomplish two primary goals of New Jersey’s stated land use policies: the permanent preservation of farmland and open space resources and the strengthening the state’s economy through the construction of new well-designed communities and development projects. It does so by allowing landowners in areas to be preserved (the “sending area”) to sell their development rights (or “development credits”) to developers who can then use them to build at higher densities in areas designated for that growth (“receiving areas”). As a result, the sending area property is permanently preserved via a deed restriction recorded against the property, and new residential, commercial and/or industrial development can take place.

What is particularly unique about TDR is that it is capable of achieving large-scale, permanent preservation of land using private sector funds, rather than through traditional public sector financing. As such, TDR has enormous potential to aid New Jersey in meeting its future farmland and open space preservation goals in a manner that decreases exclusive reliance on public funds.

### **2. Statewide TDR Enabling Legislation is Only Five Years Old**

The State TDR Bank Board was created in 1993 to carry out three main functions: 1) provide grants to municipalities pursuing TDR implementation to reduce the extensive planning costs necessitated by TDR implementation; 2) provide loan guarantees to landowners who use their TDR credits as collateral for commercial loans, and 3) acquire and sell TDR credits, or provide 80% cost share grants to counties or municipalities that establish TDR Banks, in a manner that does not interfere with the private sector credit market.

Despite the Bank being created in 1993, at that time only municipalities in Burlington County had the statutory authority to enact TDR ordinances pursuant to the Burlington County Transfer of Development Rights Demonstration Act passed in 1989. It was not until 2004 that statewide TDR enabling legislation was signed into law allowing all of New Jersey municipalities the power to implement TDR. Therefore, because the enabling act is only 5+ years old, full TDR implementation at the municipal level is only now beginning.

### **3. TDR Banks are an Important Component of TDR Program Success**

Because TDR implementation requires departure from traditional zoning and development programs, at the outset of a TDR program there can be a high degree of skepticism related to the effectiveness of TDR to fairly compensate sending area landowners for the reduction in development value of their properties. As such, it is critical that the TDR Bank be available to guarantee TDR credit value for landowners seeking commercial (usually agricultural operating) loans, and to be a buyer of last resort when sending area landowners need to liquidate TDR credit value during times of depressed/reduced private-sector market demand (like in the current real estate market). To this point, a recent article reviewing the nation’s top 20 most successful TDR programs identifies creation of a TDR Bank as



one of the top 10 most important success factors, particularly during the early start-up phase of TDR implementation.

#### **4. Current TDR Bank Board Activity**

The TDR Bank Board staff is actively managing 13 Planning Assistance Grant (PAG) Agreements with municipalities actively pursuing TDR implementation (see attached list). These funds are critical to aiding municipalities in conducting the extensive research and proactive planning work required under the TDR enabling statute. To date, the TDR Bank Board has awarded \$540,000 in PAGs to 15 communities.

#### **5. Increased TDR Implementation Expected in the Near Term**

Governor Christie's Transition Team for the Department of Agriculture included the following statement in support of improved TDR implementation in its Transition Report (p.16): *"The transfer of development rights (TDR) is a method of preserving farmland relying upon the private marketplace to fund the land's protection. New Jersey Future has convened a task force comprising various experts and stakeholders to study methods to make TDR more effective. We support New Jersey Future's continued research into this promising method of land preservation."* This task force intends to provide a comprehensive set of recommendations for statutory, regulatory and process-related changes by the end of June 2010. One of the areas of discussion within the task force is the role the State TDR Bank does, and can, play in improving TDR implementation; therefore, the State TDR Bank Board may be identified as a major player in enhancing TDR implementation in the near future.

#### **6. Expected Benefits/Level of Financial Support/Staffing Needed**

TDR enables towns to achieve large-scale preservation of their most valuable farmland, open space and historic resources without exclusive reliance on public funding. By clearly designating where development is encouraged, it also helps developers better anticipate municipal approval of projects and avoid costs. The TDR Bank is located "in but not of" the State Agriculture Development Committee (SADC) and utilizes SADC staff to support administration of its duties. The Executive Director of the SADC also serves as the Executive Director of the TDR Bank Board, and none of the SADC staff that support TDR Bank activities are paid any additional compensation for that work. Rather, the TDR Bank Board provides a portion of staff salaries to account for time spent in TDR support activities. The TDR Bank Board requires \$100,000 in administrative costs for FY11. The source of the TDR Bank's administrative funds is the "1989 Development Potential Transfer Bank Fund" established pursuant to statute. TDR Bank Board members are not reimbursed for expenses.

#### **7. Directing Continuing Obligation/Work in Event of Dissolution**

Successful TDR programs require a TDR Bank and individuals with expertise in planning and preservation to help administer it. Therefore, I do not recommend elimination of the TDR Bank Board. The effect of elimination would be to discourage the statewide expansion of TDR as a cost-effective planning and preservation tool.

## **8. Conclusion**

TDR has great potential to help municipalities plan for growth and economic development while still achieving large-scale preservation of their most valuable farmland, open space and historic resources. This type of planning is the most cost-effective way to achieve both growth and preservation goals. TDR also can greatly assist developers who seek to build in receiving areas. Because receiving areas are designated and design standards pre-approved by the municipality, developers can anticipate the municipal blessing of projects, reducing the need for litigation to achieve development approvals. With municipal design guidance, developers can anticipate spending less on planning and architectural services. Concentrating development in compact receiving areas can reduce the cost of providing infrastructure. Well-planned receiving area neighborhoods appeal to potential buyers, making it easier to sell.

Despite all these benefits, the bottom line is that existing statutes and regulations can make the municipal TDR planning process very complex, time-consuming and expensive, and discourage towns from pursuing it. There is no question that for TDR to be successful on any kind of meaningful scale, there needs to be state coordination and assistance in implementing this planning tool. The TDR Bank serves that purpose. Therefore, I urge that rather than eliminating the TDR Bank, we look at the ways we can remove the regulatory and statutory obstacles that now are preventing many more towns that are interested in TDR from pursuing it.

## **Northeast Interstate Compact Commission – Recommend Elimination**

### **Background:**

The Northeast Dairy Compact (“Compact”) was created by six New England States with the consent of Congress provided through the 1996 Farm Act. It became effective in 1997. The Compact allowed states to act together to regulate milk prices. There were six initial states included in the Compact. The legislation allowed for additional states to be included into the Compact as long as the states were contiguous to a current state member of the Compact.

New Jersey was not admitted into the Compact until New York State acted to join the Compact. Congressional authorization for the Compact expired in September 2001.

### **Repeal of Enabling Legislation:**

Efforts by some Members of Congress from the Northeast to extend the Northeast Dairy Compact before it expired failed and the authorization ended on September 30, 2001. Absent Congressional authorization there is no need to retain the enabling legislation to permit New Jersey to join a defunct organization. Should a compact be reinstituted New Jersey can evaluate the requirements then existing and determine whether to take any necessary legislative action.

### **Boards and Commissions Defined:**

The Compact legislation provided for a New Jersey delegation to the Northeast Interstate Compact Commission. The delegation would consist of five persons. That enabling legislation is still in place and allows for a five member delegation to be compensated for their services.

### **Future Actions:**

There is currently no delegation to dissolve. The enabling legislation can be repealed without consequence to existing intrastate or interstate activity with the Northeast Dairy Compact because the Compact authorization expired in 2001.

### **Rural Advisory Council – Recommend Elimination**

The Rural Advisory Council was created by statute in 1959 within the Department of Agriculture, for the purpose of studying social and economic problems facing New Jersey's rural areas. Studies included issues such as the effects of urbanization, water resources, taxation and the need for land use planning.

NJ Department of Agriculture Annual Reports detailed activities of the Council from the time of its creation through the early 1990s. The Council has been inactive for approximately twenty years; although the enabling legislation still exists, the Council does not and can be eliminated from the list.

### **Task Force for the Review of the Farmland Assessment Program – Recommend Elimination**

The Task Force for the Review of the Farmland Assessment Program was created by Executive Order under the authority of Governor Florio in October, 1993. The Task Force was to submit a report of its analysis to the Governor no later than May 1, 1994. This task force is not active and can be eliminated.



## State of New Jersey

DEPARTMENT OF BANKING AND INSURANCE

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CHRIS CHRISTIE  
*Governor*

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*Lt. Governor*

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*Commissioner*

### Privileged and Confidential

To: Michele Brown, Esq.  
Appointments Counsel

Deborah Gramiccioni, Esq.  
Director, Authorities Unit

From: Tom Considine  
Commissioner

Re: Boards and Commissions

Date: July 12, 2010

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Below is information regarding Boards and Commissions housed at the Department of Banking and Insurance.

With the passing of the Fiscal Year 2011 budget, the Real Estate Commissioners have shifted from full-time employees to a per-diem basis, with a cap of \$1,200 per annum. All members of other DOBI Boards and Commissions serve without compensation.

Within the Banking Division, we plan to have two boards within the Division, reflecting the way the Division is organized. This will eliminate two existing boards.

Consistent with Executive Order 15, the Department believes that the Residential Mortgage and Consumer Finance Advisory Board – previously known as the Licensed Lenders Advisory Board, the Community Financial Services Advisory Board, and the Credit Union Advisory Council should be abolished.

In their place, a new Consumer Finance Advisory Board of 8 public members should be created so the regulated financial services can advise and make recommendations to the Commissioner on matters pertaining to credit unions and licensed lenders. The proposed new board should have three public members representing credit unions and five members representing licensed lenders from the following industries – licensed mortgage banker/broker, licensed mortgage lending industry, licensed 1<sup>st</sup> mortgage lender, licensed 2<sup>nd</sup> mortgage broker, and licensed lender for other loans.

The Banking Advisory Board would remain as it is currently structured with the same membership requirements.

This restructuring would lead to a net reduction of two advice and consent boards housed at DOBI, streamline the advisory boards so they are consistent with the Banking Division structure, and reduce the overall membership from 32 public members on the four current boards to 17 public members, without sacrificing industry guidance and insight provided to the Department.

As noted above, in order to make these changes, statutory changes would be necessary to eliminate the Licensed Lenders Advisory Board, the Community Financial Services Advisory Board, and the Credit Union Advisory Council, as well as to create the Consumer Finance Advisory Board.

I have attached organizational charts for the proposed Consumer Finance Advisory Board and the Banking Advisory Board.

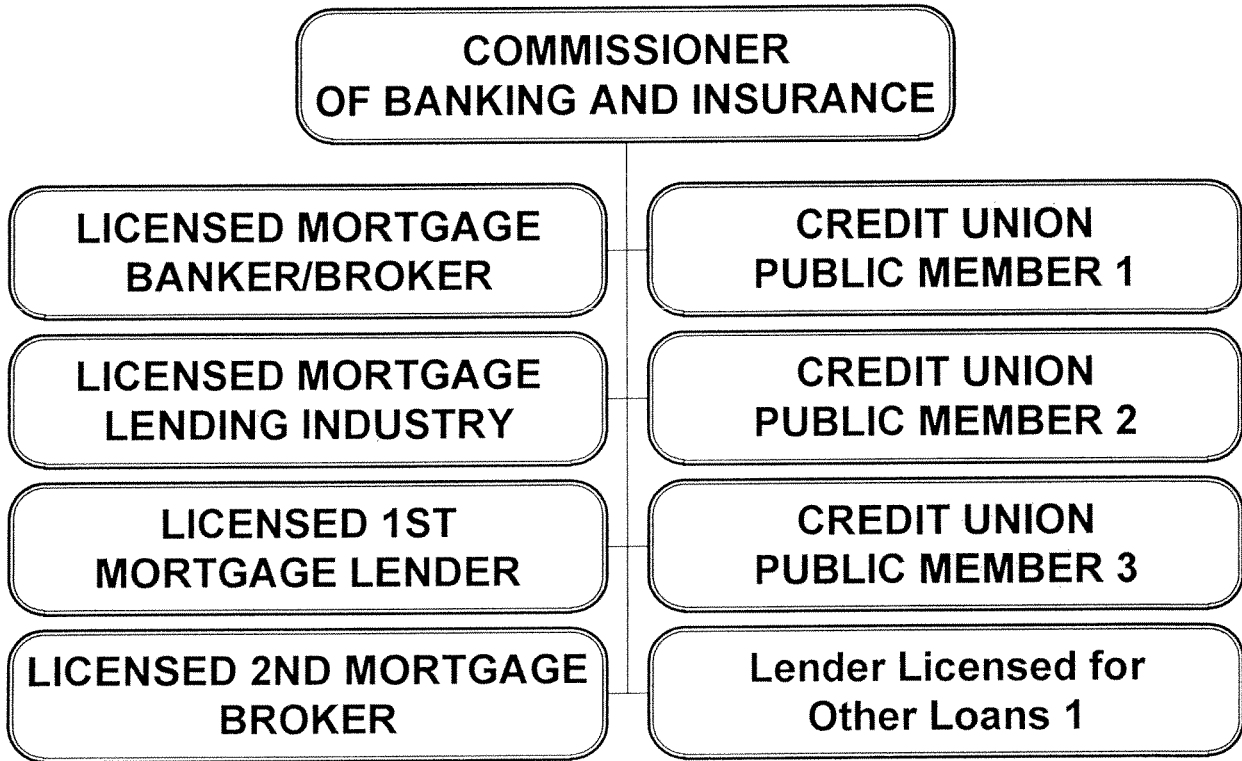
In the Insurance Division, in addition to the dormant (Hospital Care Payment Commission) and expired boards (Homeowners Insurance Availability Advisory Committee, Joint Underwriters Association Member Company and Servicing Carrier Advisory Board, and Department of Banking and Insurance Study Commission), the Automobile Insurance Territorial Rating Plan Advisory Commission should be eliminated because it has completed its work and the Medical Care Availability Task Force should also be eliminated because it has been dormant for many years. With the elimination of the AITRPAC, it will be necessary to preserve the statute that gives the Commissioner the authority to review territories every 5 years.

The proposals set forth herein will result in a net reduction of 9 boards and commissions at the Department.

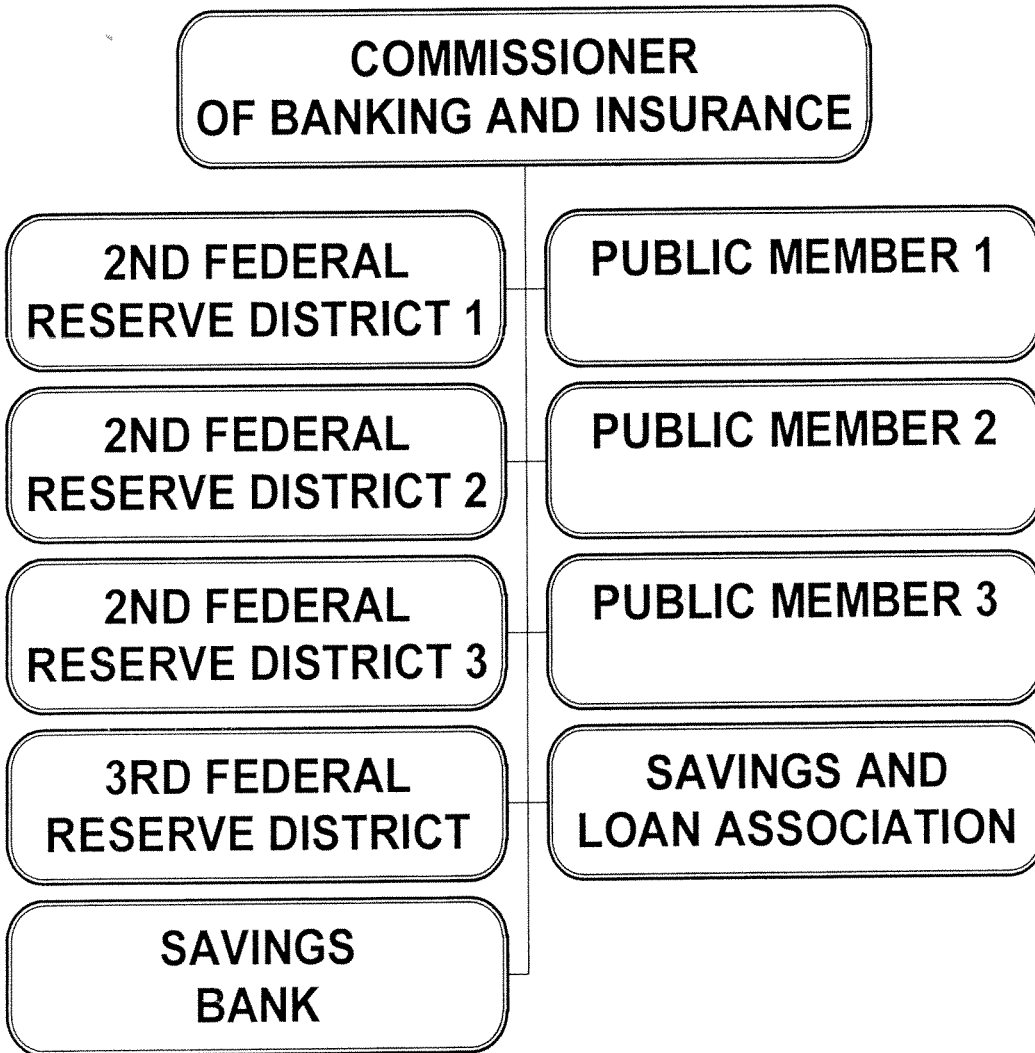
Please do not hesitate to contact me with any questions.



# CONSUMER FINANCE ADVISORY BOARD



# BANKING ADVISORY BOARD





State of New Jersey

DEPARTMENT OF CHILDREN AND FAMILIES  
PO BOX 729  
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CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*Lt. Governor*

ALLISON BLAKE, PH.D., L.S.W.  
*Commissioner*

July 15, 2010

**PRIVILEGED AND CONFIDENTIAL**

Michele Brown, Esq.  
Appointments Counsel  
Office of the Governor  
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Trenton, NJ 08625-0001

Deborah Gramiccioni  
Director  
Authorities Unit  
Office of the Governor  
P.O. Box 001  
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Dear Ms. Brown and Ms. Gramiccioni:

Please accept this letter as the Department's review of Commissions, Boards, and Authorities under the purview of the Department of Children and Families pursuant to Executive Order 15. After reviewing the four Authorities and one Subcommittee under the department's purview, I am recommending consideration of consolidation of such authorities.

In order to remain eligible to receive federal grants, pursuant to 42 U.S.C.S. § 5106a(c), the state must maintain three citizen review panels with the authority to review child welfare practice as specifically set forth in statute. Those panels, and my recommendations regarding the same, are as follows:

- The Child Fatality and Near Fatality Review Board (Board) was established pursuant to statute and is designated as one of the three citizen review panels. The Board reviews "fatalities and near fatalities of children in New Jersey in order to identify their causes, their relationship to governmental support systems, and methods of prevention." Members of the Board "serve without compensation but shall be eligible for reimbursement for necessary and reasonable expenses incurred in the performance of their official duties and within the limits of funds appropriated for this purpose." I

recommend that the Board be maintained, that no compensation be provided to members and that reimbursement for necessary and reasonable expenses remain available as per the statute.

- The Staffing and Oversight Review Subcommittee (Subcommittee) is a subcommittee of the New Jersey Task Force on Child Abuse and Neglect, discussed further within. It is established pursuant to statute and is designated as one of the three citizen review panels. The Subcommittee replaced the Staffing and Oversight Review Panel, which was independent of the Task Force until July 1, 2006. The Subcommittee reviews “staffing levels . . . within the division” and “the division’s performance in the achievement of management and client outcomes.” As a Subcommittee of the Task Force, members “serve without compensation but may be reimbursed for traveling and other miscellaneous expenses necessary to perform their duties, within the limits of the funds made available to the task force for its purposes.” I recommend that the Subcommittee be maintained, that no compensation be provided to members, and that reimbursement for necessary travel and miscellaneous expenses remain available as per the statute.
- Finally, the New Jersey Child Welfare Citizen Review Panel (Child Welfare Panel) was established by the Department to satisfy the federal and state requirement for a third citizen review panel. The members are appointed by the department and serve without compensation. I believe that, pending federal Administration of Children and Families approval, this third citizen review panel requirement can be more efficiently served by designating the New Jersey Task Force on Child Abuse and Neglect as a citizen review panel in place of the Child Welfare Panel; if such approval were granted, the Child Welfare Panel should be disbanded. The New Jersey Task Force on Child Abuse and Neglect was established by statute and must be maintained to allow the state to remain eligible for federal grants. The Task Force is required to “study and develop recommendations regarding the most effective means of improving the quality and scope of child protective and preventative services provided or supported by State government.” Members “serve without compensation but may be reimbursed for traveling and other miscellaneous expenses necessary to perform their duties, within the limits of the funds made available to the task force for its purposes.” I recommend that the Task Force be maintained, that it be designated as a citizen review panel after federal approval in the interest of efficiency, that no compensation be provided to members, and that reimbursement for necessary travel and miscellaneous expenses remain available as per the statute.

In addition to the aforementioned citizen review panels, the New Jersey Youth Suicide Prevention Advisory Council (Council) is established pursuant to statute. The Council’s primary purpose is to “examine existing needs and services and make recommendations to the division for youth suicide reporting.” The members “shall serve without compensation, but shall be reimbursed for necessary expenses incurred in the performance of their duties and within the limits of funds available to the council.” I recommend that the Council be maintained, that no compensation be provided to members, and

that reimbursement for necessary expenses incurred in the performance of member's duties remain available as per statute.

Finally, two Authorities related to this Department, the Child Life Protection Commission, N.J.S.A. 9:6A-2 (repealed), and the Diagnostic Treatment Advisory Counsel, N.J.S.A. 9:6-8.105 (repealed), were disbanded following the repeal of their enabling legislation on July 1, 2006.

Please be advised that there are multiple vacancies in these bodies which may be filled at the Governor's discretion.

Should you have any questions or concerns regarding the Department's review pursuant to Executive Order 15, please feel free to contact me or Erin O'Leary, Director of Legal Affairs and Licensing at (609) 777-1054.

Sincerely,

A handwritten signature in black ink that reads "Allison Blake". The signature is fluid and cursive, with the first name "Allison" and last name "Blake" clearly distinguishable.

Allison Blake  
Commissioner  
Department of Children and Families

c: Erin O'Leary

DCF APPENDIX to letter July 15, 2010

Defunct or Inactive Authorities, Boards, or Commissions recommended for elimination:

1. The Governor's Cabinet for Children, established by Executive Order, is inactive.
2. The Governor's Committee on Children's Services Planning, established by Executive Order, is inactive.

Repealed and Sunset Authorities, Boards, or Commissions

1. The Youth Suicide Prevention Advisory Council is defunct.
2. The Safe Haven Awareness Promotion Taskforce is inactive after fulfilling its mandate in September 2007.
3. The Staffing and Oversight Review Panel is defunct.
4. The Child Life Protection Commission is defunct.
5. The Diagnostic Treatment Advisory Council is defunct.





## State of New Jersey

DEPARTMENT OF COMMUNITY AFFAIRS

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LORI GRIFA  
*Commissioner*

### MEMORANDUM

**TO:** Michelle Brown, Appointments Counsel  
Deborah Gramiccioni, Director, Authorities Unit

**FROM:** Lori Grifa, Commissioner

**RE:** Acting Boards, Commissions and Authorities

**DATE:** July 15, 2010

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This is in response to your request and paragraph 8 of Executive Order 15 in which you direct the Department of Community Affairs (DCA) to review its acting boards, commissions and authorities. DCA is comprised of the following Divisions and Affiliates. The Divisions are established "in" DCA and the Affiliates are established "in but not of" DCA and are identified below:

Divisions:

Division of Codes and Standards  
Division of Fire Safety  
Division of Housing and Community Resources  
Division of Local Government Services  
Office of Smart Growth  
Division on Women

Affiliates:

Council on Affordable Housing  
Government Records Council  
New Jersey Historic Trust  
New Jersey Housing and Mortgage Finance Agency  
New Jersey Meadowlands Commission  
New Jersey Redevelopment Authority  
Urban Enterprise Zone  
Local Unit Alignment, Reorganization and Consolidation Commission

Paragraph 8 of Executive Order 15 asks for each Department to address the following issues: identify the State Authority established in or allocated to each department; if such State Authority should continue to exist or be eliminated; and with regard to each State Authority recommended to continue to exist, a recommendation regarding whether the position on each State Authority should be compensated or not and whether reimbursement for expenses should be permitted. Listed below you will find each Division/Affiliate and associated authority together with recommendations for each.



## **DIVISIONS ESTABLISHED IN DCA:**

### **DIVISION OF CODES AND STANDARDS**

- Carnival and Amusement Ride Safety Advisory Board

Compensation/Reimbursement: Board members are eligible for reimbursement for mileage and parking associated with attending Board meetings. For the past three years, one Board member has filed for reimbursement.

Recommendation: DCA recommends that this Board continue to exist and reimbursement for expenses incurred as it provides the DCA with information regarding the safety of rides and the effective operation of the programs.

- Liquefied Petroleum Gas Education and Safety Board

The terms of all Board members have expired. There is one correction to the Board list. Mr. Paul Dansbach (Public Member/Fire Safety Representative 1) resigned in 2007 due to his inability to attend the meetings. In addition, the representative of the LP Gas Industry, Joseph Cummings, died; his replacement, Mike Merrill replaced Mr. Cummings in 2006.

Compensation/Reimbursement: Board members are eligible for reimbursement for mileage and parking associated with attending Board meetings. For the past three years, four Board members have filed for reimbursement. The total reimbursement for FY 07 was \$587.15; FY 08 was \$362.81; FY 09 was \$462.72 for an average cost of \$458.89 per year.

Recommendation: DCA recommends that this Board continue to exist and reimbursement for expenses incurred to be continued because it provides DCA with highly valued advice regarding the LP Gas devices and the effective operation of the program.

- Hotel and Multiple Dwellings Board (HMD)

The membership list is correct. HMD has not met in over a decade.

Recommendation: DCA recommends eliminating this Board. Should the HMD regulations require significant amendment, the Division of Codes and Standards would reach out to a broad base of interested parties to ensure that any changes would be reasonable.

### **DIVISION OF FIRE SAFETY (DFS)**

- New Jersey Fire Safety Commission

The Fire Safety Commission (the “Commission”) was established to assist and advise the Commissioner of DCA in the administration of the Uniform Fire Safety Act (“Act”). The Act established four standing advisory councils to the Commission that include: fire code, training and education, statistics and information and master planning and research. Three

additional advisory councils were subsequently added to include public education, health and safety and juvenile firesetter prevention.

Public meetings of the Commission are held every other month. At those meetings the DFS provides a report of their activities as well as a report from each advisory council. Also, the public and industry professionals are heard on specific matters. The Commission is the only mechanism that exists where the fire service industry has direct input into the administration of statutes and regulations that affect them. The membership list is correct.

Compensation/Reimbursement: Members serve without compensation but are entitled to reimbursement for expenses incurred in the performance of their duties, within the limits of any funds appropriated or otherwise made available for that purpose.

Recommendation: DCA recommends that this Board continue to exist and reimbursement for expenses incurred continue as they provide valued guidance to DFS.

- Fire Protection Equipment Advisory Committee

The Fire Protection Equipment Advisory Committee was established to address the highly technical nature of fire protection equipment. The Committee makes recommendations to the DCA Commissioner regarding the rules and regulations pertaining to professional training, standards, identification and record keeping procedures as required by the statute. The membership list is correct.

Compensation/Reimbursement: Members are compensated and reimbursed for actual expenses incurred in the performance of their official duties and reimbursed for expenses. Members are provided with office and meeting facilities and personnel required for the proper conduct of the Committee's business.

Recommendation: Due to the highly technical nature of this area and the valued guidance to the DFS, DCA recommends that this Board continue to exist.

## DIVISION OF HOUSING AND COMMUNITY RESOURCES

- Interagency Council on Preventing and Reducing Homelessness (ICPRH)

The ICPRH was established to make recommendations for preventing and reducing homelessness, ending chronic homelessness and improving services to individuals and families who lose their housing. A successful approach to preventing and ending homelessness is a significant cost savings to the state. It is always less expensive to assist a family to retain their housing than to have the family cycle through the various homeless service programs. The work of the Council is far from finished and therefore the Council should continue to function as designed.

All members of the council have an expertise in homelessness and a vested interest in the recommendations of the Council. There are 11 Ex-Officio members including one vacancy (this represents Departmental representation) and there are 22 Public and Legislative

members, including three vacancies. There are no requirements for education or traveling to events.

Compensation/Reimbursement: Compensation is not warranted and costs to the members of the council are negligible.

Recommendation: DCA and Commissioner Velez, Department of Human Services, (DHS) recommend that this Board continue to exist but would like the opportunity to replace and appoint new Council members.

- New Jersey Board of Recreation Examiners

The NJ Board of Recreation Examiners consists of five members appointed by the Governor and confirmed by the Senate. The terms of all Board members have expired. Currently, Mr. George T. Smith is the only member serving on the Board until new members are appointed. All other members resigned after the completion of their term.

There are no State appointments to the Board, however, staff from the Office of Recreation serves as Secretary to the Board, maintaining Board files, preparing examinations, reviewing application & recertification, and other necessary duties.

Compensation/Reimbursement: Board members serve without compensation and do not receive reimbursement for any costs incurred.

Recommendation: DCA recommends eliminating this Board. The function of certifying recreation & leisure services professionals serving in New Jersey's local governments and in New Jersey health care facilities can be done at the Department level without the need for a separate Board.

- State Housing Commission (SHC)

The State Housing Commission was created in 2008. To date, the SHC has never convened a meeting. The SHC is charged with coordinating the efforts of the various housing programs within some State Departments, Commissions and Authorities. The SHC also has certain reporting requirements that are cumbersome, especially considering the current resources available in the Department.

Compensation/Reimbursement: Should the SHC continue to exist, members should not be compensated as the act creating the SHC states that all state entities are to cooperate and support the efforts of the SHC, therefore, it would not be necessary for members to be compensated or reimbursed. Also, no specific education or continuing education requirement or licensing is required, thus there are no costs associated with being a member of the SHC. All members have some expertise which gives them a vested interest in the welfare of the SHC, and therefore compensation is not necessary to provide an incentive to participate.

Recommendation: DCA recommends eliminating the SHC.

## DIVISION OF LOCAL GOVERNMENT SERVICES

The Local Finance Board is a statutorily created body with the overall responsibility for promulgating rules and regulations on the fiscal operations, fiscal reporting and fiscal conditions of all New Jersey municipalities, counties, local authorities and special districts. It has specific statutory authority to approve or make recommendations on various agency financing and debt matters, budget matters, create or dissolve local authorities or special districts, assume fiscal control over local governments, and assist their governing bodies in financial and operational matters.

The Board also administers the Local Government Ethics Law and serves as the Local Government Ethics Board. The director of the Division serves as the Local Finance Board's chairman. The seven other members are nominated by the Governor and confirmed by the State Senate.

The Board meets at least once a month in person for 3-5 hours. Other meetings may be scheduled in person or by telephone.

The Board plays a critical role in overseeing and managing the finances of the state's 1,500 plus local units. Its functions could not be replaced unless there is a substantial and radical overhaul of the full body of local government finance law.

Compensation/Reimbursement: Board members have traditionally been treated as employees, at an annual salary at \$12,000 a year, with eligibility for State Health Benefits.

Recommendation: DCA recommends that the Local Finance Board continue to exist.

## OFFICE OF SMART GROWTH

- State Planning Commission

The State Planning Commission is comprised of a total of 17 members. There are three types of members and the terms of office, conditions for appointments and whether a designee may be appointed vary for each type. For members having a term of office, vacancies are to be filled for the unexpired terms only in the same manner as the original appointments were made.

Compensation/Reimbursement: There are no paid voting positions on this Commission. Per statute, the Office of Smart Growth is the administrative support for the Commission. The director of the office supervises and directs the activities of the office and serves as the secretary and principal executive officer. The director is appointed by and serves at the pleasure of the Governor. Although the legislation is silent on the source of funds, the director position and the staff of Office of Smart Growth are paid positions through the general fund.



The enabling legislation states that "...members shall receive no compensation for their services but shall be entitled to reimbursement for expenses incurred in the performance of their official duties." While it is recommended that this provision is kept, it has been years since we have received a request for reimbursement from any commissioner. This recommendation to keep a reimbursement allowance is made because the cost of doing so is nominal.

Recommendation: DCA supports transferring the Office of Smart Growth and the State Planning Commission to the Secretary of State's office.

- Brownfields Redevelopment Task Force

The Brownfields Redevelopment Task Force was established pursuant to the Brownfields and Contaminated Site Remediation Act, comprised of a total of 13 members. There are two types of membership – public and State agency representatives. There are no limitations on political affiliation. There are no terms of office for the task force members.

Unlike the SPC, the Office of Smart Growth is a voting member of the Task Force. Staff to the Task Force is provided by OSG and costs associated with the Task Force mandates are within the OSG budget (although all mandates are currently unfunded). There is no independent source of funds or budget for the Task Force.

Given the opportunity, the Task Force can play an integral role in coordinating the brownfields and urban policies of the State and can be effective in assisting the Administration in achieving its goals.

Compensation/Reimbursement: The public members serve without compensation but may be reimbursed for actual expenses. While it is recommended that this provision is kept, it has been years since we have received a request for reimbursement from any task force member. This recommendation to keep a reimbursement allowance is made because the cost of doing so is nominal.

Recommendation: The Brownfields Task Force should continue to exist.

## DIVISION ON WOMEN

- Advisory Council on Domestic Violence

This Council is responsible for advising the Division of Youth and Family Services and the Division on Women on the needs, priorities, programs and policies necessary to combat domestic violence. It shall ensure that all service providers and citizens are aware of services available to victims of domestic violence. The Council makes recommendations to the Division Directors regarding community education and training programs and monitors the effectiveness of the laws that address domestic violence. Finally, the Council shall periodically advise the Directors on its activities, findings and recommendations.

Compensation/Reimbursement: Members serve without compensation but are reimbursed for necessary expenses incurred in the performance of their official duties.



Recommendation: This Council has functioned in an advisory capacity and continues to stay active without any funding or compensation (including expenses). The Advisory Council on Domestic Violence should continue to exist.

- Advisory Council Against Sexual Violence

The Advisory Council Against Sexual Violence has been established within the Office on the Prevention of Violence Against Women in the Division on Women within DCA. The Council shall review and recommend policies, procedures, protocols, trainings and standards relating to sexual violence and recommend solutions in the prevention of sexual violence. The Council shall report their progress to the Governor within one year of the effective date of the order and thereafter, on a regular basis as determined by the Council.

Compensation/Reimbursement: There is no mention of salary or compensation in the Executive Order that created the Council.

Recommendation: This Council has functioned in an advisory capacity and continues to stay active without any funding or compensation (including expenses). The Advisory Council Against Sexual Violence should continue to exist.

- Domestic Violence Fatality and Near Fatality Review Board

Compensation/Reimbursement: Members serve without compensation but shall be eligible for reimbursement for necessary and reasonable expenses incurred in the performance of their official duties and within the limits of funds appropriated for the purpose.

Recommendation: The DVFNFRB has received federal funding to complete its mission. The Board has a Researcher and a Research Assistant on staff. The Board received notification that future federal funding has been discontinued and therefore the Board would sunset.

- NJ Advisory Commission on the Status of Women

Compensation/Reimbursement: Members serve without compensation but are reimbursed for necessary expenses incurred in the performance of their official duties. While it is recommended that this provision is kept, it has been years since we have received a request for reimbursement.

- Recommendation: This Council has functioned in an advisory capacity and continues to stay active without any funding or compensation. The NJ Advisory Commission on the Status of Women should continue to exist.

## **AFFILIATES ESTABLISHED “IN BUT NOT OF” DCA**

### COUNCIL ON AFFORDABLE HOUSING (COAH)

COAH was established to implement the Fair Housing Act (FHA) by facilitating the production of sound, affordable housing for low- and moderate-income households.

COAH is a 12-member bipartisan body appointed by the Governor on the advice and consent of the Senate. The members, by law, must represent the interests of categories of local government, persons with disabilities, the (for-profit and non-profit) providers and users of affordable housing and the general public. Each member is appointed to a six-year term. COAH members meet once a month at a regular board meeting and some meet once a month or more for a task force.

Compensation/Reimbursement: COAH Board Members currently receive travel reimbursement. The Commissioner of the Department of Community Affairs and the Director of HMFA are excluded from receiving compensation.

Recommendation: DCA recommends eliminating this Council. Legislation eliminating the COAH Board passed the Senate in June and is pending before the Assembly.

### GOVERNMENT RECORDS COUNCIL (GRC)

The Government Records Council administers the New Jersey Open Public Records Act, (“OPRA”) at the state, county and local levels of New Jersey government for all public agencies. The GRC provides a free, court alternative for adjudicating denial of access complaints and provides guidance on the law to the public (requestors of government records and records custodians) via a toll-free information hotline.

Compensation/Reimbursement: These members do not receive a salary or compensation. OPRA allows council members to be reimbursed for reasonable and necessary expenses associated with serving on the council and per diem payment as may be provided in the annual appropriations act. However, no council members have ever requested such reimbursement and no per diem payments have been provided.

Recommendation: The GRC should continue to exist.

### NEW JERSEY HISTORIC TRUST (NJHT)

The Historic Trust was created in 1967 to assist in the preservation, improvement, restoration, rehabilitation or acquisition of historic properties in the State. Under Special Requirements, at the time of the 2002 reorganization when the Historic Trust was transferred from the Department of State to the Department of Community Affairs, the Commissioner for the Department of Community Affairs was substituted for the Executive Director of the NJ Historical Commission, as one of its three ex-officio members. The enabling legislation was amended several times during the 1980’s and 1990’s to authorize the administration of the bricks and mortar grant program and revolving loan program.

Compensation/Reimbursement: The Board of Trustees currently serves without compensation, but may be reimbursed for necessary expenses incurred in the performance of their official duties. In the past eight years, no board member has ever requested reimbursement. No recommendations for this policy are being requested at this time.

Recommendation: The NJHT should continue to exist.

## NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY (HMFA)

HMFA was established as an independent unit in the DCA. HMFA provides eligible loans and financial assistance to housing sponsors, as well as purchasing loans or securities issued by departments of the United States.

Compensation/Reimbursement: Members serve without compensation but are reimbursed for necessary expenses. HMFA would not recommend compensation for the members serving on the Board. HMFA does recommend continuing the current reimbursement provided for mileage expense (@ 36 ¢/mile) and tolls, as per HMFA's Business and Travel Expense Policy. HMFA/DCA support reimbursement for mileage and tolls as the members must travel to the Agency for meetings.

Recommendation: HMFA should continue to exist.

## NEW JERSEY MEADOWLANDS COMMISSION (NJMC)

The NJMC provides for the reclaiming, planning, development and redevelopment of approximately 21,000 acres in 10 Bergen County municipalities. The Commission also provides solid waste disposal facilities for the treatment and disposal of all solid waste materials.

- Meadowlands Transportation Planning Board

MTBP is "in but not of the NJMC." DCA recommends eliminating the Board (must be done through legislation) and amending the statute to move functions related to the implementation of the transportation plan entirely to NJMC staff. The development of the transportation plan envisioned in the statute has already occurred, and at present, the board has at least 3 vacancies and does not meet. The NJMC staff, in consultation with experts outside State government, such as Meadowlink and the Meadowlands Regional Chamber of Commerce, can enact the plan without the Board. Certain aspects of the statute, however, would have to be modified to eliminate the MTPB.

- Meadowlands Conservation Trust

DCA recommends keeping the Board of Trustees however eliminating the two staff positions for the MCT, as the Meadowlands staff currently performs all functions. Eliminating the two positions which would yield a significant savings.

Compensation/Reimbursement: The NJMC board members and the MCT board members are entitled by statute to reimbursement of expenses; however, because as a practical matter neither the NJMC nor the MCT reimburse board members, the reimbursement of expenses may be eliminated.

Recommendation: The NJMC should continue to exist. The MTBP Board should be eliminated and the function should transfer to NJMC staff. The MCT Board should continue to exist and the two staff positions eliminated with the staff function transferred to NJMC.

#### NEW JERSEY REDEVELOPMENT AUTHORITY (NJRA)

The Legislature allocated the New Jersey Redevelopment Authority to the Department of Commerce and Economic Development. The Authority facilitates the revitalization of eligible municipalities, principally cities and smaller urban centers. While all of the functions and duties of the Urban Development Corporation were transferred to and vested in the New Jersey Redevelopment Authority, the NJRA invests and provides financing as outlined in P.L. 1996 c.62. The Authority with all powers and duties was reallocated to the Department of Community Affairs in 1998.

Compensation/Reimbursement: Members serve without compensation but are reimbursed for necessary expenses incurred in the performance of their official duties.

Recommendation: DCA recommends transferring NJRA duties and responsibilities to HMFA or EDA.

#### LOCAL UNIT ALIGNMENT, REORGANIZATION, AND CONSOLIDATION COMMISSION (LUARCC)

LUARCC was established and is charged with studying and reporting on the structure and functions of the county and municipal government, including local taxing districts, their statutory bases, the fiscal relationship between local governments and the appropriate allocation of service delivery responsibilities from the standpoint of efficiency.

Compensation/Reimbursement: The members serve without compensation and there is no need to consider compensation at this time. The members are currently entitled to reimbursement of limited travel expenses. To date no member has submitted for such reimbursement.

Recommendation: DCA recommends eliminating LUARCC as the Division of Local Government Services has a program that addresses shared services, which DCA is expanding. A separate commission is duplicative. Although LUARCC was also charged with making recommendations for realignment and consolidation of services to the Legislature, no actions have been taken since its inception. Realignment and consolidation of services can likewise be addressed through LGS.

## NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY

The Authority considers proposals submitted by zone municipalities for permitted uses of Zone Assistance Funds as identified under the Urban Enterprise Zones Act. The Authority annually certifies to the State Treasurer amounts to be paid from the Zone Assistance Fund to support approved projects and submits an annual report to the Governor on the effectiveness of enterprise zones.

Compensation/Reimbursement: Members serve without compensation but are reimbursed for necessary expenses (mileage, tolls, parking for monthly meetings) incurred in the performance of their official duties.

Recommendation: DCA recommends that this Authority continue to operate.

## NEW JERSEY SPORTS AND EXPOSITION AUTHORITY

When it was first established, the NJSEA was charged w/the task of building and operating the Meadowlands Sports Complex, including Giants Stadium, the Meadowlands Racetrack and the IZOD CENTER (formerly known as the Meadowlands Arena). Throughout the years, successive governors and legislatures expanded the NJSEA mission to include Monmouth Park Racetrack in Oceanport, the new Atlantic City Convention Center, the Historic Atlantic City Convention Center, and a new convention center for the Wildwoods.

Compensation/Reimbursement: Members receive reimbursement for actual expenses actually incurred.

Recommendation: DCA recommends that this Board continue to exist pending review of the Hansen report.

## THE CENTER FOR HISPANIC POLICY, RESEARCH AND DEVELOPMENT (CHPRD) – Established in 1975 by Executive Order

The CHPRD was established to address the needs of the Hispanic community, recognizing that it was imperative to pay particular attention to this segment of the population, which had been historically neglected. The Office was mandated to provide funding and technical assistance to Hispanic community-based organizations as well as to keep government and the legislature informed of legislative initiatives with potential impact on the Latino community. From 1975, and up to August of 1991, the Office of Hispanic Affairs' primary function remained the administration of funds awarded to local community-based organizations statewide.

In August of 1991, the Office's name was changed to The Center for Hispanic Policy, Research and Development. Under this new name, the role of the Center would encompass research and development activities. This expansion reflects a futuristic vision to create a center for Hispanic research that would become a central repository of data concerning Hispanics nationally, but particularly within the State of New Jersey.

Compensation/Reimbursement: There is an Advisory Committee who reviews all proposals received by the CHPRD in order to provide funding recommendations to the Commissioner and the CHPRD's Director and to provide guidance on policy issues to the CHPRD. Members are appointed by the Commissioner to a two year term and may serve more than one term. There is no compensation.

Recommendation: DCA recommends transferring this Board to NJ Department of State.



## **APPENDIX TO JULY 15, 2010 MEMO TO MICHELLE BROWN**

### **Advisory Board for the Hispanic Women's Demonstration Resource Center**

The Advisory Board of the Hispanic Women's Demonstration Resource Center is inactive. The programs have joined with the Urban Women's Centers to form the Alliance for Urban and Hispanic Women's Centers. The Division on Women communicates with this group on issues of significance to the programs. This is no longer funded and understand that it was eliminated by Governor Corzine in 2007.

We recommend that this Board be eliminated.

### **Advisory Commission on Hispanic Affairs**

It is our understanding that the Advisory Commission on Hispanic Affairs was active when originally convened. However, the last administration to appoint individuals to this Commission was the Florio administration. It was our understanding that this Commission was deactivated under the McGreevy administration. Our recommendation is to dismantle the Commission since it has not convened in over 20 years.

### **Advisory Council on Community Affairs**

We recommend that this Council be eliminated.

### **Camden Financial Review Board**

The Camden Financial Review Board was dissolved around 2000 when the City was placed under State Supervision. As far as we are concerned, it doesn't exist.

### **Council on Community Restoration**

We recommend that this Council be eliminated.

### **Privacy Study Commission**

We recommend that this Commission be eliminated.

### **South Jersey Food Distribution**

Statute was repealed.

### **Billboard Policy and Procedure Review Task Force**

We recommend that this Task Force be eliminated.

### **Landlord-Tenant Task Force**

The Landlord-Tenant Task Force was created under Governor Whitman. The Task Force met but because it brought together two very contentious groups, no recommendations were ever agreed upon. When Governor Whitman left office, the effort collapsed.

We recommend that this Task Force be eliminated.

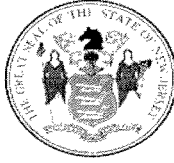
### **Real Property Recording Study Commission**

We recommend that this Commission be eliminated.

### **Regional Impact Council for Camden**

We recommend that this Council be eliminated.

**Continuing Care Advisory Board** – inactive  
We recommend that this Board be eliminated.



# STATE OF NEW JERSEY

DEPARTMENT OF CORRECTIONS

WHITTLESEY ROAD

PO Box 863

TRENTON NJ 08625-0863

CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*I.t. Governor*

GARY M. LANIGAN  
*Commissioner*

July 15, 2010

Michele Brown, Esq.  
Appointments Counsel  
Office of the Governor  
PO Box 001  
Trenton, New Jersey 08625-0001

**RE: Executive Order 15 - Active Boards, Commissions and Authorities**

Dear Ms. Brown:

Please be advised that the following is in response to Executive Order 15 seeking a review of the active Boards, Commissions, and Authorities that fall under the purview of the NJDOC.

Please be further advised that with the exception of the State Parole Board, members appointed to the NJDOC Boards and Commissions serve without compensation. The members may be reimbursed for travel expenses, only, and are provided light refreshments during the meetings.

Additionally, a number of the Boards and Commissions outlined below were created by way of legislation. Accordingly, if any of these Boards or Commissions were to be eliminated, consideration would have to be given to the enacting legislation.

**1. Board of Trustees for the State Prison Complex, Edna Mahan Correctional Facility for Women, Adult Diagnostic and Treatment Center and Youth Correctional Institution Complex:**

These boards were created to serve as interactive and oversight bodies. However, over time, the meeting functions have been reduced to voting/approving expenditures from the inmate welfare fund which is funded through profits from commissary sales. While

the Boards approve expenditures, the Business offices of the individual facilities manage said funds.

**Recommendation:**

The NJDOC recommends the elimination of these Boards. The current duties of these Boards provide a “checks and balances,” with regard to the inmate welfare funds. Their oversight insures that the funds are used for the benefit of the inmate population, and not used to pay for services which the NJDOC is legally required to supply.

The NJDOC is prepared to create an internal committee which will include representatives from Operations, Administration, Legal, Rulemaking, and Community Programs/Education. This committee will approve all inmate welfare fund expenditures and audits will be periodically conducted to insure that the authorized expenditures are in compliance with the NJ Administrative Code.

**2. Advisory Council on Corrections:**

The stated purpose of the Council is to consult and advise the Commissioner of Corrections regarding services, lands, building, and equipment pertaining to the Department and its institutions. Additional responsibilities include reviewing and making recommendations to the Commissioner in regards to institutional needs, budget requests, programming and operational issues. Moreover, the Council is to serve as liaison between the public and the DOC. The current Council consists of representatives from various state agencies, as well as public members. Currently, the Council makes no recommendations to the Commissioner, nor does it prepare an annual report.

**Recommendation:**

The DOC recommends the elimination of this Council. The Council is not meeting any of the stated objectives of the legislation. However, the goals of this legislation are being met through in-house activities currently in place. The Commissioner and the Executive Staff share best practices and consult with a number of professional organizations, including, but not limited to, the American Correctional Association, the Middle Atlantic States Correctional Association and the National Institute of Corrections. The DOC interfaces with the community through organizations such as the New Jersey Community Coalition. Finally, transactions involving land, buildings and equipment are processed through the Treasury, Property Management.

**3. Inmate Education and Vocational Training Study Commission:**

This Commission was established to inventory and evaluate the educational and vocational training programs offered to inmates in the State's adult correctional facilities and secure juvenile facilities administered by the JJC.

**Recommendation:**

The DOC recommends the elimination of this Commission. The DOC engages in internal evaluations of its educational programs. The DOC's educational programs for inmates under 21 years of age are governed by and are in compliance with all federal and state mandates. Additionally, the DOC works in collaboration with the State Department of Labor with regard to the certifications for its vocational programs.

**4. Criminal Sentencing and Disposition Commission:**

This Commission was created to review the criminal sentencing provisions and offer recommendations for revisions of the laws governing the criminal justice system.

**Recommendation:**

This Commission is provided with staff services through the Office of Legislative Services. As such, the DOC exercises no authority over this Commission and thus, has no position as to whether this Commission should be eliminated or maintained.

**5. NJ Interstate Adult Offender Supervision Council:**

This Council is comprised of signatories from around the country. Its purpose is to maintain the relationships between the states which are party to the Interstate Compact for Adult Offender Supervision. The meetings for this Council are scheduled through the Governor's Extradition Appointee.

**Recommendation:**

The DOC recommends that this Council continue to function as it is meeting its goals.

**6. Prisoner Reentry Commission:**

This Commission was established to review, study, and offer solutions to problems facing prisoners re-entering society.

**Recommendation:**

The DOC recommends the elimination of this Commission. However, notwithstanding this recommendation, the DOC is moving forward with its mandate to establish and provide staff services for this Commission. The DOC's recommendation is based on the fact that prior to the enactment of this legislation, the DOC was already engaged in many of the efforts outlined in said legislation. Specifically, (1) the DOC is reviewing its career technical educational programs to insure that these programs are aligned with the current labor demands; (2) programs not in alignment with current labor demands are being abolished; (3) the DOC Grants Management Unit in partnership with the JJC and SPB actively pursue federal, state and local funding sources; and (4) the DOC is involved with the Reentry Coordinating Counsel out of the Office of the Attorney General whose mandate to study issues which affect prisoners reentering society is in alignment with the mandates in this legislation.

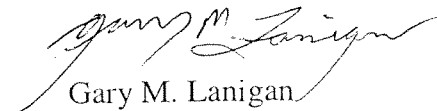
**7. Commission to Examine Strategies for Strengthening the Familial Bond Between Children and Incarcerated Parents:**

This Commission was established by P.L. 2009, c.328 to examine the State and County correctional systems in order to develop recommendations for strategies for strengthening the familial bond between children and incarcerated parents, thereby reducing antisocial behavior and attachment disorders of the children herein.

**Recommendation:**

This Commission is provided with staff services through the Office of Legislative Services. As such, the DOC exercises no authority over this Commission and thus, has no position as to whether this Commission should be eliminated or maintained.

Very truly yours,



Gary M. Lanigan  
Commissioner

GML:LL:bep

c: Deborah Gramiccioni, Director/Governor's Authorities Unit  
File

## **APPENDIX TO EXECUTIVE ORDER 15 - NJDOC**

### **Study Commission on Parole:**

This Board was created on July 25, 1995 by way of Executive Order of former Governor Christine Todd Whitman to conduct a comprehensive study and make recommendations for the improvement of the parole system. This Commission was charged with filing a report with the Governor and Legislature with recommendations for any legislative bills within one year after the first meeting of the Commission. Accordingly, said report was submitted in December 1996.

### **Recommendation:**

The DOC recommends the elimination of this Commission. It was established to Review the parole system and issue a report. The issuance of this report was “sunset” provision, and as this report was submitted in 1996, this Commission can be eliminated.





State of New Jersey

DEPARTMENT OF EDUCATION

PO Box 500

TRENTON, NJ 08625-0500

September 7, 2010

CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*Lt. Governor*

ROCHELLE R. HENDRICKS  
*Acting Commissioner*

Ms. Deborah Gramiccioni, Director  
Authorities Unit

Michele Brown, Esq.  
Appointments Counsel  
Office of the Governor  
P.O. Box 001  
Trenton, NJ 08625-0001

Dear Ms. Gramiccioni and Ms. Brown:

Attached is a report, along with recommendations, developed after reviewing the Boards, Commissions and Authorities that fall under the purview of the Department of Education, pursuant to paragraph 8 of Executive Order 15. Below is a brief summary of our recommendations:

- New Jersey Council for Young Children – Since this Council is required by the Improving Head Start or School Readiness Act of 2007, it should continue to exist.
- School Ethics Commission – Since this Commission was established by the Legislature to investigate complaints alleging ethical misconduct of local school board members as determined by the School Ethics Law, this Commission should continue to exist.
- Non-Public Education Funding Commission – Since the executive order which created this Commission expired on June 1, 2010, the Commission is now defunct. We may in the future seek an Executive Order to reestablish this Commission to conduct follow-up work.
- Executive County Superintendents of Schools – This membership should remain in existence since, in accordance with statute, the Governor shall appoint an Executive County Superintendent for each county in the State.
- New Jersey After 3 Advisory Committee – This Committee should remain in existence as long as there is state funding for the New Jersey After 3 Program. Funding was included in the FY 2011 Appropriations Act, and we recommend that the NJ After 3 Committee operate and, per the appropriation's language, guide the program to becoming self-sustaining by the end of this year.

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September 7, 2010

- State Board of Education – Since the law requires a State Board of Education, it should remain in existence.
- Education Commission of the States – The Education Commission of the States is an interstate compact created in 1965 to improve education by facilitating the exchange of information, ideas, experiences, and innovations among state policy makers and education leaders. It is recommended that New Jersey continue to participate.
- New Jersey Commission on Italian and Americans of Italian Heritage Cultural and Educational Programs – Currently, there is no funding recommended for this program in the Governor's proposed budget. However, this Commission does meet and is interested in continuing to develop curriculum resources relating to the contribution of Italians to New Jersey and the United States.
- New Jersey Commission on Holocaust Education – Since duties of this Commission include providing assistance and advice to public and private schools concerning the implementation of Holocaust education and awareness programs in New Jersey schools, it is recommended that this Commission remain in existence.
- Marie H. Katzenbach School for the Deaf Advisory Board – This Board is an integral part of the school since it advises the superintendent on the educational program of the school, therefore, it should remain in existence.
- New Jersey Reading Disabilities Task Force – The department opposed the establishment of this task force since there are already many initiatives in place to address issues related to reading problems. The law requires that this task force remain in existence, but we recommend a change that would permit its elimination.
- Special Education Review Commission – Since the Commission has finished the work it was established to complete, it can be removed from the list.
- Amistad Commission – Upon formal transfer of this Commission from the Department of State to the Department of Education, it is recommended that this Commission continue to exist.
- Commission on Bullying in Schools – Since the law establishing this Commission stated that it expire upon submission of its final report to the Governor and the Legislature, and the final report was issued on December 15, 2009, this Commission is no longer in existence.

If you require further information, please do not hesitate to contact me.

Sincerely,



Rochelle R. Hendricks  
Acting Commissioner

**DEPARTMENT OF EDUCATION**  
**Boards, Commissions and Authorities**

**New Jersey Council for Young Children**

The Council is a governor-designated council that is required by the Improving Head Start for School Readiness Act of 2007. Federal Funds are provided to enable states to develop and implement a plan to improve the state's coordination and quality of programs and services for children from birth to eight years old.

The Council is in, but not of, the Department of Education. The Council is capped at 25 members and includes requisite representation from: the Commissioners of the New Jersey Departments of Human Services, Education, Health and Senior Services, Labor and Workforce Development, and Children and Families. The Council shall also consist of the following public members: a representative of a local educational agency in the State, a representative of an institution of higher education in the State, a representative of a local provider of early childhood education and development services in the State or an organization representing such providers, a representative from Head Start agencies located in the State, including migrant and seasonal Head Start programs and Indian Head Start programs, the President of the New Jersey Head Start Association, the State Director of Head Start Collaboration, and at least six other members who either represent entities or interest groups or constituencies determined by the Governor to be relevant to the Advisory Council's work. Terms are up to three years except for the first appointments. The Governor designates a member of the Council to serve as chair. The current Chair of the Council is Ellen Wolock, Director of the Office of Preschool Education, New Jersey Department of Education.

The Department of Education is currently developing a grant application which is due to the Office of Head Start by August 1, 2010. New Jersey will receive \$1.6 million, with a 70% state contribution (in-kind funds are already designated using funds spent on fully state funded preschool program – former Abbott). The application will focus on the development and implementation of the council's plans.

Compensation - The Chair and Council members do not receive compensation, nor will there be any state reimbursement for any expenses incurred.

Recommendation – Since this Council is required by the Improving Head Start or School Readiness Act of 2007, it should continue to exist.

**School Ethics Commission** – The School Ethics Commission reviews complaints alleging violations of the School Ethics Act, conducts investigations, holds hearings, issues advisory opinions, enforces the requirement that all school officials file personal/relative and financial disclosure statements, and enforces school board members' training requirements.

The Commission, which is established in the NJ Department of Education, consists of nine members who are appointed by and serve at the pleasure of the Governor. Terms are three years except for the initial appointments. Not more than five Commission members are from the same political party; two must be school board members, two must be school administrators and five must be persons who are not school officials. The members of the Commission select from among themselves a member to serve as Chair for a term not to exceed one year.

**Compensation** – The Chair and Commission members do not receive compensation, but may be reimbursed for expenses incurred in the performance of their official duties.

**Recommendation** – Since this Commission was established by the Legislature to investigate complaints alleging ethical misconduct of local school board members as determined by the School Ethics Law, this Commission should continue to exist.

**Non-Public Education Funding Commission** – On December 22, 2009, before leaving office, former Governor Corzine signed an Executive Order creating the Non-public Education Funding Commission, which would expire on June 1, 2010. The Commission was established to review the challenges non-public school children face, identify their educational needs, find ways to enhance relations between non-public schools, public schools and local and state agencies, and provide recommendations on how available resources can be best utilized to enhance educational opportunities in New Jersey. A written report of the final recommendations of the Committee was delivered to the Governor and the Commissioner of Education prior to June 1, 2010.

The Commission was comprised of no more than twenty-three members who served at the pleasure of the Governor. The following officials, or their designees, served on the Commission, ex officio: the Commissioner of the Department of Education, the State Treasurer and the Attorney General. The Commission also consisted of nine members representing the various types of non-public schools, three representatives of local educational agencies, two members of the Legislature, one member with experience in non-profit administration, and five members with an expertise in education. The Governor appointed two members to co-chair the Commission.

**Compensation** – Commission members did not receive compensation.

**Recommendation** – Since the Executive Order which created this Commission expired on June 1, 2010, the Commission is now defunct. We may in the future seek another Executive Order to reestablish this Commission to conduct follow-up work.

**Executive County Superintendents of Schools** – The Governor, upon the recommendation of the Commissioner and with the advice and consent of the Senate, appoints an Executive County Superintendent for each county, who will serve a term of three years, unless removed pursuant to law. The appointee must hold an appropriate certificate and be a resident of the State for at least three years immediately preceding the appointment. The Executive County Superintendent of Schools reports to the Commissioner of Education or to a person designated by the Commissioner. Responsibilities include: visit and examine all of the schools under the general supervision of the Executive County Superintendent of Schools and exercise general supervision over them in accordance with the rules prescribed from time to time by the State board; supervise and administer the county office of education; represent the Commissioner pursuant to law and regulations; provide leadership in educational planning and program improvement to local school districts; coordinate and approve fiscal, educational facility and transportation services within the county; review and approve, according to standards adopted by the Commissioner, all employment contracts for superintendents of schools, assistant superintendents of schools, and school business administrators in school districts within the county, prior to the execution of those contracts; and all other responsibilities pursuant to statute. The Executive County Superintendent of Schools also advises and counsels the boards of education of the local districts under his general supervision and of any other district of the county when so requested in relations to the performance of their duties.

**Compensation** – An Executive County Superintendent of Schools receives a salary approved by the Commissioner, which is not greater than the salary of a cabinet-level official of the State. Also receives travel and other expenses incurred in performing official duties.

**Recommendation** – This membership should remain in existence since, in accordance with statute, the Governor shall appoint an Executive County Superintendent for each county in the state.

**New Jersey After 3 Advisory Committee** – An Executive Order was signed in 2004 creating the New Jersey After 3 Advisory Committee in, but not of, the Department of Education. The Committee is charged to the extent permitted by law with cooperating with and assisting New Jersey After 3, Inc., a 501.c3 private, non-profit organization funded out of state money with matching funds to be raised by the organization. New Jersey After 3, Inc. was established to develop, enhance, provide and sustain a comprehensive system of quality after-school programs that promote the health, emotional, social and intellectual development of New Jersey children during after-school hours (2:30 p.m. to 6 p.m.). The original amount contributed by the state was \$15 million, with the understanding that New Jersey After 3, Inc. would raise funds to match the state's contribution. Most of the money is distributed to grantees (private, non-profit agencies, not school districts) to run after school programs.

The New Jersey After 3 program is currently funded, but a contract was issued for only six months. Treasury wanted to allow the new administration to have the option to continue or discontinue the contract. Another contract was not issued and there is no funding for this program in the Governor's proposed budget.



The Executive Order states that the Committee be comprised of the following members, all of whom shall serve ex-officio: the Commissioner of Education or designee (also serves as Chair of the committee), The State Treasurer or designee, the Commissioner of Human Services or designee, the Counselor to the Governor or designee, the Director of the Office of Program Support Services at the Department of Education, and the Attorney General or designee.

Compensation -- Commission members did not receive compensation.

Recommendation -- The Committee should remain in existence as long as there is state funding for the New Jersey After 3 Program. Funding was included in the FY 2011 Appropriations Act, and we recommend that the NJ After 3 Committee operate and, per the appropriation's language, guide the program to becoming self-sustaining by the end of this year.

**State Board of Education** -- The New Jersey State Board of Education, established by the Legislature in the Department of Education, consists of 13 members who are appointed by the Governor with the advice and consent of the New Jersey State Senate. Members serve without compensation for six-year terms. By law, at least three members of the State Board must be women, and no two members may be appointed from the same county. The Commissioner of Education serves as both the secretary of the State Board and its official agent for all purposes. The State Board also has a nonvoting student representative selected annually by the New Jersey Association of Student Councils.

The State Board adopts the administrative code, which sets the rules needed to implement state education law. Such rules cover the supervision and governance of the state's 2,500 public schools, which serve 1.38 million students. In addition, the State Board reviews educational policies proposed by the Commissioner and confirms Department of Education staff appointments made by the Commissioner.

Compensation -- State Board members do not receive compensation but are reimbursed for necessary expenses incurred in the performance of their official duties.

Recommendation -- Since the law requires a State Board of Education, it should remain in existence.

**Education Commission of the States** -- The Education Commission of the States (ECS) is an interstate compact created in 1965 to improve education by facilitating the exchange of information, ideas, experiences, and innovations among state policymakers and education leaders. Forty-nine states, three territories, and the District of Columbia constitute the Commission's membership, each represented by the Governor and six appointed individuals, usually including members of the state legislature and education officials, such as the state education commissioner or head of the state education agency. The ECS chairmanship is held by the Governor.

In New Jersey, the Legislature established the Education Commission of the States within the Department of Education. Membership includes the Governor, 2 members of the State Legislature (1 member of the Senate appointed by the Senate President and 1 member of the Assembly appointed by the Assembly Speaker), and 4 members appointed by the Governor.

Compensation – Commission members do not receive compensation, but may be reimbursed for necessary expenses incurred in the performance of official duties.

Recommendation – The Education Commission of the States is an interstate compact created in 1965 to improve education by facilitating the exchange of information, ideas, experiences, and innovations among the state policy makers and education leaders. It is recommended that New Jersey continue to participate.

**New Jersey Commission on Italian and Americans of Italian Heritage Cultural and Educational Programs** – The New Jersey Commission on Italian and Americans of Italian Heritage Cultural and Educational Programs is created and established in the Executive Branch of the State Government. For purposes of complying with the provisions of the New Jersey Constitution, the Commission is allocated within the Department of Education, but notwithstanding this allocation, the Commission shall be independent of any supervision or control by the department or any board of officer thereof.

The Commission serves the Department of Education and the public at large to provide curricular resource guides, information and other resources to assist in meeting the requirements of the law for the study of the culture, history, contributions and heritage of Italians and Americans of Italian heritage.

The Commission consists of 21 members, including the Commissioner of Education and the chair of the executive board of the Presidents' Council, serving ex officio, and 19 public members of which five are appointed by the President of the Senate, five are appointed by the Speaker of the General Assembly, and nine are appointed by the Governor.

Compensation – Commission members do not receive compensation, but may be reimbursed for necessary expenses incurred in the performance of official duties.

Recommendation – Currently, there is no funding recommended for this program in the Governor's proposed budget. However, this Commission does meet and is interested in continuing to develop curriculum resources relating to the contribution of Italians to New Jersey and the United States.

**New Jersey Commission on Holocaust Education** – The New Jersey Commission on Holocaust Education is created and established in the Executive Branch of the State Government. For purposes of complying with the provisions of the New Jersey Constitution, the Commission is allocated within the Department of Education, but notwithstanding this allocation, the



Commission shall be independent of any supervision or control by the department or any board of officer thereof.

The core mission of the New Jersey Commission on Holocaust Education is to promote Holocaust education in the state of New Jersey and in the public and private schools. On a continual basis, the Commission surveys the status of Holocaust/Genocide Education; designs, encourages and promotes the implementation of Holocaust and genocide education and awareness; provides programs in New Jersey; and coordinates designated events that provide appropriate memorialization of the Holocaust on a regular basis throughout the state. The Commission provides assistance and advice to public and private schools and meets with county and local school officials, and other interested public and private organizations, to assist with the study of the Holocaust and genocide.

The Commission consists of 25 members, including the Commissioner of Education and the chair of the executive board of the Presidents' Council, serving ex officio, and 23 public members, who serve for a term of three years. Public members, who must be residents of New Jersey, are appointed as follows: three by the President of the Senate, three by the Speaker of the General Assembly, and 17 by the Governor – six of whom shall at the time of their appointment be members of the New Jersey Advisory Council on Holocaust Education.

Compensation – Members of the Commission do not receive compensation but are reimbursed for all necessary expenses incurred in the performance of their duties.

Recommendation – Since duties of this Commission include providing assistance and advice to public and private schools concerning the implementation of Holocaust education and awareness programs in New Jersey schools, it is recommended that his Commission remain in existence.

**Marie H. Katzenbach School for the Deaf Advisory Board** – The Legislature established the Marie H. Katzenbach School for the Deaf Advisory Board in, but not of, the Department of Education. The advisory board advises the superintendent of the school in planning, implementing and evaluating the educational program of the school to ensure the proper training and education of deaf children.

The State Board of Education, with the approval of the Governor, shall appoint biannually an advisory board to the Marie H. Katzenbach School for the Deaf. The Board shall consist of not less than seven nor more than 15 members representative of professional and lay interests.

Compensation – Members of the Board do not receive compensation but are reimbursed for all necessary expenses incurred in the performance of their duties.

Recommendation – This Board is an integral part of the school since it advises the superintendent on the educational program of the school, therefore, it should remain in existence.

**New Jersey Reading Disabilities Task Force** – Legislation was signed by then Acting Governor Stephen Sweeney in January, 2010 which creates a task force to study and evaluate practices for diagnosing, treating, and educating children with reading disabilities. It was inspired by an Ocean City girl who overcame severe dyslexia.

The legislation states that the task force shall consist of 13 members which include the Commissioners of Education and Human Services, or their designees, who shall serve ex officio, and 11 members who shall be appointed no later than the 30<sup>th</sup> day after the effective date of this act as follows: five persons appointed by the Governor, two members of the senate (appointed by the President of the Senate), two members of the General Assembly (appointed by the Speaker of the General Assembly, and two members of the public (one selected by the President of the Senate and one selected by the Speaker of the General Assembly).

It should be noted that at this time, there are no other members of the committee other than the co-chairs who are Mary Jane Kurabinski and Peggy Thorpe O'Reilly, both employees of the New Jersey Department of Education. No appointments have been made nor have any meetings have been held. Therefore, the task force has not been active since the legislation was passed.

The New Jersey Department of Education opposed the establishment of this task force, but the legislation was passed creating the task force. The department felt that there were already many initiatives in place to address issues related to reading problems, i.e., district-level reading coaches, NJDOE intensive early literacy initiatives at the elementary school level, professional development opportunities for teachers that address reading issues, and literacy specialists who are department employees who go to the schools and work with teachers on developing strategies to support struggling readers. There is also an initiative for middle school students (grades 4 to 8), LEADS (Literacy is Essential for Adolescent Development and Success), which addresses reading in the content area for all students at all reading levels.

**Compensation** -- Members of the task force are to serve without compensation, but may be reimbursed for necessary expenses incurred in the performance of their duties and within the limits of funds available to the task force.

**Recommendation** -- The department opposed the establishment of this task force since there are already many initiatives in place to address issues related to reading problems. The law requires that this task force remain in existence, but we recommend a change that would permit its elimination.

**Commission on Bullying in Schools** – The New Jersey Commission on Bullying in Schools was created by the Legislature and Governor Jon S. Corzine in 2007 and was charged with recommending ways to strengthen New Jersey's approach to the problem of bullying in schools. The Commission was created through an amendment to New Jersey's bully law, which mandates that public school districts adopt harassment and bullying prevention policies and requires the Commission to hold public hearings on the issue. The law stated that the Commission shall issue its final report no later than nine months after final appointment of its members and that the Commission shall expire upon submission of its final report to the Governor and the Legislature.

However, an extension was requested and the final report was not issued until December 15, 2009.

The Commission consists of 14 members representing educational, clinical, advocacy, academic and public entities with backgrounds in civil rights, education, administration, health services, law, community relations and public policy, and representatives from the Department of Education and the Division on Civil Rights. The Commission shall choose a chairperson from among its members. The New Jersey Office of the Child Advocate was charged with the responsibility of providing staff and support to this panel so that it could effectively meet the goals of the legislation. This office was abolished on July 1, 2010.

Compensation – The members shall serve without compensation, but may be reimbursed for necessary expenses incurred in the performance of their duties, within the limits of funds appropriated or appropriated or otherwise made available to the Commission for its purposes.

Recommendation - Since the law establishing this Commission stated that it expire upon submission of its final report to the Governor and the Legislature, and the final report was issued on December 15, 2009, this Commission is no longer in existence.

**ADDENDUM**  
**Department of Education**  
**Inactive, Expired, Defunct or Abolished Boards and Commissions**

<b>NAME</b>	<b>RECOMMENDATION</b>
Apprenticeship Committee	Eliminate
Commission on Early Childhood Education	Eliminate
Education Advisory Committee Chapter 2 Block Grants	Eliminate
Education Funding Review Commission	Eliminate
Education Mandate Review Study Commission Final report issued March 25, 2004.	Eliminate
Regionalization Advisory Panel Final report issued January 1998. Panel expired 30 days after submission of final report.	Eliminate
Task Force on Diabetes and the School Final report issued January 2000. Task Force expired 30 days after submission of final report.	Eliminate
Task Force on Special Education Final report submitted December 22, 1995. Task Force expired 30 days after submission of final report.	Eliminate
The Trustees of the New Jersey School of the Arts	Eliminate
World Language Instruction Commission	Eliminate
Advisory Panel on Higher Education Restructuring Panel was to present recommendations by May 2, 1994.	Eliminate
Commission on Business Efficiency in the Public Schools	Eliminate
Ergonomics in Education Study Commission The Commission was to issue a final report w/implementation plan to the Governor and Legislature within six months after it began, and then disband.	Eliminate
Advisory Panel on School Vouchers	Eliminate
Hoboken School for Vocational Education Board of Trustees	Eliminate
New Jersey Character Education Commission Report issued September 30, 2002.	Eliminate
Governor's Teachers Advisory Committee	Eliminate
Parents' Education Program Advisory Committee	Eliminate
School Construction Review Commission	Eliminate
New Jersey Commission on Programs for Gifted Students A final report was issued in 1994. However, in January 2002, the New Jersey Legislature again authorized the creation of the Commission to study the most effective and efficient method to implement programs for gifted students. Findings and recommendations were issued in January 2005.	Eliminate
State Advisory Committee on Driver Education	Eliminate
Task Force to Study Attendance in Public Schools Task Force to expire 30 days after issuance of report – we have no further information.	Eliminate

# 2010 Governor's Boards and Councils Summary

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

### Recommendation Consolidation of Land Preservation Entities

NAME	ABBREVIATED PURPOSE	RECOMMENDED REASON
Garden State Preservation Trust, Green Acres, New Jersey Historic Trust, State Agricultural Development Committee	The GSPT was created in 1999 to oversee the preservation of open space, farmland and historic sites in New Jersey after the public approved a 1998 public question creating a constitutional dedication of revenues for these purposes. These revenues are now gone except for \$98M that is annually dedicated for paying debt service until 2029 (i.e. it is not for new preservation). A \$400 bond act constitutes the remaining funds for preservation at this time.	The GSPT should be eliminated and its authorities transferred to the DEP which is responsible for a majority of land acquisitions. The SADC's authority over final land easement acquisitions and the NJ Historic Trust should also be consolidated in the DEP. These consolidations will enhance the process, eliminate conflicts, and result in savings for the State.

### Recommendation Consolidation of Water Supply Entities

NAME	ABBREVIATED PURPOSE	RECOMMENDED REASON
Clean Water Council and Water Supply Advisory Council	The Council shall consider any matter relating to the preservation and improvement of the State's water pollution control program and advise the Commissioner, accordingly. In addition, the Council shall study the regulations promulgated by the Department with regard to water pollution control and make recommendations for improvement.	These Councils should be consolidated.
New Jersey Water Supply Authority and North Jersey District Water Supply Commission	WSAC - The Council shall advise the Department concerning the preparation, adoption, and revision of the statewide water supply plan. In addition, the Council shall advise the Water Supply Authority concerning the construction, maintenance, and operation of State water supply facilities and projects.  NJWSA - The Authority is empowered to establish and alter water rates and charges and collect rent and fees for water sold or used. Further, the Authority may secure monies for the use of any water system project and contract in the State.  NJWS - The Commission shall develop and acquire water supplies for the use of municipalities within the North Jersey District. The Commission is also responsible for determining the probable cost of such acquisitions for given municipalities.	The Authority and the Commission should be consolidated.

# 2010 Governor's Boards and Councils Summary (continued)

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Recommendation	Abolished	
NAME	ABBREVIATED PURPOSE	RECOMMENDED REASON
Coastal and Ocean Protection Council	The Legislature established within the Department of Environmental Protection this council to make recommendations to protect, maintain and restore coastal and ocean resources, to study eco-system base management approaches, and to study any policies, plans, rules and regulations that impact coastal and ocean resources.	The Council has never met.
Delaware and Raritan Canal Commission	The Commission is empowered to prepare a master plan for the physical development of the Delaware and Raritan Canal State Park, which includes the Delaware and Raritan Canal and adjacent lands along the Canal banks.	Currently, DEP staff in the Land Use Regulation Program are responsible for permits and the Historic Preservation Office provides the State Park, Canal and adjacent lands. The Division of Parks and Forestry are responsible for operations.
Intrastate Environmental Commission	The Commission, in cooperation with the environmental departments of New Jersey, New York and Connecticut, is responsible for many different aspects of tidal waters of the New York metropolitan region, including investigating air pollution complaints.	The 1936 Congressional Authorization that established the IEC preceded the creation of the USEPA, the NJDEP and other state agencies that now perform regional environmental regulatory functions. Other states have eliminated or reduced funding, so should New Jersey.
Invasive Species Council	The Council shall develop a comprehensive New Jersey Invasive Species Management Plan. In addition the council is responsible for the identification of restoration and research needs and pilot projects, establishment of information management, education and interpretation measures, and coordination among state agencies and adjacent states.	The Council completed their primary task of developing the NJ Strategic Management Plan for Invasive Species and its indirect services are provided through the DEP staff.
Natural Areas Council	The Council shall advise the Department in matters relating to acquiring, maintaining and preserving natural areas within the State. The Council shall strive to protect various areas as habitats for rare and vanishing species of plant and animal life.	The Council duplicates existing efforts performed by DEP staff.
Noise Control Council	The Council shall provide the Department with any recommendations which it deems necessary for the proper conduct and control codes, rules, and regulations promulgated by the Department and offer recommendations. The Council shall also study the state-of-the-art and technical capabilities and limitations of noise control and investigate the need for programs designed for long range technical support.	Noise control ordinances are under the authority of municipalities and counties.



# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional New Jersey Department of Environmental Protection - Commissioner Bob Martin

Pesticide Control Council	The Council shall be the advisory body to the Department in matters relating to the control, regulation and use of pesticides. The Council is empowered to study any matter relating to the improvement of pesticide control programs and advise the Commissioner accordingly. Further, the Council shall study any regulations promulgated by the Department in regard to the control of pesticides and make such recommendations to the Commissioner.	Input received from this Council can be obtained through interaction with Rutgers University. The Science Advisory Board can examine these issues.
Public Access and Marina Safety Task Force	The Task Force shall evaluate and study the efficacy, practicability and feasibility of the rules and regulations governing public access at marinas, and submit its findings and recommendations to the Governor and the Legislature.	A review of the Public Access rule is being accomplished by the Department through stakeholder meetings and a rule adoption.
Shell Fisheries Council	The Council shall formulate comprehensive policies for the preservation and improvement of the shell fish industry and resources of the State. The Council shall also consult with and advise the Commissioner and the Marine Fisheries Council with respect to the implementation of its programs.	Similar, overlapping functions are carried out by the more expansive efforts of the Marine Fisheries Council. The Marine Fisheries Council has purview over all marine fisheries resource issues, both fin-fish and shellfish.
Small Business Compliance Advisory Panel	It is responsibility of the Panel to render advisory opinions to the Commissioner concerning the effectiveness of the Department's program for assisting small business stationary sources with technical and environmental compliance issues with respect to air pollution control.	The functions and staffing activities of the Panel are currently subsumed within the responsibilities of the Office of Permit Coordination assisting on all small business issues.
Tidelands Resource Council	The Council shall formulate comprehensive policies for the development and use of New Jersey's natural and economic resources which pertain to tidelands development and preservation.	The Department provides the analysis and can run the program without the need of the Council.
Wetlands Mitigation Council	The Council is responsible for the proper disbursement of funds from the Wetlands Mitigation Bank to finance mitigation projects. It shall have the power to purchase land as a means of providing acres for the restoration of degraded freshwater wetlands.	Internalizing this function within the Department would result in more expeditious responses on mitigation matters since such requests are only responded to during the Council's meetings, which are infrequent due to lack of a quorum.
Blue Ribbon Panel on the Development of Wind Turbine Facilities in Coastal Waters	Acting Governor Richard Codey created the panel to identify and weigh the costs and benefits, both economic and environmental of developing off shore wind turbine facilities. He ordered a freeze on the funding and permitting of such projects during the panel's 15-month study.	The Panel's eighteen month study and project was completed March 2016.
Clean Ocean and Shore Trust Committee	The Legislature established the Clean Ocean and Shore Trust Committee (COAST). The Committee was established to help protect, preserve, restore and maintain the environmental integrity of the Hudson - Raritan estuary and the New York - New Jersey Bight area from Cape May Point, New Jersey to Montauk Point, New York. This bi-state Committee shall formulate, evaluate and recommend strategies to federal, state and local officials in order to achieve these goals.	Legislatively disbanded. P.L. 2008, c.34



# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Environmental Advisory Task Force		The Legislature established the Environment Advisory Task Force, in the joint of the Department of Environmental Protection. The Task Force is independent of any supervision or control by the Commissioner of Environmental Protection or any officer or employee of the Department. The Task Force will, within two years after its first meeting, make recommendations to the Department on the feasibility, development, and application of remediation standards protective of the environment. A copy of the recommendations shall be submitted to the Senate Environment Committee and to the Assembly Energy and Hazardous Waste Committee, or to their successors.	Task force not active since 1999.
Fisheries Information & Development Center Coordinating Board		The Coordinating Board was established to consult the Director of the Institute of Marine and Coastal Sciences on the administration of funding and provide scientific support for the Fisheries Information and Development Center at the Institute of Marine and Coastal Sciences at Rutgers, as well as to consult on the distribution of funds, program design and research team development, oversight of project accomplishments and information transfer activities at the center. The Coordinating Board shall review, assess, approve or deny annual statements of work for the research and development program; identify key research and development initiatives and approve the final design of research programs and the members of the research teams; and shall ensure that 95 percent of the total funding available at the center annually and from the initial appropriation to the center is used to accomplish the goals of the scientific research programs.	Created in 2010 to provide grants to conduct fisheries research. An appropriation of \$500K was depleted within the first year and never replenished due to budget constraints.
Hazardous Waste Facilities Siting Commission		The Legislature established the Hazardous Waste Facilities Siting Commission within the Department of Environmental Protection. The legislation empowers the Commission to prepare an analysis of all current and projected inventory of hazardous waste in the State. In addition, the Commission is empowered to determine the number of new major hazardous waste facilities needed in the State. Finally, the Commission is mandated to locate sites designed for hazardous waste facilities.	Not Active since 2002.
Liberty State Park Public Advisory Commission		The Liberty State Park Public Advisory Commission was established to review and evaluate public and private proposals for facilities and programs related to Liberty State Park. Further, the Commission submits recommendations to the Commissioner of the Department of Environmental Protection regarding the Liberty State Park master plan and any subsequent plans. Finally, the Commission shall develop and implement a comprehensive public participation program which shall allow public citizens a significant and meaningful opportunity to voice their opinions on the development of Liberty State Park.	The functions have been incorporated into the duties of the Liberty State Park Planning and Development Advisory Committee in the Division of Parks and Forestry.

# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Low-Level Radioactive Waste Disposal Facility Siting Board	The Legislature established the Low-Level Radioactive Waste Disposal Facility Siting Board. The Board is assigned to, but shall be independent of the Department of Environmental Protection. The Board shall hold public meetings or hearings within the State on any matters relating to the siting of a regional low-level radioactive waste facility. Further, the Board shall oversee the disposal facilities siting process to ensure effective and efficient implementation. In addition, it shall take any action necessary or appropriate to reduce the volume of low-level radioactive waste generated within the region. Finally, the Board shall seek, review and alter proposals for the construction, maintenance, operation, closure, and post-closure observation of the waste disposal facility.	Inactive since 1996. The primary duties of this Board are now under the purview of the Atlantic Interstate Low-Level Radioactive Waste Compact (aka the Atlantic Compact). See Atlantic Compact in the Related section for further information.
New Jersey Birthplace of Football Monument Commission	To Commemorate the first intercollegiate game of football which was played in New Brunswick between Princeton and Rutgers in 1869, the Commission consists of the DEP Commissioner, the Chairman of New Jersey Historical Commission, the Mayor of New Brunswick, the Administrator of the New Jersey Historic Preservation Office and three citizens of the State appointed by the Governor with the advice and consent of the Senate.	Created to have New Brunswick recognized as the birthplace of college football, it failed in its negotiations with the NCAA.
State Beach Erosion Commission	The Commission was established as a permanent panel to investigate and study the protection and preservation of the beaches and shore land of the State from erosion and other damage from the elements.	Inactive since 2004.
U.S.S. New Jersey Battleship Commission	The Commission was established within the Department of Environmental Protection for the purpose of planning, promoting and coordinating fundraising drives and soliciting contributions for the purpose of providing funds for the acquisition of the U.S.S. New Jersey from the United States Navy. Amended by P.L. 1997, c. 45 of (3/27/97), the amendment authorizes the Commission to establish the Foundation for the U.S.S. New Jersey Battleship. It also increases the membership Commission.	Established to assist in the purchase of the U.S.S. New Jersey, purchase of the ship complete.
Advisory Committee on the Preservation and Use of Ellis Island	The Committee is charged to the extent permitted by law with cooperating with and assisting the Ellis Island New Jersey Foundation in furthering its efforts to maintain, restore and put to beneficial use the structures on Ellis Island.	Executive Order expired.
Delaware Bay Weakfish Action Commission	The Commission shall investigate the status and management of the weakfish that inhabit the Delaware Bay, as well as the cause of the decline of the weakfish population in the Delaware Bay, and to inquire into ways in which the decline of this weakfish population may be corrected.	Executive Order expired.
Hudson River Watariatal Development Committee	The purpose of this Committee is to develop a program to promote and encourage waterfront development on the New Jersey side of the Hudson River.	Executive Order expired.

# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Renewable Energy Task Force		The Task Force was created to examine the Renewable Portfolio Standards (RPS) for Class I energy sources. The Task Force shall review the current regulatory framework that governs the RPS and recommend changes to that framework to better enable the BPU to implement RPS that reflect the changing goals and needs of the State.	Executive Order expired. BPU and NJDEP Economic Development Assistant Commissioners cover these responsibilities.
Governor's Council on New Jersey Outdoors		The Governor's Council on New Jersey Outdoors was established to continue the work of New Jersey's Conference on Recreational Resources and has been established as a permanent body consistent with the recommendations of citizens made during the Council's public hearing process. The responsibilities of the Council shall include making recommendations to the Governor on policies related to the open space and recreational needs of the State and the future funding of these needs. The Council shall prepare and submit to the Governor findings and recommendations it deems necessary for providing high quality open space and recreation resources for the citizens for the State of New Jersey. The Council shall prepare and submit a report evaluating current sources of funding and providing findings and recommendations on future sources of funding with special emphasis on identifying stable sources of funding.	Achieved objective.
Lake Restoration & Management Advisory Task Force		To determine the causes of lake eutrophication, the types of measures necessary to restore and manage fresh water lakes, and ways to finance such work.	The Task Force is no longer active.
Light Pollution Study Commission		The Light Pollution Study Commission was established to study the problem of Light Pollution, the potential for monetary savings if more appropriate and efficient types of outdoor lighting are selected, as well as other benefits that would occur if Light Pollution is lessened, and steps taken in other jurisdictions to address this issue and their potential applicability in this State.	The Commission is no longer active.
New Jersey Fisheries Development Commission		The Commission shall study the development and the future of the commercial fishing industry in the State. The Commission shall review and evaluate financing and infrastructure proposals from the private and public sectors respectively for the development of commercial fisheries in the State. The Commission shall provide consulting assistance as well as recommend and coordinate development projects to industry and local governments. The Commission shall also seek and evaluate funding sources for commercial fisheries development, and conduct appropriate studies accordingly.	The Commission is no longer active.

# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional New Jersey Department of Environmental Protection - Commissioner Bob Martin

## Oyster Industry Revitalization Task Force

The Task Force shall examine the status of oyster culture as currently practiced in New Jersey. The Task Force shall evaluate the technological, sociological, and regulatory aspects of the harvesting and culture of oysters in the Delaware Bay and adjacent waters. The Task Force shall define the problems confronting the oyster industry, including the causes for its reduced production and diminished economic return, examine feasible alternative strategies that might be utilized in reversing the negative trend in the industry, and provide a comprehensive plan of action for revitalization of the industry, including recommendations for actions to be taken by the Legislature and the Governor to address the technical, regulatory, and legal problems impeding the proper revitalization of this valuable natural resource. Appointments to the Task Force shall be made within 60 days of the effective date of this joint resolution. The Task Force shall present a final report of its findings no later than 180 days following the appointment of the members of the Task Force. The Task Force shall dissolve upon issuance of its final report.

## Radioactive Waste Advisory Committee

The Legislature established the Radioactive Waste Advisory Committee within the Department of Environmental Protection. A-1273 was enacted in response to the "Low Level Radioactive Waste Policy Act" entitled P.L. 96-573. This bill requires each state to provide the capacity for the proper disposal of low-level radioactive waste generated within its borders.

Under P.L. 1987, C. 333, the Committee is empowered to advise the Low-Level Radioactive Waste Disposal Facility Siting Board, also created under this legislation, with respect to the regional management plan developed by the Northeast Interstate Low-Level Radioactive Waste Management Compact. The Committee shall also assist in the designation of a site or sites for a regional low-level radioactive waste disposal facility. In addition, it shall advise the Board in the preparation and adoption of criteria for the siting of a low-level radioactive waste disposal facility. Finally, it may review any matter relating to the siting, construction, operation, or closure of such facilities and may hold public meetings pertaining to the same issues and actions.

Similar, overlapping functions are carried out by the more expansive efforts of the Marine Fisheries Council. The Marine Fisheries Council has purview over all marine fisheries resource issues, both fin-fish and shellfish.

Achieved objective: The Siting Board is no longer active.

# 2010 Governor's Boards and Councils Summary (continued)

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Regional Marine Research Boards (Greater New York, Right and Mid-Atlantic Regions)		
<p>Congress established nine (9) Regional Marine Research Boards. Each Board shall develop and submit to the Administrators of the National Oceanic and Atmospheric Administration and the Environmental Protection Agency a marine research plan, including periodic amendments thereto; provide a forum for coordinating research among research institutions and agencies; provide for review and comment on research plans by affected users and interests, such as the commercial and recreational fishing industries, other marine industries, State and local government entities, and environmental organizations; ensure that the highest quality of research projects will be conducted to carry out the comprehensive plan; and prepare, for submission to Congress, a periodic report on the marine environmental research issues and activities within the region.</p>	<p>Achieved objective.</p>	
<p>Storm Water Detention Facility Advisory Council</p>	<p>Achieved objective. Storm Water regulations have been implemented.</p>	
<p>Council on Environmental Quality</p>	<p>Never officially organized.</p>	
<p>Environmental Risk Assessment and Risk Management Study Commission</p>	<p>Never officially organized.</p>	

# 2010 Governor's Boards and Councils Summary (continued)

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

### Pre-Decisional

Pollution Prevention Advisory Board

The Pollution Prevention Advisory Board was established as an educational and outreach program designed to explain, and make available to the public all pollution prevention plan summaries submitted to the Department of Environmental Protection. The Board shall also conduct an ongoing review of the scientific literature concerning the occupational, public health and environmental risks presented by exposure to hazardous substances. Further, it shall conduct periodic reviews of the criteria adopted by the Department for the prevention of pollution plans as well as hold public hearings concerning the use, production, manufacture, discharge or disposal of waste upon humans and the environment.

Never officially organized

#### Recommendation Modified

NAME

ABBREVIATED PURPOSE

RECOMMENDED REASON

Commission on Radiation Protection

The Commission has the power to formulate, adopt, amend and repeal rules and regulations in order to prevent the unnecessary release of radiation into the atmosphere. In addition, the Commission is authorized to review the policies and programs involving radiation promulgated by the Department and make recommendations affecting such.

Regulation issue. Statutory change required authorizing DEP as the regulatory agency.

Fish and Game Council

The Council shall formulate comprehensive policies for the protection of fish, birds, and game animals as well as for the propagation and distribution of food fish. In addition, it shall be responsible for maintaining a sufficient supply of fish for the waters of this State. The Council shall annually report to the governor and the Legislature with regard to its findings and conclusions.

DEP modifications include:  
The Governor's ability to appoint a Chairperson  
The Council shall not have the authority to select the Executive Director of Fish and Wildlife.

Marine Fisheries Council

The Council shall advise the Department on policies and programs related to the Marine Fisheries Management and Commercial Fisheries Act. In addition, the Council reviews all matters pertaining to the conservation and management of fishery resources in the State.

Veto issue; statutory change required



# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional

## New Jersey Department of Environmental Protection - Commissioner Bob Martin

Recommendation	Retained	ABBREVIATED PURPOSE	RECOMMENDED REASON
Clean Air Council		The Council shall propose all recommendations it deems necessary for the proper control and improvement of the air pollution control program. In addition, the Council shall study and investigate state of the art technical capabilities and limitations of air pollution control and report its findings and recommendations directly to the Department.	Clean Air Council provides constructive feedback on air issues.
Clean Communities Council		The Council is focused on litter abatement and storm water management and then outreach reaches a significant number of school-aged children across the state. The Council functions as a 501(c)(3) non-for-profit organization and receives \$375,000 per year to implement their annual work plan, which is reviewed by the Department.	The Department assists the council in the distribution of the Clean Communities Grants to municipalities and counties to promote the anti-litter agenda.
Commission on Environmental Education		The Commission shall advise and oversee the implementation of the Environmental Education Plan of Action adopted by the Commissioner.	This all-volunteer Commission assists the DEP to conduct research, deliver educational programs, apply for and administer grants and assist with the leveraging of resources among state agencies that deliver environmental education services.
Delaware River Basin Commission		The Commission shall develop and effluents plans, policies and projects relating to the water resources of the basin. It shall also adopt and promote uniform policies for water conservation, control, use and management in the basin. In addition, the Commission shall encourage the planning, development and financing of water resource projects.	The DRBC is useful in coordinating basin-wide water quality monitoring and standards. It facilitates inter-governmental relationships/resolve resolution between the Delaware River basin states, and ensures a level of project review in states that do not have sufficient programs in place to protect water supply and quality of the basin. The Commission and the Department are working to ensure that the Commission does not duplicate New Jersey's regulatory efforts and focuses its attention on Basin-wide issues of concern to the entire basin.
Drinking Water Quality Institute		The Institute shall make recommendations for the implementation of the Drinking Water Quality Program supervised by the Department. These recommendations include the development of a list of contaminants for which testing is required; the development of maximum contaminant levels; the development of appropriate testing techniques to measure maximum contaminant levels; the development of testing frequencies; and the review of all activities undertaken pursuant to the "Safe Drinking Water Act" and all amendments to this act.	The Institute makes recommendations to DEP regarding contaminants for testing, Maximum Contaminant Levels (MCL), testing techniques for MCLs, testing frequencies, and all activities conducted pursuant to the Safe Drinking Water Act.
Greenwood Lake Commission		To formulate a bi-state cooperative effort to help ensure that the recreational resources of Greenwood Lake and its watershed are protected from despoilization due to environmental and other threats.	The Commission is a bi-state entity with representatives from New York and New Jersey. The Commission serves as an important sounding board and coordinating entity for the lake communities.



# 2010 Governor's Boards and Councils Summary (continued) Pre-Decisional New Jersey Department of Environmental Protection - Commissioner Bob Martin

## Highlands Water Protection and Planning Council

The Highlands Water Protection and Planning Act protects drinking water for over 5.4 million people and helps preserve New Jersey's dwindling open space. The council was established under the Highlands Water Protection and Planning Act to work with the local officials to prepare a master plan for the Highlands Region.

The Council is empowered to recommend programs and policies for the acquisition, development, use, improvement and extension of historic sites. The Council shall also oversee the development of a broad historic sites preservation program on a statewide and local basis. In addition, it shall make all judgments dealing with the identification, authentication, protection, preservation, conservation, restoration, and management of all historic sites within the State.

The Commission shall conduct water quality and water quantity monitoring of Lake Hopatcong to assess conditions and changes threat to water, and identify the causes and sources of environmental threats and impacts to Lake Hopatcong and watershed.

The Council implements the rules and regulations of the Highlands Act. The rules incorporate the requisite standards of various land use, water resource, and environmental protection statutes. They establish a consolidated Highlands permitting review and approval process for activities constituting major Highlands development proposed in the Preservation Area.

The Council advises the Commissioner on matters related to implementation of the NJ State Register Act of Historic Places, specifically the review of public projects that may constitute an encroachment to listed historic properties.

The Lake Hopatcong Commission serves as an important standing board and coordinating entity for Lake Hopatcong.

## Historic Sites Council

## Lake Hopatcong Commission

## Natural Lands Trust

## New Jersey Environmental Infrastructure Trust Board of Directors

## Palisades Interstate Park Commission

## Passaic Valley Sewerage Commission

The Trust shall acquire, hold and dispose of real and personal property, and may apply for and accept any grant of money from the federal government for programs and furtherance of its statutory goals. The Trust should preserve the preservation of land in its natural state for the enjoyment by the public and for the protection of elements of natural diversity. In addition, the Trust shall have the authorization to allocate monies or property held by the Trust to the Commissioner of Environmental Protection on behalf of the State.

The Trust shall act as a corporate and independent entity exercising public and essential governmental functions. The Trust has the authority to issue bonds, notes, and other obligations and to establish any reserve funds necessary for wastewater treatment system projects. In addition, the Trust is empowered to make loans to guarantee debt incurred by local government units for such projects.

The Commission shall promote the planning, improvement, development, and management of the Palisades Park. The 85,000 acre park is located in Bergen County, New Jersey and Rockland, Orange, Sullivan and Ulster Counties, New York.

The Commission was established for the purpose of relieving the Passaic River of pollution between the Great Falls and Newark Bay. The Commission has the authority to acquire and dispose of all real and personal property, as it deems necessary to carry out its purpose.

The Natural Lands Trust acquires and manages property to conserve elements of biodiversity, such as habitats for rare plant and animal species and rare ecological communities. The Trust manages over 25,000 acres of open space and 2,400 acres of conservation easements. The Trust is charged with preserving land in its natural state for enjoyment by the public and to protect natural diversity through the acquisition of open space primarily through donations and easements.

NEJTF provides loans for clean water projects.

The Commission is statutorily charged with planning, improving, developing, and managing the Palisades Park in New Jersey and New York. The Commission provides the full-time staffing for the maintenance of the property and provides oversight for all park activities.

The Commission should be reviewed for administrative processes, costs and efficiencies.

## 2010 Governor's Boards and Councils Summary (continued)

Pre-Decisional

### New Jersey Department of Environmental Protection - Commissioner Bob Martin

#### Pinelands Commission

The Commission shall identify any lands necessary or desirable in order to ensure the preservation of the Pinelands or to provide sites for public recreation. Also, the Commission shall prepare and transmit to the Commissioner recommendations for water quality standards in the Pinelands area.

#### Radiologic Technology Board of Examiners

The Board is responsible for establishing criteria and standards for chest, podiatric, and dental radiology programs. The Board shall establish criteria and standards for programs of diagnostic and radiation therapy. In addition, the Board shall issue a license to each candidate who has successfully passed the examination and has fulfilled the statutory requirements.

#### Site Remediation Professional Licensing Board

The Board shall review and approve or deny applications for licensing site remediation professionals, to administer and evaluate licensing examinations for site remediation professionals, to issue licenses and license renewals to all qualifying site remediation professionals, to establish standards and requirements for continuing education of licensed site remediation professionals. The Board shall be responsible for all aspects of maintaining the licensure processes. The fees shall be sufficient to defray expenses incurred by the board in the performance of its duties under the act.

#### Solid Waste Management Advisory Council

The Council is empowered to request from the Department any information pertaining to the Statewide solid waste management plan or program. The Council may submit recommendations which it deems necessary for the improvement of the Statewide solid waste management plan and program.

#### State Mosquito Control Commission

The Commission shall study methods for the extermination of mosquitoes without causing serious environmental hardships. Further, the Commission is empowered to recommend to the Legislature the annual State appropriation needed for the purpose of mosquito control.

This stand alone State Commission has been in existence since 1979 and oversees management of the Pinelands Comprehensive Management Plan. Their span of control encompasses over one million acres of land in 7 New Jersey counties and 53 municipalities.

The collaborative efforts of the Radiologic Technology Board of Examiners (RTBE), Commission on Radiation Protection (CGRP), and the Department have benefits to those seeking licensure as well as the patients receiving medical treatments.

This Board should be established as soon as possible as a key link to the implementation of the Licensed Site Remediation Professional Program

The Commission advises the Commissioner on issues related to solid waste management in the State. They also provide comments to the Department as part of the interagency review of solid waste management plan amendments from the counties.

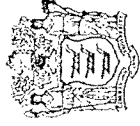
The Commission and the DEP support county mosquito programs and resource allocation.

# 2010 Governor's Boards and Councils Summary (continued)

## Pre-Decisional

### New Jersey Department of Environmental Protection - Commissioner Bob Martin

Recommendation	Transferred	NAME	ABBREVIATED PURPOSE	RECOMMENDED REASON
Board of Tree Experts			There is established in the Department the Board of Tree Experts. The board shall review the qualifications of an applicant for licensure under the act; establish standards for examinations for licensure; issue and renew licenses and assess fees. The Board shall be responsible for all aspects of maintaining the licensure processes. The fees shall be sufficient to defray expenses incurred by the board in the performance of its duties under the act.	As a licensing program the Board is suitable to be moved under the Division of Consumer Affairs. The Board was legislatively created to provide the public a way to identify an individual deemed as a "tree expert" skilled in the science and practice of tree care and who has passed the examination of the State Board of Tree Experts.
Landscape Irrigation Contractors Examining Board			The Board shall examine all applicants for the New Jersey State Landscape Irrigation Contractor Certification. Additionally, the Board shall maintain an official registry of all those possessing certification, shall promulgate rules and regulations and establish and collect licensing fees from examinees.	We recommend transferring this fundamental licensing function to the Division of Consumer Affairs under the Department of Law and Public Safety which carries out licensing as a core function for the State of New Jersey.



State of New Jersey  
DEPARTMENT OF HEALTH AND SENIOR SERVICES  
PO BOX 360  
TRENTON, N.J. 08625-0360

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

[www.nj.gov/health](http://www.nj.gov/health)

POONAM ALAIGH, MD, MSHCPM, FACP  
Commissioner

Privileged & Confidential

July 13, 2010

Ms. Michele Brown, Appointments Counsel  
Ms. Deborah Gramiccioni, Authorities Director  
Office of the Governor  
P.O. Box 001  
Trenton, New Jersey 08625-0001

Dear Ms. Brown and Ms. Gramiccioni:

Pursuant to Executive Order 15 paragraph 8, the Department of Health and Senior Services has reviewed the Boards, Commissions and Authorities under its purview. Enclosed please find our review and recommendations regarding same.

I trust this information is sufficient. If you have any questions or concerns, please do not hesitate to contact me.

Thank you.

Sincerely,

Poonam Alaigh, MD, MSHCPM, FACP  
Commissioner

Enclosure

c: David Reiner, Authorities Unit

Board/Council	Seats	Current Members	Vacancies	Holdovers	Line Item in Budget	Continue	Eliminate	Merge	Transfer			Comments	Continuation of EO
Advisory Council on Adolescent Pregnancy	24	23	1	13	None	X						There are not 23 current active members, this Council has not met for a year but may want to be maintained due to the federal funding for activities.	
Advisory Council on Youth Camp Safety- Inactive	7	6	1	5	None	N/A	N/A	N/A	N/A				
Camden County Health Services Center Board of Trustees	2	2	0	0	None	X							
Commission on Rationalizing New Jersey's Health Care Resources	11	10	1	0	None		X					Report issued. Commission function and mandate completed.	
Domestic Companion Animal Council	12	11	1	11	None	X							
Emergency Medical Services for Children Advisory Council	14	10	4 - critical care physician; 2 parents; pediatric surgeon	10	None	X							
Governor's Advisory Council on AIDS - Inactive	37	26	11	4	None		X					Inactive. Governor's Advisory Council on HIV/AIDS and Related Blood-Borne Pathogens replaced this Council.	
Governor's Advisory Council on HIV/AIDS and Related Blood-Borne Pathogens	36	29	7	0	None	X						Should continue to exist to pursue its original charge to: 1) coordinate planning 2) recommend policy and 3) educate NJ citizens. Should not be compensated	
Governor's Council for Medical Research and Treatment of Autism	14	13	1	0	None			Merge with Spinal Cord and Brain Injury				Consolidate administrative functions but maintain board. No line item but Council has \$1 from every motor vehicle moving violation for research and treatment. Members are not compensated.	
Governor's Lyme Disease Advisory Council	13	13	0	10	Council members are to serve without compensation other than travel expenses (but no monies were appropriated).		X					We have no staff currently dedicated to the council. The council stopped meeting at least 2 years ago, and all of the officer and member terms have expired. There has been no effort to resurrect the council by the legislature, Governor's office or any department represented on it.	
Health Care Administration Board	13	11	2	9	None		X					Review of rules by the HCAB is appreciated but does not provide substantive input to rule development prior to submission to OAL; of 5 provider and 6 consumer seats, there are one vacant seat and 4 members in holdover status. In limited instances, rules have been modified or delayed in moving forward. Provides one more opportunity for public to comment before formal publication.	
Hoboken Municipal Hospital Authority	11	1	10	0	None	N/A	N/A	N/A	N/A				
Mandated Health Benefits Advisory Commission	21	20	1	8	None	N/A	N/A	N/A	N/A			COMMISSION IS ASSIGNED TO DOBI.	
New Jersey Disease Management Study Commission	19	18	1	0	None		X per operation of law.					COMMISSION IS ASSIGNED TO DOBI.	
New Jersey Health Care Access Study Commission	26	27	1	0	None		X					This Commission will end when the report is submitted, which has not occurred to date, Commission continues it's work.	
												Report issued. Commission function and mandate completed.	

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New Jersey Collaborating Center for Nursing	17	15	2	12	None	N/A	N/A	N/A	N/A			COMMISSION IS ASSIGNED TO RUTGERS.	
New Jersey State Commission on Aging	19	15	4	12	None		X		No			Meetings have been discontinued due to quorum problems. Board is recommended for elimination as their duties and responsibilities can be transferred to another board or commission.	
New Jersey State Commission on Brain Injury Research	11	10	1	6	Members are not compensated.	X		Merge with Spinal Cord and Autism				Consolidate administrative functions but maintain board. No line item but Commission receives dollars from fees. Members are not compensated.	
New Jersey State Commission on Cancer Research	11	9	2	7	Members are not compensated.	X						No line item but Commission receives dollars from license plates and state income tax check offs. Members are not compensated. The NJCCR is currently active and meeting minutes are available. Other documentation has been developed and is available (NJCCR Annual Report, NJCCR Resource Book, etc).	
New Jersey Commission on Spinal Cord Research	11	7	4	6	Members are not compensated.	X		Merge with Brain Injury and Autism				Consolidate administrative functions but maintain board. No line item but Commission receives dollars from fees. Members are not compensated.	
New Jersey Council on Physical Fitness and Sports	16	16	0	7	None	X						Active Council, no compensation, with the emphasis on nutrition and fitness. <b>Do not</b> recommend disbanding.	
New Jersey Health Care Facilities Financing Authority	7	7	0	1	None	X							
New Jersey Health Information Technology Commission	19	18	1	3	None	X						Executive Director is compensated. Statutory language authorizes executive director who provides administrative support to appointed commission and liaison with HCFFA, who administers ARRA grants.	
New Jersey Interagency Council on Osteoporosis	Open	21	New members welcome	21	None	X			Yes			Council has new 10-year strategic plan through 2020. Quarterly meetings are always held in a central location.	
New Jersey Office of Minority and Multicultural Health Advisory Commission	9	7	2	3	None	X						The Office of Minority and Multicultural Health is statutorily mandated. Director reports to Commissioner and is supported by support staff comprised of full-time employees to support function of Office including but not limited to advisory groups and grants to community based organizations. The Office should not be on list of appointed boards and commissions although its advisory panel is appointed. No compensation for advisory component recommended.	



Nursing Home Administrator's Licensing Board	15	13	2	13	Mileage reimbursement only for 6 meetings per year. All meetings held in Trenton. Travel reimbursement (limited to mileage) is appropriate.	X			Yes			Board is a federal mandated program requirement. 42 CFR 431.700. In accordance with federal regulations, each State Plan, required for State Plan, required for State participation in Medicare/Medicaid, must include a program for licensing nursing home administrators, setting standards for administrative practice issues and continuing education requirements and providing for appropriate disciplinary actions. The State Licensing Program must provide that all Medicare/Medicaid participating facilities are supervised by an administrator licensed in accordance with the requirements of 431.700 and all State rules. This is necessary to ensure the delivery to all nursing home residents of an optimal level of quality health care and quality of life.	
Public Guardian for Elderly Adults	N/A	N/A	N/A	N/A	N/A	X			Yes			The Office of the Public Guardian is a direct service provider authorized by statute. The Public Guardian is a Governor's appointee; however, the Public Guardian is supported by an administrative staff and professional staff comprised of full-time employees to support the role of court appointed guardian appointed to protect the State's incapacitated elderly. This Office should not be on the list of appointed boards and commissions.	
Public Health Council	10	8	2	6	Mileage reimbursement as requested by members. All meetings held in Trenton. Travel reimbursement is appropriate.		X					Eliminate. Functions vestigial. Meetings are frequently cancelled due to lack of agenda items or quorum. Members of the public rarely attend meetings. Most of the advisory functions of the Public Health Council are currently performed by internal ad hoc advisory groups that provide more effective opportunities to ensure stakeholder participation from local government, academia, and industry. Routinely the Council discusses what its role is and how the Council can be more relevant. However, the discussion never progresses to a commitment to review its own operations. We recommend amendment of the statute to eliminate the Council and structure the responsibilities consistent with the needs of the Department in 2010. Separate memo prepared for recommendation. Statutory changes required.	
State Advisory Council for Basic & Intermediate Life Support Services Training	13	12	1-Public Non-Medical	6	Mileage reimbursement as requested by members. All meetings held in Trenton. Travel reimbursement is appropriate.	X							

State Health Planning Board	14 (9 Public, 2 Ex-Officio, 2 reps from HCAB and PHC)	14	2	9 (7 SHPB, 1 PHC, 1 HCAB)	Mileage reimbursement as requested by members. Miscellaneous expenses appropriate.	X							Provides statutory function in providing recommendations to Commissioner on certificate of need applications.	
State Interagency Coordinating Council	25	22	3	0	None	X							Required under Part C of the Individuals with Disabilities Education Act. Parent members are provided a stipend to attend, no other compensation is provided.	
Stem Cell Institute of New Jersey - Joint Board of Managers	0	0	0	0	None	N/A							UMDNJ-Robert Wood Johnson Medical School and Rutgers, The State University of New Jersey have jointly established The Stem Cell Institute of New Jersey. The mission of the Institute is to carry out research, training, and clinical studies on the application of stem cells to the treatment and cure of human disease.	
Task Force on Cancer Prevention, Early Detection and Treatment in New Jersey	21	19	2	18	None	X							Active Task Force, very productive, should be maintained, no direct compensation, community activities undertaken are covered by a line item in the budget.	
Task Force on Health Care Professional Responsibility and Reporting						N/A	N/A	N/A	N/A				TASK FORCE IS ASSIGNED TO L&PS	
New Jersey Elderly Person Suicide Prevention Advisory Council	9	6	3	1	None		X						Lack of appointments and quorum - advisory council never implemented.	
Wholesale Drug Distribution Advisory Council	8	2	6	0	None		X						Lack of appointments and quorum - advisory council never implemented and never met. Modify statute to allow Commissioner ad hoc advisory function.	
Women's Health Advisory Commission	9	5	4	3	None	X								

## Addendum

### Inactive, Expired or Defunct Boards and Commissions:

**Certificate of Need Study Commission:** This commission expired 20 months after its report was issued in 2000.

**Governor's Commission on Women's Health:** This commission was created by Executive Order and expired on 10/20/94.

**Hospital Rate Setting Commission:** New Jersey's "Health Care Reform Act" eliminated the rate setting system.

**New Jersey Health Data Commission:** This commission was created as a permanent commission regardless of the strong opposition from DHSS. The purpose of this commission is redundant with existing activities. In addition, some of the concerns included lack of funding, lack of departmental oversight and privacy concerns under HIPPA among others. The commission was never fully established although few appointments were made. We strongly recommend that the legislation establishing this commission be repealed.

**New Jersey Obesity Prevention Task Force:** The task force issued its final report on June 2006 and a sunset clause was included in the Executive Order that established it.

**New Jersey Pain Management Policy Advisory Council:** The legislation that created this commission included a sunset clause that reads: "The advisory council shall report to the Governor and the Legislature no later than two years after the date of its organization on the results of its activities and shall include in that report such recommendations for administrative or legislative action as it desires to present. This act shall take effect immediately and shall expire upon the issuance of the report by the advisory council pursuant to section 4 of this act". The Advisory Council met over a two year period but did not issue a final report. During the lifetime of the Council, additional activities occurred including, but limited to, a requirement to record and assess pain in medical records and change in prescription ordering, which significantly addressed issues before the Council.

**Right to Know Advisory Council:** According to staff the advisory council has not met in years and its functions have been fulfilled by other means. There is not a sunset clause in the legislation that established this council, but it is our strong recommendation to eliminate it.

**Statewide Health Coordinating Council:** Repealed by statute.

**Advisory Council to Promote the Profession of Nursing in New Jersey:** According to the Executive Order creating this council, the recommendations shall have been presented on or before September 1, 2002. The Executive Order does not mention that the council will be dismantled after the issuance of the recommendations, but it can be interpreted that after September 2002 it was the intention of the EO that the council would be dismantled.

On December 2002, the Legislature established the NJ Collaborating Center for Nursing at Rutgers University with the purpose to address issues of supply and demand of nursing workforce including education, training, recruitment and retention of nursing personnel. This board is active and its membership includes the major stakeholders in the field of nursing.

**Continuing Care Advisory Council:** This board has been inactive for a number of years and DHSS does not see the need to reactive the council; however advocates have asked the Legislature to pass resolutions urging the Governor the reactivation of this council (2007). The Legislation establishing this council does not include a sunset clause. We strongly recommend the elimination of the council.

**Bio-Analytical Laboratories Advisory Committee:** DHSS cannot identify this committee's underlying authority; therefore it could be eliminated without consequence.

**Governor's Task Force on Public Health Emergency Planning:** An Executive Order (Governor Codey) established this task force, but appointments were never made. We strongly recommend the elimination of this task force because its purpose is duplicative.

**Governor's Task Force on Steroid Use and Prevention:** The task force fulfilled its purpose and issued a report in 2005, but the Executive Order that created it did not include a sunset clause. We recommend the repeal of this task force.

**Task Force on the Affordability and Accessibility of Health Care in NJ:** It was created by an Executive Order under Governor Whitman and it did not include a sunset clause. The task force has been inactive for a number of years. We recommend the repeal of this task force.

**Uncompensated Care Trust Fund Advisory Committee:** This committee was tied to the Hospital Rate Setting System that was eliminated by the New Jersey's "Health Care Reform Act"; therefore this committee was disbanded as well.



CHRIS CHRISTIE  
GOVERNOR

KIM GUADAGNO  
LT. GOVERNOR

State of New Jersey  
Office of Homeland Security and Preparedness  
PO Box 091  
TRENTON, NJ 08625-0091

CHARLES B. MCKENNA  
DIRECTOR

**TO:** Deb Gramiccioni – *Director of Authorities Unit*  
Michelle Brown – *Appointments Counsel*

**FROM:** Charlie McKenna – *Director, Office of Homeland Security and Preparedness*

**DATE:** July 12, 2010

**RE:** Executive Order 15

As per Executive Order 15 issued on February 23, 2010, the following three (3) task forces are considered under the direction of the Office of Homeland Security and Preparedness (OHSP).

**Domestic Security Preparedness Task Force:**

Created by the New Jersey Domestic Security Preparedness Act, signed into law on October 4, 2001, the New Jersey Domestic Security Preparedness Task Force is the State's Cabinet-level body responsible for setting homeland security and domestic preparedness policy. Established in, but not of, the New Jersey Office of the Attorney General, Department of Law and Public Safety, the task force reports directly to the Governor. The Task Force is part of OHSP and is chaired by its Director.

The Task Force's activities are designed to reinforce and expand New Jersey's existing antiterrorism efforts by enhancing and integrating security, planning and preparedness measures throughout the state. By establishing a cooperative effort among government agencies at all levels (state, local and federal) and the private sector, the task force fosters greater unity in coordinating the state's domestic security preparedness and planning.

Budgetary Allocation: \$0

Staff solely dedicated to Task Force: 0

External Contracts: 0

NJ OHSP Recommendation: Continue in existence. The DSPTF provides important input and dialogue on the direction of OHSP.

### **K-12 School Security Task Force:**

In 2006, in response to the school shootings in Pennsylvania, the K-12 School Security Task Force was created by then Governor Corzine and the Director of OHSP was appointed as the Co-Chair of the Task Force. Working with the NJ Commissioner of Education and the NJ State Attorney General, the Task Force issued several recommendations to ensure the safety and security at New Jersey's K-12 schools resulting in legislation passed in January of 2010 requiring schools to perform a homeland security drill monthly.

Budgetary Allocation: \$0

Staff solely dedicated to Task Force: 0

External Contracts: 0

NJ OHSP Recommendation: Continue in existence. School Security is a priority of OHSP. The Task Force meets and advises OHSP and DOE on security matters. With legislation requiring school security drills passed in January 2010, the Task Force is assisting in its implementation.

### **Campus Security Task Force:**

Following the tragic events which took place on the campus of Virginia Tech University in 2007, the NJ Campus Security Task Force was formed under the direction of Governor Corzine. The Director of OHSP was appointed as the Co-Chair of the Task Force along with the Executive Director of the NJ Commission on Higher Education. The Task Force issued several recommendations to improve the security at the state's colleges and universities and continues to address campus security issues.

Budgetary Allocation: \$0

Staff solely dedicated to Task Force: 0

External Contracts: 0

NJ OHSP Recommendation: Continue in existence. The task force has created a peer review process where each institution will be reviewed on security measures and provided best practices. The second phase will be to implement a training program. Thus the work of the Task Force is both important and ongoing.





**State of New Jersey**  
DEPARTMENT OF HUMAN SERVICES  
PO Box 700  
TRENTON NJ 08625-0700

CHRIS CHRISTIE  
*Governor*  
  
KIM GUADAGNO  
*Lt. Governor*

JENNIFER VELEZ  
*Commissioner*

**MEMORANDUM**  
**Privileged and Confidential**

TO Michele Brown, Esq.  
Appointments Counsel  
Office of the Governor

Deborah Gramiccioni  
Director, Authorities Unit  
Office of the Governor

FROM Jennifer Velez  
Commissioner

DATE July 13, 2018

SUBJECT Action on Boards, Commissions, and Councils

The attached spreadsheet lists the boards, commissions, and councils under the auspices of the Department of Human Services (DHS). We have provided for your review a recommended action and supporting information for each board. Board actions fall into three (3) categories:

- Continue (no colored highlight)  
These boards serve DHS in a valuable manner.
- Continue with Revised Charge and New Membership (highlighted in blue)  
These boards have the potential to serve DHS in a valuable manner but their responsibilities are out of date. We would appreciate the opportunity to provide the Governor's office with recommended language and membership to create a board that best serves DHS and its constituents.
- Dissolve (highlighted in yellow)  
These boards have expired, have outdated responsibilities, excessive time commitment for DHS staff, and do not provide a measurable or mandated service to the Department, therefore, we recommend their dissolution.

Should you have any questions on the information provided, please contact Beth Connolly at (609) 984-5309 or at [beth.connolly@dhs.state.nj.us](mailto:beth.connolly@dhs.state.nj.us).

JV:BC  
attachment

**PRIVILEGED and CONFIDENTIAL**

White - Boards to Continue

Blue - Continue with Changes Yellow - disband

Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
Advisory Council on the Deaf and Hard of Hearing	18	16	2	10	None	Direct	Continue	The council has representation from the diverse community of people with hearing loss including the Deaf, hard of hearing, late-deafened, cochlear implant users, and the deaf-blind. The meetings provide a unique opportunity for barrier free communication and advisement to DDHH. Members receive mileage reimbursement.
Catastrophic Illness in Children Relief Fund Commission	12	12	0	2	None	Advice & Consent	Continue	Commission oversees the distribution of program funds.
Commodities and Services Council	10	10	0	3	None	Advice & Consent	Continue	Board falls under CBVI with representatives from DHS division serving those with a disability.
Community Mental Health Citizens Advisory Board	16	12	4	2	None	Appointments subject to Governor's approval	Continue	This board provides valuable information and feedback to the Division of Mental Health Services from the community.
Governor's Council on Mental Health Stigma	11	11	0	0	None	Direct	Continue	The Council provides a valuable service to both the Division of Mental Health Services and communities across the State.
Governor's Council on the Prevention of Mental Retardation and Developmental Disabilities	31	31	0	7	None	Direct	Continue	This Board continues to provide guidance to the DHS Commissioner and DDD Assistant Commissioner on the prevention of developmental disabilities. Members do not receive compensation.
Greenbrook Regional Center Board of Trustees	6	6	0	0	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
Hunger Prevention Advisory Committee	13	13	0	0	None	Direct	Continue	This group provides the Division of Family Development with a coordinated forum for the discussion of food and nutrition issues. This committee does not receive reimbursement for travel or other expenses.

White - Boards to Continue		Blue - Continue with Changes Yellow - disband						
Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
Hunterdon Developmental Center Board of Trustees	7	7	0	1	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
Medical Assistance Advisory Committee	15	12	3	8	None	Appointments subject to Governor's approval	Continue	Federally mandated, members are reimbursed for travel related expenses.
New Jersey Advisory Council on Traumatic Brain Injury	26	26	0	12	None	Direct	Continue	Board oversees the Traumatic Brain Injury fund.
New Jersey Commission for the Blind and Visually Impaired Rehabilitation Advisory Council	19	19	0	3	None	Direct	Continue	The RAC/SRC remains necessary; Committee members are not reimbursed for travel or other expenses.
New Jersey Commission for the Visually Impaired	7	7	0	1	None	Appointments subject to Governor's approval	Continue	The Board remains necessary; Board members are not reimbursed for travel or other expenses.
New Lisbon Developmental Center Board of Trustees	7	6	1	2	None	Appointments subject to Governor's approval	Continue	conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
North Jersey Developmental Center Board of Trustees	7	7	0	0	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
State Council on Developmental Disabilities	30	26	4	5	None	Advice & Consent/Direct	Continue	Federally mandated.

PRIVILEGED and CONFIDENTIAL

White - Boards to Continue		Blue - Continue with Changes Yellow - disband						
Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
Vineland Developmental Center Board of Trustees	7	7	0	7	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
Woodbine Developmental Center Board of Trustees	7	6	1	6	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
Woodbridge Developmental Center Board of Trustees	7	7	0	7	None	Appointments subject to Governor's approval	Continue	The board reviews institutional needs, reviews how the center conducts business, assists the Commissioner in developing a master plan for the center, reviews budget requests, reviews existing programs, advises the CEO, controls the use of Welfare funds, and acts to promote good public relations. Some board members, who travel a distance to meetings, receive mileage reimbursement (State rate of .31 cents/mile) but no additional compensation for their work.
Ancora Psychiatric Hospital Board of Trustees	7	4	3	2	None	Appointments subject to Governor's approval	Continue with revised charge and new membership.	The duties and responsibilities outlined in statute are outdated. The Department would like to continue all the psychiatric hospital boards with a revised statute to indicate they are of an advisory nature rather than responsible for long term planning and facility oversight, which are unreal expectations of such a board. The department is happy to offer language to revise the existing statutory purpose.



White - Boards to Continue		Blue - Continue with Changes Yellow - disband						
Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
Ann Klein Forensic Center - Board of Trustees	7	5	2	3	None	Appointments subject to Governor's approval	Continue with revised charge and new membership.	The duties and responsibilities outlined in statute are outdated. The Department would like to continue all the psychiatric hospital boards with a revised statute to indicate they are of an advisory nature rather than responsible for long term planning and facility oversight, which are unreal expectations of such a board. The department is happy to offer language to revise the existing statutory purpose.
Greystone Park Psychiatric Hospital - Board of Trustees	7	7	0	3	None	Appointments subject to Governor's approval	Continue with revised charge and new membership.	The duties and responsibilities outlined in statute are outdated. The Department would like to continue all the psychiatric hospital boards with a revised statute to indicate they are of an advisory nature rather than responsible for long term planning and facility oversight, which are unreal expectations of such a board. The department is happy to offer language to revise the existing statutory purpose.
Senator Garrett W, Hagedorn Gero-Psychiatric Hospital Board of Trustees	7	7	0	0	None	Appointments subject to Governor's approval	Continue with revised charge and new membership.	The duties and responsibilities outlined in statute are outdated. The Department would like to continue all the psychiatric hospital boards with a revised statute to indicate they are of an advisory nature rather than responsible for long term planning and facility oversight, which are unreal expectations of such a board. The department is happy to offer language to revise the existing statutory purpose.
Trenton Psychiatric Hospital Board of Trustees	7	6	1	3	None	Appointments subject to Governor's approval	Continue with revised charge and new membership.	The duties and responsibilities outlined in statute are outdated. The Department would like to continue all the psychiatric hospital boards with a revised statute to indicate they are of an advisory nature rather than responsible for long term planning and facility oversight, which are unreal expectations of such a board. The department is happy to offer language to revise the existing statutory purpose.
Drug Utilization Review Board	17	14	3	12	None	Advice & Consent	Continued with change to payments	Required under NJ statute, provide a valued benefit to the Division of Medical Assistance and Health Services. Members are reimbursed for travel and receive the following payments for each meeting: doctors (5) - \$250; nurse (1) - \$250; PhD (1) - \$200; Pharmacists (4) - \$150. It is recommended that these payments cease beginning with SFY 2011.
New Jersey Adults with Autism Task Force	13	12	1	0	None	Direct	Expired	The AWATF expired after submitting its required report to the Governor in 09/2009.

White - Boards to Continue		Blue - Continue with Changes Yellow - disband						
Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
New Jersey Council on Access and Mobility	4	3	1	0	None	Direct	Expired	Executive Order creating Council expired on December 31, 2009. This Council can be eliminated through Executive Order.
State Board of Human Services	12	11	1	8	None	Advice & Consent	Dissolve	The State Board no longer performs the duties outlined in its original statutory charge. Meeting attendance has also become an issue over the past 18 months. A great deal of staff time and resources are consumed to coordinate and update the board. During this time of diminishing staff resources, such resources could be better utilized to address the needs of the Department. Statutory duties assigned to the Board will be subsumed by units within DHS.
Commissioner's Advisory Committee to the Alcohol and Drug Abuse Program for the Deaf, Hard of Hearing, and Disabled	12	12	0		None	Direct	Dissolve - Note, this was not on the original list for DHS. We believe it may have been on the list for DHSS as DAS was once located in DHSS.	This group was initially created to provide recommendations regarding program development and services purchased with the \$350,000 dedicated fund under its consideration. DAS continues to administer these funds. DAS recommends that the group become defunct. The group is chaired by State representatives and almost half of the membership are State employees.
Arthur Brisbane Child Treatment Center Board of Trustees (Inactive)	7	7	0	7	None	Appointments subject to Governor's approval	Eliminate	The Arthur Brisbane Child Treatment Center was closed in December 2005 thereby eliminating the need for a board of trustees.
Advisory Council on Juvenile Justice							Eliminate	Expired as of 12/31/94, this Council can be eliminated.
Board of Family Development							Eliminate	This board has been inactive for eight (8) years and can be eliminated.
Drug Utilization Review Council							Eliminate	This Council is now defunct and can be eliminated.
Governor's Committee on Welfare Reform							Eliminate	This board is now defunct as their function was accomplished once Work First NJ was rolled out.
Medicaid Salary Region Advisory Panel							Eliminate	This Panel expired after submitting their final report in 1993.
Governor's Task Force on Mental Health							Eliminate	This Task Force is now the Governor's Task Force on Mental Health Stigma.



White - Boards to Continue	Blue - Continue with Changes Yellow - disband							
Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Action	Comments
Task Force for the Review of the Treatment of the Criminally Insane							Eliminate	Task Force duties were completed upon submission of their final report in October 1997.



## State of New Jersey

### DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

CHRIS CHRISTIE  
Governor

PO BOX 110  
TRENTON, NEW JERSEY 08625-0110

HAROLD J. WIRTHS  
Commissioner

KIM GUADAGNO  
Lieutenant Governor

July 12, 2010

### **Privileged and Confidential**

Deborah L. Gramiccioni, Director  
Michele Brown, Esq.  
Appointments Unit  
Office of the Governor  
State House, P.O. Box 001  
Trenton, New Jersey 08625-0001

Dear Mses. Gramiccioni and Brown:

In accordance with Executive Order No. 15, we have identified the following board allocated to the Department of Labor and Workforce Development for elimination:

#### Apparel Procurement Board (Direct)

The seven-member board is not currently active, has two vacancies and has not met in the past calendar year. The board offers no essential function and should be eliminated.

Consideration should also be given to transferring the Crane Operators License Advisory Board to the Division of Consumer Affairs in the Department of Law and Public Safety.

We have also attached a listing of inactive commissions, councils and task forces that should be abolished. A listing of councils that have expired is also attached.

Please feel free to contact Matthew P. McDermott, Chief of Staff, at 609-943-5105 if you have any questions or if additional information is needed at this time.

Sincerely,

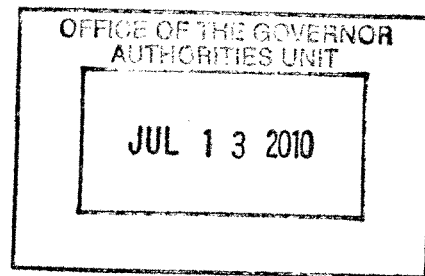
Harold J. Wirths  
Commissioner

Inactive commissions, councils and task forces allocated to and/or affiliated with the Department of Labor and Workforce Development that should be abolished:

Homework Regulation Review Commission	Inactive	In accordance with statute, members shall serve indefinitely until the expiration of the Commission, which shall continue in existence until the first day of the sixth month after the month in which it submits its report. Uncertain if appointments made or report issues.
State Council on Vocational Education	Dissolved	The Omnibus Consolidated Rescissions and Appropriations Act of 1996 eliminated specific funding for State Council's on Vocational Education under the Carl D. Perkins Vocations and Applied Technology Education Act (the Perkins Act).
New Jersey Council on Job Opportunities	Inactive	Not assigned to Department of Labor and Workforce Development. Uncertain if appointments were made, reports filed, etc. EO does not include sunset provision.
Task Force on Workplace Violence	Inactive	Not assigned to Department of Labor and Workforce Development. According to the enabling legislation, "the task force shall, not later than 365 days after the effective date of this act, issue a report to the Governor and the Legislature ... " Expires upon the issuance of the task force's report. Unknown if appointments were made, report filed, etc.

Expired councils allocated to and/or affiliated with the Department of Labor and Workforce Development that should be abolished:

Council on Undocumented Aliens	Sunset	In accordance with statute, "Three years from the date the council first meets, the council shall submit to the commissioner and the Legislature a report summarizing its activities, findings and recommendations. Upon transmittal of this report, the council shall cease to exist, unless otherwise determined by enactment of subsequent legislation. Report issued December 2002.
Youth Transitions to Work Partnership Advisory Council	Repealed	Repealed



CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*Lt. Governor*

*State of New Jersey*  
OFFICE OF THE ATTORNEY GENERAL  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
PO BOX 081  
TRENTON, NJ 08625-0081

PAULA T. DOW  
*Attorney General*

DANIEL W. FOSTER  
*Administrator*

**MEMORANDUM**

**TO:** Michele Brown, Esq.  
Appointments Counsel to the Governor  
  
Deborah L. Gramiccioni, Esq. ✓  
Director, Governor's Authorities Unit

**FROM:** Gayl R. Mazuco, AAG *grm*  
Director, Legal Affairs and Employee Relations

**DATE:** July 12, 2010

**SUBJECT:** Executive Order 15

Attached for your review and consideration is the Report and Recommendations of the Department of Law and Public Safety pursuant to Executive Order 15.

GRM:ml

Enclosure

c: Attorney General Dow  
First Assistant Attorney General Kwon  
Executive Assistant Attorney General Ferzan  
Chief of Staff Edwards  
Administrator Foster  
Deputy Administrator Haley

DEPARTMENT OF LAW AND PUBLIC SAFETY

PRIVILEGED AND CONFIDENTIAL

I. OFFICE OF THE ATTORNEY GENERAL

A. State Athletic Control Board ("SACB")

The SACB was established in the Department pursuant to N.J.S.A. 5:2A-3 et seq. along with the State Athletic Control Board Medical Advisory Council, N.J.S.A. 5:2A-8. The Board's function included the licensing of participants in and the conditions under which combative sports - boxing, kick boxing (and now mixed martial arts) may be held, and related inspection duties. (Wrestling is not regulated.) The Board consists of three members appointed by the Governor with the advice and consent of the Senate for a term of three years. Each receives a \$10,000 annual salary and reimbursement of expenses actually incurred. N.J.S.A. 5:2A-3. Under the terms of the act, the Board appointed a Commissioner to serve as its chief executive officer. SACB produces revenue by collecting the tax on tickets and the lease or sale of television, motion picture or radio rights for events. N.J.S.A. 5:2A-20.

Reorganization Plan No. 004 -1992 transferred the SACB and the Medical Advisory Council to the Division of Gaming Enforcement. ("DGE") The Plan continued the position and duties of the Commissioner but transferred the authority to appoint the Commissioner to the Attorney General "with the concurrence" of the SACB. The Plan also transferred to the Attorney General the power to appoint and set the salaries of employees, deputy commissioners, inspectors, judges, and others. The powers to investigate and to conduct background checks were also transferred to the Attorney General who could exercise some or all of these powers through the DGE. The Board retained its licensing, rulemaking, and quasi-judicial powers.



Former Attorney General Harvey transferred the SACB into the Office of the Attorney General where it is now located. Presently, its major activity is in the field of mixed martial arts. The SACB Medical Advisory Council has been "vacant" and inactive for sometime. By statute, it is to consist of seven members appointed by the Governor. The Governor designates the chairman. Initial terms were staggered, followed by three year terms. The members are to receive such compensation and shall be reimbursed for actual expenses as may be established for professional boards and commissions.

The need for a three person Board to regulate the area of "combative sports" is not immediately evident given that, on a day to day basis, the Commissioner is largely responsible for licensing, inspection, and enforcement duties. It would be more efficient to abolish the Board and transfer its licensing, rulemaking, and quasi-judicial authority to the Commissioner and retain the "new" agency in the Office of the Attorney General.

As to the Medical Advisory Council, because it is designed to play a health and safety role by recommending regulations to ensure the physical and mental fitness of participants, developing medical education programs for SACB personnel, and reviewing credentials and performances of ring side physicians, it is recommended that the Council be retained either as is, or with some modification, as an advisory body to the Commissioner.

## **II. DIVISION OF CONSUMER AFFAIRS**

### **A. Professional and Occupational Licensing Boards**

Through the professional and occupational boards and committees, the Division protects the health, safety and economic well-being of the public by establishing and enforcing minimum levels of professional competence and appropriate standards of practice for over 125 different

professions and license types. These responsibilities are carried out by 45 professional boards and advisory committees. A complete listing of the boards and committees is available at Appendix A.

The Division also oversees the registration of medical professionals who prescribe controlled dangerous substances (CDS license). The Division plays a critical role in protecting consumers who utilize the professional and trade services in New Jersey. Boards and advisory committees establish, by regulation, requirements for licensure, practice guidelines and standards of care. The boards and advisory committees receive complaints from consumers, health care entities and other government agencies. They review and act on these complaints, often concluding that a case must be investigated. Significant matters are investigated by the Division's Enforcement Bureau. If charges are pursued by the Attorney General, the board may provide the forum for the prosecution of licensees or refer complex cases to the Office of Administrative Law for the conduct of hearings. Acting in a quasi-judicial capacity, the boards mete out discipline to licensees, ranging from simple letters of reprimands to revocation of a licensee's right to practice in New Jersey. Remedial action may also be ordered - to include consumer restitution, retraining or monitoring.

At the same time that the boards and committees serve as regulators, they operate to meet the needs of the regulated community -- responding to licensee questions, verifying licensure status, renewing licenses. More than half a million individuals and businesses are licensed, registered or certified by one or more of the professional boards and advisory committees within the Division. The Division is focused on providing these services to licensees, taking advantage of technology wherever it can.

Several newly created entities are not yet fully operational. The Polysomnography Board is awaiting adoption of rules before the licensing will begin. Members were only recently appointed to the Heating, Ventilating, Air Conditioning and Refrigeration Contractors Board and Genetic Counseling Advisory Committee so these fields are not yet regulated. The Massage and Bodywork Therapy Board was recently created, as a replacement for a committee that had been assigned to the Board of Nursing. That transition is yet to be completed.

At any given moment, there is likely to be a legislative press for the creation of additional regulatory oversight of occupations. At present, there are six bills pending that would establish new licensing boards:

Construction trades (A1423), with an estimated 50,000 potential licensees;

Elevator, escalator, and moving sidewalk contractors (A1719/S775), 185 potential licensees;

Dietitians/nutritionists (A1987) 2,200 potential licensees;

Bio-recovery specialists (A2047) 50 potential licensees;

Tax preparers (A2396/S672) over 1,000 potential licensees; and

Geologists (A2395) 500 potential licensees

There are also bills that would require mold inspectors to register with the Division (A1418), adding oversight for an estimated 400 to 2000 potential registrants. Under another bill, athletic agents would be required to register with a regulatory board within the Division (A2349 and S1556), bringing another 100 potential registrants. Another bill (S695) would establish a certification scheme for fitness professionals, with an estimated 1,000 potential certificants.

(Information about potential licensees, registrants and certificants are estimates, in most cases from professional associations).

With this background in mind, the following proposals identify those boards and committees that may be appropriate to stand alone and those that could be consolidated under a single board, potentially merged, transferred to another department, or eliminated

1. **Proposal to Maintain Stand Alone Licensing Boards**

We believe the boards listed below should continue to exist as stand-alones -- in light of the numbers of licensees handled (as noted in parentheses) and the nature of the services offered by these licensees. These professions traditionally -- throughout the country -- are subject to regulation by licensing boards. Licensees generally have extensive education and adherence to practice standards is vital in protecting the consuming public. They are highly trained in specialized fields and possess knowledge and skill that the general public may not be in a position to properly evaluate. In some instances there are obligations placed on these boards by federal law to report actions to national data banks or to regularly scrutinize licenses to permit participation in federal loan programs. We believe these boards should continue to exist in their current organizational structures.

**Medical** (includes M.D.s (29,201), D.O.s (3,503), Podiatrists (1,089), Physician Assistants (1,784), (Bioanalytic Laboratory Directors (276)), Certified Nurse Midwives (261), Acupuncturists, (778), Genetic Counselors (none)<sup>1</sup>

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<sup>1</sup>N.J.S.A. 45:9-37.111, enacted by P.L. 2009, c. 41 creates a new committee under the Division of Consumer Affairs, authorized to issue genetic counseling licenses to individuals who qualify under the law. The Committee consists of five members, one of whom is to be a public member, one physician licensed to practice medicine and surgery in this State, and three genetic counselors. Some members were appointed by the prior administration, but no regulations have yet been proposed.

**Dentistry** (includes Dentists (8,262), hygienists (5,135), and dental assistants (3,150))

**Nursing** (includes R.N.s (110,057), L.P.N.s (21,206), Homemaker Home Health Aides (37,175),  
A.P.N.s (5, 038))

**Pharmacy** (includes pharmacists (14,766), pharmacy technicians (12,817), and pharmacies  
(2,067))

**Accountancy** (includes C.P.A.s (18,861), Registered Municipal Accountants (178), Public  
Accountants (417) and Public School Accountants (554))

**Veterinary Medicine** (2,149)

**Real Estate Appraisers** – (3,000)

2. **Proposals for Consolidations of Boards**

**Mental Health Professionals Board**

A proposed consolidation of the boards listed below into a single Mental Health Professions Board could satisfy core missions to protect the public health, safety, and welfare, while achieving economies of scale with respect to evaluating credentials, defining essential terms, and considering violations and imposing discipline. The nature of psychotherapy and counseling services provided across the mental health boards is similar, and generally includes assessment, consultation, and counseling (individual, family or group). Additionally, each of the boards grapple with similar policy issues, including confidentiality, ethics, conflict of interest and recordkeeping rules: a single mental health Board may eliminate duplication of rules and also resolve any minor differences that may exist.

**Psychological Examiners** (Psychologists (3,145), Permit holders (347)),

**Social Work**, Licensed Clinical Social Worker (8,121), Licensed Social Worker (5,058), Certified

Social Worker (3,879),

**Marriage and Family Therapy** (544),

**Professional Counselors** (2,679) Associate Counselors (353), Rehabilitative Counselor (161)

**Alcohol and Drug LCAD** (1,440), Certified A.D.C. (619),

**Psychoanalysts** (none)

Psychologists provide assessment, counseling and psychotherapy to individuals to promote optimal development and ameliorate personality disturbances and maladjustments (N.J.S.A. 45:14B-2). The Board licenses psychologists, who may practice independently, and also issues one-year permits to individuals who may also practice independently for the duration of the permit, and three-year permits to individuals who must practice under supervision.

Clinical Social Workers provide clinical assessment, counseling, client-centered advocacy and psychotherapy to an individual, group or family to help resolve symptoms of mental disorder, psychosocial stress, relationship problems or difficulties in coping with the social environment. (N.J.S.A. 45:15BB-3; N.J.A.C. 13:44G-1.2). Licensed Clinical Social Workers may practice independently, while Licensed Social Workers may only provide clinical services under supervision.

Certified Social Workers provide concrete, non-clinical services, including policy and administration, planning and community organization, education, assessment, and non-clinical counseling "directed at enhancing, protecting or restoring a person's capacity for social functioning, whether impaired by physical, environmental or emotional factors." (N.J.S.A. 45:15BB-3; N.J.A.C. 13:44G-1.2) These services may also be provided by Clinical Social Workers without supervision.



Marriage and Family Therapists provide counseling and family therapy for the "purpose of resolving psychological conflict, modifying perception and behavior, altering old attitudes and establishing new ones in the area of marriage and family life" and has as its objective enabling clients to achieve "optimal adjustment consistent with their welfare as individuals, as members of a family, and as citizens in society." (N.J.S.A. 45:8B-2). The Board licenses marriage and family therapists, who may practice independently, and provides temporary permits to individuals who may practice under supervision.

Professional Counselors assist individuals and groups, through a counseling relationship, in developing "an understanding of interpersonal and intra-personal problems" and in the planning and development of a "course of action to restore optimal functioning to that individual or group but does not mean rehabilitation counseling." (N.J.S.A. 45:8B-36). The Professional Counselor Examiners Committee is a committee of the Board of Marriage and Family Therapy. It licenses professional counselors, who may practice independently, and associate counselors, who must practice under supervision.

Rehabilitation Counselors assist individuals, through a rehabilitation counseling relationship, in developing "an understanding of the personal, social and vocational impact of the person's disabilities" and in the planning and implementation of a rehabilitation program "which may include training to help the person become more independent and employable." (N.J.S.A. 45:8B-36). The license is issued by the Professional Counselor Examiners Committee of the Board of Marriage and Family Therapy.

Alcohol and Drug Counselors apply "alcohol and drug counseling methods which assist an individual or group to develop an understanding of alcohol and drug dependency problems, define

goals, and plan action reflecting the individual's or group's interest, abilities and needs as affected by alcohol and drug dependency problems." (N.J.S.A. 45:2D-3). The scope of practice includes "12 core functions", which include assessment, treatment planning, and counseling (N.J.A.C. 13:34C-3.1). The Alcohol and Drug Counselor Committee is a committee of the Board of Marriage and Family Therapy. Licensed Clinical Alcohol and Drug Counselors may practice independently, while Certified Alcohol and Drug Counselors must practice under supervision.

Psychoanalysts provide "therapeutic services that are based on an understanding of the unconscious and how unconscious processes affect the human mind as a whole, including actions, thoughts, perceptions and emotions." N.J.S.A. 45:14BB-4). Currently there are no regulations governing the certification process, and therefore the practice of psychoanalysis is largely unregulated.

### **Rehabilitative Services Board**

The services provided by the licensees of the boards listed below share the common goal of restoring clients to optimal physical functioning, whether through manual manipulation, the application of modalities, or the use of fabricated devices, and appear to lend themselves to consolidation under a single rehabilitative services board. Like the suggestion to consolidate the mental health boards above, there is a commonality of issues such that a combined structure may achieve more consistent results and economies of scale.

**Chiropractors** (3,295)

**Physical Therapy** Physical Therapists (7,588), Physical Therapist Assistants (1,332)

**Occupational Therapy** Occupational Therapists (4224), Occupational Therapy Assistants,

(558)

**Orthotists and Prosthetics** Orthotists/Prosthetists (648), pedorthists (7), orthotists and prosthetists assistants (2)

**Massage Therapy** (2,053)

**Athletic Trainers** (931)

Practitioners licensed by the State Board of Chiropractic Examiners, created by P.L. 1989, c. 153 (N.J.S.A. 45:9-41.17), provide adjustment and manipulations of the spine and related structures, and administer physical modalities and rehabilitative or strengthening exercises.

The State Board of Physical Therapy, created by P.L. 1983, c. 296 (N.J.S.A. 45:9-37.11), licenses physical therapists and physical therapy assistants whose scope of practice involves the identification and treatment of physical impairment or movement-related functional limitations that occur as a result of injury, congenital or acquired disability or other physical dysfunction.

The Occupational Therapy Council serves as an advisory body to the Director of the Division of Consumer Affairs, was created by P.L. 1993, c. 85 (N.J.S.A. 45:9-37.53), and regulates the provision of occupational therapy services, the focus of which is the evaluation, planning and implementation of a program of purposeful activity so that clients can achieve increased physical and mental functioning. The Council licenses occupational therapists and occupational therapy assistants who may provide occupational therapy services under the supervision of a licensed occupational therapist. Licensees of both the Physical Therapy Board and Occupational Therapy Council utilize physical agent modalities to treat clients. Although the Occupational Therapy Council has more than 4000 licensees, it received only 36 complaints over the last two years, of which 94% (34) were for the unlicensed practice. That level of regulatory activity may not warrant the dedication of a stand alone.

The Orthotics and Prosthetics Board of Examiners, created by P.L. 1991 c. 512 (N.J.S.A. 45:12B-1), licenses and regulates orthotists, those trained to design, fabricate, and fit devices used to correct physiological disorders, and prosthetists, those trained to design, fabricate and fit devices to replace an absent limb. The Board also licenses orthotist and prosthetist assistants. The total number of complaints received by this board during the last two calendar years was 16, the majority of which (62%) related to unlicensed practice. That level of regulatory activity may not warrant the dedication of a stand alone.

The Massage, Bodywork and Somatic Therapy Examining Committee, created by P.L. 1999 c. 19, under the authority of the New Jersey Board of Nursing, currently certifies massage bodywork and somatic therapists. Certification is not mandatory -- certification is only necessary when using the title. P.L. 2007, c. 337 (N.J.S.A. 45:11-53), however, abolished the Committee in favor of the new Board of Massage and Bodywork Therapy, independent of the Board of Nursing, charged with licensing individuals who provide these services. The Committee and its existing regulations will remain in effect until the promulgation of regulations by the new board. These practitioners apply structured touch to a client's body for the purposes of promoting and maintaining health and well being. A large number of the matters brought before this body deal with sexually related--largely prostitution offenses.

The Athletic Training Advisory Committee, established under the Board of Medical Examiners by P.L. 1984 c. 203 (N.J.S.A. 45:9-37.35), licenses and regulates persons who provide physical conditioning and reconditioning of athletes. Athletic trainers also apply physical treatment modalities designed to aid in the prevention and management of injuries.

### **Design Boards**

Forming a consolidated board to regulate all of the professionals listed below would foster increased communication and understanding of the overlapping practice areas, resulting in a more efficient handling of board matters, including regulations, applications and disciplinary cases. Further, the Joint Committee of Architects and Engineers, (N.J.S.A. 45:4B-1 et seq.; P.L.1989, c. 277), which was established to address the tension between those architects and engineers, has effectively fostered such communication and understanding and could be abolished. The Building Design Services Act (N.J.S.A. 45:4B-7) could be regulated by the new board. Further, the regulations of these professions are similar, and are the same as to the Site Plan Rule, and consolidation is possible. Many states have successfully consolidated these professions, or some combination, into a single consolidated board.

**Professional Engineers** (18,631) and Land Surveyors (994) (Both 260)

**Architects** (7,664) and Landscape Architects (670)

**Interior Designers** (436)

**Home Inspection Advisory Committee**(684)

**Joint Committee on Architects and Engineers**

**Professional Planners** (2,965)

The State Board of Professional Engineers and Land Surveyors was created pursuant to N.J.S.A. 45:8-27 et seq. (originally P.L.1921, c.224 which was repealed by P.L.1938, c.342). The professional members consist of professional engineers and professional land surveyors. In short, professional land surveyors prepare surveys/maps which show the existing conditions and/or the exact locations of physical features of property including structures, topography, drainage, utility

locations, easements etc. Professional engineers transfer information from a survey to prepare site plans and design proposed conditions on that property such as drainage, locations of drives, parking layout, utility connections, public improvements, etc., in accordance with the Site Plan Rule at N.J.A.C. 13:40-7.1 et seq. Professional engineers can also design certain structures in accordance with the Building Design Services Act (N.J.S.A. 45:4B-7), which Act is implemented by the Joint Committee of Architects and Engineers (N.J.S.A. 45:4B-1 et seq.; P.L.1989, c. 277). There are many different disciplines in which a professional engineer can practice such as civil, structural, mechanical, electrical, chemical, nuclear etc. The Board regulates all licensed professional engineers and land surveyors in New Jersey.

The State Board of Architects was created pursuant to N.J.S.A. 45:3-1 (P.L.1902, c.29). The professional members consist of architects, landscape architects and interior designers. In short, architects design buildings for human use or habitation (N.J.S.A. 45:3-1.1), which structures are listed in the Building Design Services Act at N.J.S.A. 45:4B-7. Architects also prepare site plans in accordance with the Site Plan Rule at N.J.A.C. 13:27-7.1 et seq., which is identical to the Site Plan Rule set forth in the regulations of the State Board of Professional Engineers and Land Surveyors. In preparation of a site plan, architects also utilize the information on a survey prepared by a professional land surveyor.

Landscape architects design and prepare plans related to the areas outside the structure, which include plants, natural drainage, etc. in accordance with N.J.S.A. 45:3A-2 and the Site Plan Rule at N.J.A.C. 13:27-7.1 et seq.

Interior designers design and prepare plans related to the interior of the structure in accordance with N.J.S.A. 45:3-33. Any person can practice this profession in New Jersey, but only



an interior designer who is certified by the Board can utilize the term "Certified Interior Designer."

The Interior Design Examination and Evaluation Committee was created pursuant to N.J.S.A. 3-31, et seq. (P.L.2002, c.86) and the State Board of Architects has the final authority in connection with Committee actions. The Landscape Architect Examination and Evaluation Committee was created pursuant to P.L.1983, c.337; but the Committee has been abolished and all functions transferred to the State Board of Architects in accordance with N.J.S.A. 45:3A-1, et seq. (P.L.2008, c.77). Thus the State Board of Architects already regulates all registered architects, licensed landscape architects and certified interior designers in New Jersey.

The Home Inspection Advisory Committee was created pursuant to N.J.S.A. 45:8-61 et seq. (P.L.1997, c.323). This Committee is part of the State Board of Professional Engineers and Land Surveyors, but with the exception of regulations, acts independently. Home inspectors inspect and prepare evaluations of residences, which can only be a structure from one to four family dwelling units. The Committee regulates all licensed home inspectors in New Jersey.

Pursuant to N.J.S.A. 45:3-1.1 and N.J.S.A. 45:8-28, professional engineers, land surveyors, architects, landscape architects and interior designers have been recognized by the Legislature to be closely allied professionals. Except for land surveyors, they are design professionals and often have overlapping practice areas. However, as noted above, land surveyors are an integral part of the design process. Home inspectors inspect the residences and components of residences, which may have been designed by the above design professionals.

Licensed professional planners are most often retained by local and county government entities, not members of the public. N.J.S.A. 45:14A-1, P.L. 1962, c. 109. There are approximately 2,970 active professional planners. The total number of complaints received during the last two calendar years was

20. 60% (12) of the complaints concerned planning issues, while 20% (4) involved the unlicensed practice of professional planning. The board meets only 5 or 6 times each year. New Jersey is the only state in the union to license professional planners.

### **Building Trades Board**

A consolidation of the boards listed below should be considered as all have the common goal of protecting the public by making sure their homes and the systems within are safe for habitation and lend themselves to consolidation under a single building trade's board. Forming a consolidated board to regulate would foster increased communication and understanding of the overlapping practice areas, resulting in a more efficient handling of board matters, including regulations, applications and disciplinary cases. While there is a value to having a ready group of knowledgeable individuals available to evaluate the quality of services rendered (particularly as to plumbing and electrical contracting), there may be advantages to grouping the regulation of these vocations together to handle the administrative responsibilities and complaints unrelated to the quality of services. Many states have successfully consolidated these professions, or some combination, into a single consolidated board.

**Plumbers** (6,045)

**Electrical Contractors** (8,463)

**Fire Alarm Installers, Burglar Alarm Installers and Locksmiths** Fire Alarm (1,268)

Burglar Alarm (1,613), Locksmiths (626)

**HVAC** (None),

**Home Improvement Contractors** (39,464)

The State Board of Examiners of Master Plumbers, created by P.L. 1968, c. 362 (N.J.S.A.

45:14C-3) licenses master plumbers who are qualified, trained, experienced, and possess the technical knowledge necessary to properly plan, lay out, install and repair plumbing apparatus and equipment and supervise others in the performance of such work in accordance with standards, rules and regulations established by the state board. Adherence to those standards are critical to the maintenance of a safe, potable water supply.

The Board of Electrical Contractors was created by P.L. 1962, c. 162 (N.J.S.A.45:5A-3). The Board licenses electrical contractors pursuant to N.J.A.C. 13:31 which sets forth the work standards and inspections and requires that each licensee who performs or supervises the installation, erection, repair or alteration of electrical equipment for the generation, transmission or utilization of electrical energy subject to the Electrical Contractors Licensing Act of 1962, N.J.S.A. 45:5A-1 et seq., perform the work in conformity with the standards of the State Uniform Construction Code Act, N.J.S.A. 52:25D-119 et seq.

The Fire Alarm, Burglar Alarm and Locksmith Advisory Committee was established by P.L. 1997, c. 305, s3 (N.J.S.A. 45:5A-23) and operates under the Electrical Contractors Board. Regulations were promulgated for these professions (N.J.A.C. 13:31A) and require licensure. They were readopted as R. 2009 d. 300, effective September 10, 2009. The definition of Burglar Alarm business is the installation, servicing, or maintenance of burglar alarms or electronic security systems, or the monitoring or responding to alarm signals when provided in conjunction with the installation, servicing, or maintenance of burglar alarms or electronic security systems. The business also includes the installation, servicing or maintenance of smoke detection systems in one or two family detached residential dwellings. Fire Alarm business includes the installation, servicing or maintenance of fire alarms or electronic security systems or the monitoring or

responding to alarm signals when provided in conjunction with fire alarms or electronic security systems. Locksmith services includes the modification, recombination, repair or installation of mechanical locking devices or electronic security systems and includes among other things repairing, installing, manipulating or bypassing of a mechanical or electronic locking device for controlled access or egress to premises, vehicles, safes and other devices for safeguarding areas.

The State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration Contractors (HVACR) was created by P.L. 2007, c. 211 (N.J.S.A. 45:16A-1). The work of these contractors includes the process of treating and protecting the environment by the responsible handling, dispensing, collecting and cleaning of chlorofluorocarbons and other refrigerants in stationary sources, and controlling of temperature, humidity and cleanliness of air. "HVACR" also includes among other things, the installation, servicing, connecting, maintenance or repair of the following: power boiler systems, hydronic heating systems, furnaces, refrigeration and cooling systems, fans, blowers, as well as a myriad of other systems. The Board is presently in the process of developing regulations to govern this board so no licenses have yet issued.

Home Improvement Contractors in this state are regulated under the Consumer Fraud Act (N.J.S.A. 56:8-1 as supplemented by P.L. 2004, c. 16 (N.J.S.A. 56:8-136)). Home improvement includes but is not limited to the remodeling, altering, renovating, demolishing of residential or non-commercial property or the making of additions to or repair of kitchens, basements, pools, fire protection devices, central heating and air conditioning equipment, but does not include the construction of a new residence. These contractors are not governed by a board.

**3. Proposals for Mergers:**

**Mortuary Science Board (includes Mortuary Practitioners (1,706), Mortuaries (709))**

and Cemetery Board (399 cemeteries ,121 salespersons)

The Mortuary Science Board is responsible for the regulation of the funeral industry. The Board licenses funeral directors, director trainees, and funeral homes. N.J.S.A. 45:7-32 et seq.

Cemeteries (places used or dedicated for use for burial of human remains or disposition of cremated remains) if established after 1971, must be owned or operated by a governmental entity, a religious corporation or organization, or a cemetery company. The New Jersey Cemetery Act, 2003, N.J.S.A. 45:27-1 et seq., (successor statute to 1971 act (Title 8A) now repealed), continued the Cemetery Board's authority to administer the Act and to promulgate regulations for the operation of cemetery companies. Cemetery companies must maintain a maintenance and preservation fund (portion of proceeds from sales), file maps of property dedicated to cemetery purposes, and file charges for space and services. The Act details procedures for sales and transfers of space, disinterments, and record keeping, and requires licensure of cemetery salespersons. Cemetery companies are required to obtain a certificate of authority from the Cemetery Board to own manage, operate and control cemeteries. Religious organizations that own cemeteries and restrict burials to members of that faith are not required to obtain certificates of authority. The Cemetery Board has jurisdiction over cemetery companies. The Attorney General has common law jurisdiction over all cemeteries.

Audiology and Speech Language Pathology (4,796) and Hearing Aid Dispenser

Merger (592)

Audiologist and Speech Language Pathologists are regulated by a board established by P.L. 1983, c. 420 (N.J.S.A. 45:38-3). Audiologists are trained to test hearing and to fit hearing aids. Since 1993 their Masters degree education includes the testing and fitting of hearing aids and since

2007, they have been required to have a doctorate degree. Thus their training is provided in an academic setting and includes didactic and practical experience with patients specific to hearing aid testing and fitting. They take a national audiology examination. In contrast hearing aid dispensers, licensed pursuant to N.J.S.A. 45:9A- 1 (P.L. 1973, c. 19) by a committee under the Board of Medical Examiners, obtain an education which is not structured, is dependent on a relationship between an applicant and a sponsor (who usually hires the individual once licensed) and involves an emphasis on sales techniques. There are no academic degree programs in New Jersey specific to a hearing aid dispensers. No college education is required. At present there are only 590 active hearing aid dispensers. Over the last two years the Hearing Aid Dispensers Committee received only 54 complaints -- a third of which related to advertising complaints. The responsibility for regulating hearing aid dispensers would probably be more logically assumed by the Audiology and Speech Language Pathologists Board.

**Cosmetology (60,677) and Electrology (169)**

Consolidation of the functions of the Electrology Committee within the Board of Cosmetology, given the fact that both currently regulate the practice of hair removal, is reasonable and would permit the Board and the Committee to share resources, resulting in more efficient operations. The consolidation would possibly also help ensure consistent application of sanitization and safety standards.

The State Board of Cosmetology and Hairstyling, created by P.L. 1984, c. 205 (N.J.S.A. 45:5B-1), regulates the provision of beautification services, including hairstyling, makeup, manicuring and skin care services. Board licensees, with the exception of manicurists, are authorized to remove superfluous facial and body hair through the use of depilatories or waxing.



Licensees must be trained appropriately and must comply with safety and sanitization standards in licensed shops. Board licensees are precluded by statute from using electrolysis to remove hair, but current Board regulations permit electrolysis to be performed in cosmetology and hairstyling shops as an "ancillary beautification service" if the service is performed by a person licensed by the Electrologists Advisory Committee (See N.J.A.C. 13:28-2.10). The Committee, created by P.L. 1997, c. 347 (N.J.S.A. 45:9-37.76), under the authority of the State Board of Medical Examiners, regulates and licenses individuals providing hair removal services through electrolysis or electrode-type epilation, and the premises where such services may be rendered. Consolidation of the functions of the Electrology Committee within the Board of Cosmetology, given the fact that both currently regulate the practice of hair removal, is reasonable and would permit the Board and the Committee to share resources, resulting in more efficient operations. The consolidation could also help ensure consistent application of sanitization and safety standards.

#### **Optometry (1,305) and Ophthalmic Dispensers and Technicians (1,801)**

The overlapping scope of practice between these two professions appears to lend itself to the regulation by a board that licenses both optometrists and ophthalmic dispensers. Moreover, consolidation of these boards would continue to promote the life, safety and welfare of the public in connection, care, preservation and maintenance of a vital and delicate human organ: the human eye.

The New Jersey State Board of Optometrists was created in 1914 by P.L. 1914, c. 222, now codified at N.J.S.A. 45:12-1 et seq. Optometrists are authorized to examine the human eye and adnexae to ascertain any departure from the norm, measuring its powers of vision and adapting lenses or prisms for aiding vision. Those holding a permit are authorized to treat certain medical

conditions through prescriptions from a limited formulary. The State Board of Ophthalmic Dispensers and Ophthalmic Technicians was created by P.L. 1948, c.439 (N.J.S.A. 52:17b-41.1 et seq.). Ophthalmic dispensers -- also known as opticians -- are engaged in the sale, dispensing and supplying of all ophthalmic appliances, eyeglasses, or ophthalmic lenses to consumers. They prepare and dispense lenses, spectacles, eyeglasses or appurtenances thereto on written prescriptions from optometrists and ophthalmologists and then interpret, measure, adapt, fit or adjust such lenses, eyeglasses or appurtenances to the human face for the aid or correction of visual or ocular abnormalities of the human eyes. At present there are approximately 1,498 dispensers and 34 technicians licensed in New Jersey. In addition, there are 209 apprentice ophthalmic dispensers and 2 apprentice ophthalmic technicians. The total number of complaints received during the last two calendar years was 46 -- only 15% of those were related to the quality of eyeglasses, most concerned advertising and unlicensed practice.

#### **Respiratory Care (3,279) & Polysomnography (None) Merger**

The merger of the polysomnographic board into the respiratory care board would promote efficiency by permitting overlapping professional health care practices to be regulated by one overarching board. The regulation of these professions is similar, and there appears to be no reason that separate entities are required to oversee the licensing functions.

The New Jersey State Board of Respiratory Care licenses and regulates respiratory therapists pursuant to N.J.S.A. 45:14E-1 et seq. (P.L. 1991, c. 31). Respiratory care therapists treat and manage patients with deficiencies and abnormalities of the cardio-respiratory system under the direction or supervision of a physician. They are trained to use medical gases, air and oxygen-administering apparatus, environmental control systems and ventilation support. They are trained

to maintain natural, and insert and maintain mechanical airways and artificial airways. They utilize testing techniques to assist in diagnosis, monitoring and treatment of patients. Currently, there are 3,279 respiratory care practitioners licensed in New Jersey. The total number of complaints received during the last two calendar years was 12 -- only 3 of which concerned incompetence or malpractice.

The State Board of Polysomnography, once fully operational with regulations in force, would license and regulate polysomnographic technologists, polysomnographic technicians and polysomnographic trainees (see N.J.S.A. 45:14G (P.L. 2005, c.244)). Polysomnography involves the treatment and diagnostic testing and care of patients with sleep and wake disorders under a qualified medical director. Polysomnography includes the therapeutic and diagnostic use of oxygen, the use of positive airway pressure including CPAP (continuous positive airway pressure) and bi-level modalities, cardiopulmonary resuscitation, and maintenance of nasal and oral airways that do not extend in the trachea.

From the inception of licensing of respiratory therapists, the Respiratory Board took the position that as polysomnographers performed specified tasks that are within the respiratory therapy scope of practice and their training was less extensive, but overlapped, polysomnographers should either hold limited respiratory licenses, or should seek their own licensing Board. The merger of the polysomnographic board into the respiratory care board would promote efficiency by permitting overlapping professional health care practices to be regulated by one overarching board. The regulation of these professions is similar, and there appears to be no reason that separate entities are required to oversee the licensing functions.

4. **Proposals for Transfers to other Departments:**

**Court Reporters (1,048) to Judiciary**

As the practice of court reporting is integrally related to the effective, impartial and prompt operation of the judicial system, the Department is recommending that the examination, certification and supervision of the conduct and proficiency of court reporters be subject to regulation by rule of the New Jersey Supreme Court. Hawaii regulates Court Reporting by the Supreme Court, and thus its regulatory scheme may serve as a template for this shift.

The State Board of Shorthand Reporting was established by P.L. 1940, c. 175 (N.J.S.A. 45:15B-1 *et seq.*). The name was changed to the State Board of Court Reporting in 2005. N.J.S.A. 45:15B-10 originally defined shorthand reporting as the making by use of symbols or abbreviations, of a verbatim record of any testimony given under oath before any court, referee, or board, commission or other body created by statute of this state. The definition was amended in 2007 and court reporting now means making by use of symbols or abbreviations, or a verbatim record of court proceedings, depositions, other judicial proceedings, meetings of boards, agencies, corporations or other bodies or groups, and causing that record to be printed in readable form or produced on a computer screen in readable form.

**Perfusionists (132) to the Department of Health and Senior Services**

The Perfusionist Advisory Committee, under the State Board of Medical Examiners, created by P.L. 1999 c. 126 (N.J.S.A. 45:9-37.94), licenses individuals to operate heart-lung machines during cardiac surgery and other surgeries that require cardiopulmonary bypass. Perfusionists, working under the supervision of licensed physicians, operate as members of hospital surgical teams to manage a patient's physiologic functions during surgical procedures.

Perfusionists do not engage in independent practice outside of a licensed hospital setting. The functions of the Committee and the regulation of these practitioners could be transferred to the Department of Health and Senior Services given that department's extensive regulation of health care facilities, including staffing requirements and qualifications (See e.g. N.J.A.C. 8:43G -7.3, establishing cardiac surgery staff qualifications, including training of perfusionists).

5. **Other Options for Consideration:**

As alternatives to the suggestions above, the Department is also considering:

- a. Elimination of Interior Designers Committee, if not continued in a Design Board model.

While interior designers are often in private practice and thus often in direct contact with consumers, performing their duties in offices, homes, and businesses, there are only 436 current licensee. The total number of complaints received during past two calendar years was 1 and it concerned advertisement. No public health, safety or welfare would be endangered by eliminating this committee.

- b. Transfer regulation of Locksmiths to Regulated business - if a registration model cannot be developed in the Building Trades Board model.

B. **Legalized Games of Chance Control Commission ("LGCCC")**

The Legalized Games of Chance Control Commission was created by the Legislature in, N.J.S.A. 5:8-1 to administer the Bingo Licensing Law, N.J.S.A. 5:8-24 et seq. ("BLL"), and the Raffles Licensing Law, N.J.S.A. 5:8-50 et seq. ("RLL"). The LGCCC is comprised of five public members appointed by the Governor, with five year terms. The members of the commission serve without compensation but are entitled to be reimbursed for their actual expenses within the limits

of available appropriations. N.J.S.A. 5:8-4. By Reorganization Plan 004-1992, the LGCCC became responsible for the Amusement Games Licensing Law. N.J.S.A. 5:8-100 et seq. ("AGLL")

With the exception of investigative activities, LGCCC has two distinct regulatory functions - one involving charitable fundraising games of chance and the other involving commercial amusement games.

The mission of the LGCCC is to assist organizations that conduct legalized games of chance with their fund raising efforts, to maintain the integrity of legalized games of chance, to maintain the integrity of amusement games, to promote tourism and economic development, and to protect the wagering public playing bingo, raffles or amusement games. The BLI and the RLL regulate qualified charitable organizations that conduct bingo and raffles to raise funds for specific purposes. Bingo and raffles are conducted year-round. Qualified organizations may also conduct or sponsor carnivals operating legalized games with most carnivals taking place during the summer months.

The LGCCC also regulates "for profit" businesses that conduct amusement games in recognized amusement parks, amusement or entertainment areas, shore or resort communities, or at agricultural fairs and exhibitions. The majority of these businesses are seasonal and linked to traditional shore resorts, mostly operating during the summer months. Businesses desiring to operate amusement games must submit an application for a license with the municipality in which the games are to be conducted. The municipality reviews and approves the application and sends it on to the LGCCC for review and approval. The LGCCC actually issues the license which is valid for one year. Every year, approximately 1,000 businesses apply for a license to conduct amusement games. LGCCC staff also evaluates new amusement game devices and certify them before they are



allowed to be sold to establishments that conduct amusement games. When licensees operate games in compliance with the BLL, the RLL and the AGLL they are exempt from laws against gambling.

### **Possible Realignment**

Abolish the LGCCC and transfer its regulatory functions relating to charitable games to the existing Consumer Affairs' Charitable Registrations and Investigations Unit ("CRIU"). This would consolidate LGCCC's regulatory function into a single unit, streamline investigative and enforcement initiatives, and consolidate the collection of penalties. Transfer of LGCCC's commercial amusement games regulation function to the Department of Community Affairs ("Community Affairs")<sup>2</sup> whereby consolidating regulation of commercial amusement business operations and minimizing costs of regulation.

Because the laws governing commercial amusement games do not affect charitable fundraising organizations and because many amusement games are located in areas where carnival or amusement rides also operate, LGCCC's commercial gaming focus is appropriately transferred to Community Affairs which, through its Advisory Board on Carnival-Amusement Ride Safety Games and Rides, already regulates amusement/carnival rides and safety to ensure the protection of the consuming public pursuant to CARSA. In addition, CARSA, like the AGLL, provides for an investigative staff and preserves municipal authority to regulate. Because both the Advisory Board and the LGCCC are constituted in such a similar manner and have such similar functions with respect to the commercial amusement and gaming industry, the transfer and consolidation of these

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<sup>2</sup>Community Affairs regulates carnival-amusement rides safety pursuant to the Carnival-Amusement Rides Safety Act, N.J.S.A. 5:3-31 et seq. ("CARSA").

independent authorities into a single organizational unit is practical, economical and in the best interest of the regulated and consuming public.

C. **Office of Weights and Measures ("Office")**

Headed by the Superintendent of Weights and Measures, N.J.S.A. 52:17B-24, the Office supervises the work of county and municipal superintendents, N.J.S.A. 51:1-54, and directly oversees the work of the State employees who are assigned to the Office. The Superintendent is appointed by the Governor for the Governor's term, and until a successor is appointed and qualified. N.J.S.A. 52:17B-24. The Office certifies standards, including weigh stations used by law enforcement, N.J.S.A. 51-102 which are presumptive evidence of authenticity. Federal funds for size and weight enforcement of trucking is dependent on certification to the United States Department of Transportation that standards are being met.

Although county level enforcement of weights and measures may appear to be duplicative of the State's mission, enforcement among the counties is inconsistent. The State should have a role in coordinating and supervising enforcement efforts to ensure uniformity of effort among all county actors.

The current structure of the Office, however, would benefit from the elimination of the position of Superintendent, and devolution of those powers and responsibilities to the Director of the Division of Consumer Affairs. The functions of the Office of Weights and Measures could be merged into the existing Office of Consumer Protection. This transfer would maximize the efficiency of the existing workforces through cross training, and also result in greater coordination of consumer protection enforcement efforts.

### III. DIVISION OF CRIMINAL JUSTICE

#### A. State Medical Examiner/Regional Medical Examiner ("SME"/"RME")

The State Medical Examiner, established by N.J.S.A. 52:17B-78, and located within the Division of Criminal Justice, has general supervisory authority over the county medical examiners, is responsible for the performance of death investigations and autopsies, as well as the operation and administration of the Regional Medical Examiner's Offices in Newark and Woodbine. The State Medical Examiner is also responsible for the operation and administration of the State Toxicology Laboratory, as well as coordination with mass casualty planning.

The Regional Medical Examiner's Offices established by former Attorney General Verniero performs autopsies and death investigations on a contractual basis to four counties in northern New Jersey (Essex, Passaic, Hudson and Somerset) and two counties in southern New Jersey (Cape May and Cumberland). The operation of the RME is fully funded by contractual fees assessed to the participating counties.

In those counties which are not part of the RME system the counties are responsible for performing death investigations using a county medical examiner, a physician who is typically retained on a contractual basis to perform the requisite functions. Training and experience differ among those county medical examiners.

#### **Options**

1. The current allocation of the SME/RME system to the Division of Criminal Justice does not maximize the efficiencies of operation and personnel which could be achieved if their functions were transferred to the Department of Health, which has a complement of physicians who are more able to supervise the entire medical/legal functions of the offices,

as well as experience with the mass casualty planning aspects of the SME. Such realignment would also further one of the Best Practices and Standards articulated by the National Academies, that forensic scientists should function administratively independent of law enforcement administrators. "Strengthening Forensic Science in the United States: A Path Forward," The National Academies, 2009, at 23-24.

2. In the event that transfer of the SME/RME to the Department of Health is not accomplished, the possibility of contracting with an existing hospital, such as the University of Medicine and Dentistry, should also be explored.
3. Another alternative to merging the SME/RME system with the Department of Health, or contracting with a hospital system for the function, would be to merge the SME/RME into the existing State Police forensic laboratory system, thereby achieving economies and efficiencies of scale. This option would also allow the Department of Law and Public Safety to retain policy control over death investigations and autopsies, as well as avoid the necessity of a statutory reformation of the existing SME/RME scheme. Such a merger would not, however, achieve the National Academies Best Practices standard of removing forensic scientists from administrative oversight by law enforcement administrators which is outlined above.
4. One additional option, which would achieve the National Academies recommendation while preserving economies and efficiencies, would be to merge the SME/RME function, as well as those of the State Toxicology Laboratory, with the existing State Police forensic laboratory system and create a Bureau of Forensic Sciences, which would be allocated to the Office of the Attorney General for administrative purposes. The facility and human

resources/employee relations functions would be supported by the existing departmental resources in those areas. This option would also allow for the redeployment of enlisted members of the Division of State Police into law enforcement functions and allow the administrative civilianization of the forensic laboratory function, an additional efficiency which will save money while maximizing the use of law enforcement resources.

B. **State Toxicology Laboratory ("Lab")**

The Lab was established at the direction of former Attorney General Verniero to provide post-mortem toxicology and law enforcement drug testing on a contractual basis to county prosecutors and police departments. The Attorney General Guidelines on Law Enforcement Drug Testing require that law enforcement drug testing services for those law enforcement entities which adopt the Guidelines must be performed by the State Toxicology Laboratory. The Lab is also required by N.J.A.C. 13:49-2.1 to perform toxicology tests in certain cases involving violent death.

The Lab has had difficulties maintaining adequate staffing, which may impact its ability to maintain necessary national accreditation. Several options are apparent including: (1) eliminate the Lab and use contracted services; and (2) merge the Lab with existing State Police forensic laboratories, which maintain ASCLAD certification. The forensic sciences could either remain at State Police, or be transferred to the Office of the Attorney General as a Bureau of Forensic Sciences, as outlined above with respect to the State and Regional Medical Examiner systems.

IV. **JUVENILE JUSTICE COMMISSION**

Although the Juvenile Justice Commission ("JJC" or "Commission") is in, but not of, the Department of Law and Public Safety, N.J.S.A. 52:17B-170 a, the Attorney General is the request officer for the Commission for the purposes of N.J.S.A. 52: 27B-15, and is also the Chair of the

Executive Board. Within that context, the Department of Law and Public Safety notes that the JJC has advanced plans to improve efficiencies by consolidation of the wings of the Juvenile Medium Security Facility, thereby eliminating 40 custody positions by reducing the available bed space by 110. Impacted custody officers would be reassigned to other JJC facilities to reduce overtime or transferred to the Department of Corrections. The reception and assessment function which is currently housed at the Juvenile Medium Security Facility will be relocated to the New Jersey Training School.

At the New Jersey Training School, the JJC proposes to reduce the total number of custody staff by utilizing civilian youth and social workers to supervise housing units, which would function as fully contained entities. Corrections officers would continue to supervise the most restrictive units, and also maintain perimeter security, man strategic control posts, and respond to any emergencies at the Training School. The reconfiguration will result in the elimination of fifteen correction officer positions. These officers would be transferred to the Department of Corrections.

The Commission intends to achieve cost savings with no diminution in level of care by contracting with the University of Medicine and Dentistry to provide medical services to residents. Current JJC employees will be offered job opportunities with UMDNJ. The resources and economies of scale which exist within UMDNJ will create savings for the State.



**APPENDIX A**

Accountancy Board

Acupuncture Examining Board

Alcohol and Drug Counselor

Architects Board

Joint Committee of Architects and Engineers

Athletic Training Advisory Committee

Audiology and Speech Language Pathology Advisory Committee

Cemetery Board

Chiropractic Examiners Board

Cosmetology and Hairstyling Board

Court Reporting Board

Dentistry Board

Electrical Contractors Examiners Board

Electrologists Advisory Committee

Fire Alarm, Burglar Alarm and Locksmith Advisory Committee

Genetic Counseling Advisory Committee

Hearing Aid Dispensers Examining Committee

Heating, Ventilating, Air Conditioning and Refrigeration Contractors Board

Home Inspection Advisory Committee

Interior Design Examination and Evaluation Committee

Marriage and Family Therapy Examiners Board

Massage, Bodywork and Somatic Therapy Examining Committee, now Board

Master Plumbers Examiners Board

Medical Examiners Board

Medical Practitioner Review Panel

Mortuary Science Board

Nursing Board

Occupational Therapy Advisory Council

Ophthalmic Dispensers and Ophthalmic Technicians Board

Optometrists Board

Orthotics and Prosthetics Board of Examiners

Perfusionists Advisory Committee

Pharmacy Board

Physical Therapy Board

Physician Assistant Advisory Committee

Polysomnography Board

Professional Counselor Examiners Committee

Professional Engineers and Land Surveyors Board

Professional Planners Board

Psychoanalyst Advisory Committee

Psychological Examiners Board

Real Estate Appraisers Board

Respiratory Care Board

Social Work Examiners Board

Veterinary Medical Examiners Board

# Appendix B - Inactive, Expired, Defunct or Abolished Boards and Commissions

Commission on Missing Person	Abolished by Reorganization Plan 004-1992, effective January 29, 1993. Plan said the elimination was because the Commission's functions were being performed by other entities within Law and Public Safety, including State Police Missing Persons Unit.
	The Notification Advisory Council was established by <u>N.J.S.A. 2C:7-11</u> , part of Megan's Law, function was to conduct a comprehensive review of guidelines. Council to expire after completion of the review and submission of recommendations, to be completed by 10/31/95, one year after effective date of the statute. NB: Internet Registry Advisory Council was created by <u>N.J.S.A. 2C:7-18</u> , to consult with and provide recommendations to the Attorney General with respect to making sex offender registration records available to the public on the Internet. This body is supposed to hold "at least two meetings per year to review and implementation and operations of the Internet registry."
Community Notification Advisory Council	
Crime Prevention Advisory Committee	Abolished by the Reorganization Plan 004-1992, effective January 29, 1993. Eliminated to avoid redundancy and promote the efficiency of the Police Training Commission. Statute creating Committee <u>N.J.S.A. 52:17B-77.1</u> should be repealed.
New Jersey Commission to Deter Criminal Activity	Act which established the Commission ( <u>N.J.S.A. 52:17B-151</u> et seq) repealed by P. L. 2007, c.39, effective January 29, 2007.
Police Paperwork Reduction Task Force	Task Force was created by P.L.2000 c.126, Section 43 created the Police Paperwork Reduction Task Force. The group never met, and did not issue a report. Statute should be repealed.
Sentencing Policy Study Commission	Commission expired upon filing of final report in January 1994. No further action needed.
	The predecessor Citizens' Consumer Advisory Committee consulted with and advised the Office of Consumer Protection in the Division of Consumer Affairs, on issues of broad economic policy of concern to consumers on programs to protect consumer interests or meet their needs, and on needed improvements in the flow of consumer research material to the public. Committee transferred to Division of Consumer Affairs, P. L. 1971, c. 134 (C.52:17B-120, 129) and renamed Citizens Consumer Affairs Advisory Committee. No activity in recent years. Committee should be abolished.
Citizens' Consumer Advisory Committee	<u>N.J.S.A. 52:17B-129</u> should be repealed. Director can obtain consumer input through other means.
Landscape Architect Examination and Evaluation Committee	The powers and duties of the Committee were statutorily transferred to the New Jersey State Board of Architects, <u>N.J.S.A. 45:35A-17</u> .
Legalized Gaming Policy Study Commission	Created by E.O.83 (1993)( <u>Florio</u> ), was to prepare report and recommendations no later than 12/31/93 and cease operations upon issuance of the report. Rescind E.O. 83 (1993) ( <u>Florio</u> )
New Jersey Uniform Securities Law Study Commission	Created by Joint Legislative Resolution in 1993. No record of meetings being held. Abolish.
Task Force on Workplace Violence	Created by P. L. 2002, c. 49, report to be issued to Governor and Legislature by 8/03/02, one year after the effective date of the statute. E.O. 49 (1996) (Whitman) established as State policy that workplace violence would not be tolerated, and tasked Commissioner of Personnel with implementing the policy. LPS SOP 2-00 establishes procedures for reporting instances of workplace violence. P. L. 2002, c. 49 should be repealed.

Ticket Brokering Study Commission	Created by P.L., 1997, c. 275, effective December 24, 1997. Report to be issued within four months of the effective date of the act. No sunset clause in statute. Statute should be repealed.
State Board of Public Movers and Warehousemen	Abolished by Executive Reorganization #008-1998, effective 02/08/99. Functions of the Board were moved to the Regulated Business section of the Office of Consumer Protection at the Division of Consumer Affairs. No further action needed.
Advisory Committee to Study the Future of the New Jersey Training School for Boys in Monroe township	E.O. 75 (Whitman) Feasibility of closing Training School, E.O. should be rescinded.



**State of New Jersey**

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

POST OFFICE BOX 340

TRENTON, NEW JERSEY 08625-0340

CHRIS CHRISTIE

*Governor*

*Commander-in-Chief*

14 July 2010

☆☆

GLENN K. RIETH

*Major General*

*The Adjutant General*

Deborah Gramiccioni  
Director of Authorities Unit  
Office of the Governor  
PO Box 001  
Trenton, NJ 08625-0001

Dear Ms. Gramiccioni:

Reference Executive Order 15 in regards to the Department of Military and Veterans Affairs Committees and Commissions. I have listed all expired/defunct/inactive Committees and Commissions on the attached sheets. Each Committee/Commission is listed with its expiration date, Public Law where applicable, and replacement Commission.

The Commissions and Committees in question are:

- 134 Advisory Commission on Women Veterans of New Jersey
- 135 Agent Orange Commission
- 136 Commission for the Study and Treatment of PTSD in Vietnam Veterans
- 137 Korean Veterans' Memorial Committee
- 138 Defense Conversion and Community Assistance Commission
- 139 Vietnam Veterans' Memorial Committee
- 140 Governor's Commission on Support and Enhance New Jersey's Military and Coast Guard Installations

Sincerely,

A handwritten signature in black ink, appearing to read "Glenn K. Rieth".

GLENN K. RIETH

Major General, NJARNG  
The Adjutant General

## **Military and Veterans Affairs**

Inactive, Expired, Defunct or Abolished Committees and Commissions 2010

### **134 – Advisory Commission on Women Veterans of New Jersey**

- a. Expired
- b. This Commission has been replaced by the Commission on Women Veterans signed by the Governor on 11 November 2008

### **135 – Agent Orange Commission**

- a. Defunct
- b. Disbanded by Governor Christine Todd Whitman in 1996.
- c. This commission was put in place for the purpose of working with the US Department of Veteran Affairs in establishing Agent Orange as a Service connected disability condition. This has been passed and the commission is no longer needed.

### **136 – Commission for the Study and Treatment of Post Traumatic Stress Disorder in Vietnam Veterans**

- a. Expired
- b. Expiration date of 12/31/91
- c. Given the progress made in the study and treatment of PTSD over the years and given the fact that the Commission was focused on Vietnam Veterans and we now know that PTDS is a problem for many veterans who served Post-Vietnam including Desert Storm and OEF/OIF veterans, the original purpose of that Commission has been satisfied by existing policies and practices of the US Department of Veterans Affairs.

### **137 – Korean Veterans Memorial Committee**

- a. Expired/Defunct
- b. Committee shall expire on the day the Memorial is officially dedicated. The Memorial was dedicated on 11/13/2000
- c. This was a fundraising Committee and once the Memorial was built and expenses paid, the Committee was no longer necessary.

### **138 – Defense Conversion and Community Assistance Commission**

- a. Inactive
- b. We have no further information on this Commission. Although it may have related to BRAC closings and converting facilities at BRAC-closed bases to Community and/or Veterans-related usage.

### **139 – Vietnam Veterans Memorial Committee**

- a. Expired/Defunct
- b. Committee shall continue until Vietnam Era Educational Center is complete. The Education Center was dedicated and completed on 9/27/1998.
- c. This was a fundraising Committee and once the Memorial was built and expenses paid, the Committee was no longer necessary.



**140 – Governor’s Commission to Support and Enhance New Jersey’s Military and Coast Guard Installations**

- a. Expired
- b. Expiration date of 12/31/05
- c. We have no further information on this Commission. However, the Council on Armed Forces and Veterans Affairs is authorized to cover any of the issues of this Council.



# New Jersey Motor Vehicle Commission

P.O. Box 160  
Trenton, New Jersey 08666-0160

STATE OF NEW JERSEY

Chris Christie  
Governor


Kim Guadagno  
Lt. Governor

Raymond P. Martinez  
Chief Administrator

*Privileged and Confidential*

TO: Michele Brown, Esq., Appointments Counsel  
Office of the Governor

Deborah Gramiccioni, Director  
Authorities Unit

FROM: Raymond P. Martinez, Acting Chief Administrator/Acting Chair   
Motor Vehicle Commission

DATE: July 12, 2010

SUBJECT: MVC Boards, Commissions, and Authorities – Executive Order #15

In accordance with the provision within Executive Order 15 (Christie 2010) that mandates a review of the State's Boards, Commissions, and Authorities within the Motor Vehicle Commission's (MVC) jurisdiction to determine which can be terminated, abolished, or consolidated, I offer the following information.

1. Motor Vehicle Affordability and Fairness Task Force: The work of this task force has been completed and the recommendations implemented. By operation of law, upon submission of the task force's final report, the task force was dissolved.
2. Fix DMV Commission: This commission was established on April 25, 2002 by Executive Order. Within 120 days of the Order, the commission was to conduct a comprehensive analysis of the then Division of Motor Vehicles and prepare a report with recommendations on "restructuring and re-engineering the Division as an effective, modern, customer service oriented Division with the highest level of secure document processing and production." The commission issued its final report in November 2002. The recommendations in the commission's final report led to enactment of the "Motor Vehicle Security and Customer Service Act," which abolished the former Division and created the Motor Vehicle Commission. Following enactment of the Act, the Fix DMV Commission disbanded as its work was completed.
3. Teenage Driver Safety Study Commission: This commission was established pursuant to an act of the legislature. The commission was tasked with "studying, examining, and reviewing the issue of teenage driver safety in New Jersey." The MVC had no identified, appointed representative that was part of the commission. The work of this commission has been completed and the recommendations implemented. The act establishing the commission expired "upon the filing of the commission's report to the Governor and Legislature . . . ." Therefore, by operation of law, this commission is abolished.
4. Low Emission Vehicle Review Commission: This commission, created pursuant to statute, was not under the jurisdiction or authority of the MVC. In fact, the MVC had no identified, appointed representative that was part of the 15-member commission, and the Director of the Environmental and Occupational Health Sciences Institute at Rutgers, the State University of New Jersey, or his or her designee, served as chairperson of the commission. That said, the work of this commission has been completed.

5. State Limousine Advisory Committee: This committee exists pursuant to statute, and the Chief Administrator of the MVC serves as the Chair. The duty of the committee is to "advise the Department of Transportation regarding policies, regulations and standards as may be necessary or desirable to promote the public safety and convenience in respect to limousine service." The committee is required by statute to meet at least twice during each year; however, formal appointments to the committee have lapsed, meetings have been sporadic and have often been organized by limousine industry representatives. It is the MVC's recommendation that the act creating this committee, and all references in law to the committee be repealed.

6. Medical Advisory Panel:

The Medical Advisory Panel was established pursuant to statute in February of 1977, and is still active. The Panel consists of physicians licensed to practice medicine and surgery (including physicians specialty-board certified in internal medicine, psychiatry, neurology, physical medicine, and ophthalmology), licensed optometrists, and officials of the MVC. Members are appointed by the Governor upon recommendation by the Chief Administrator of the MVC and are in such number as the Governor and Chief Administrator deem appropriate. In recommending the physician and optometrist members, the Chief Administrator shall seek the advice and recommendations of the Medical Society of New Jersey with respect to the physician members, and the New Jersey Optometric Association with respect to the optometrist members.

The Panel studies and reviews all medical criteria and vision standards applicable to the licensing of motor vehicle drivers by the MVC and recommends additions and revisions as appropriate. Members may be required to, and do, give testimony at administrative hearings concerning applicants and licensees who may suffer from medical, vision, psychiatric, psychological or characterological disorders relating to a person's ability to safely operate a motor vehicle.

The members of the Panel serve at the pleasure of the Governor. They receive no compensation for their services but, pursuant to statute, shall be reimbursed for the reasonable expenses actually incurred in the performance of their duties as approved by the Chief Administrator. Currently, there are 12 members on the Medical Advisory Panel. It is recommended that the Medical Advisory Panel continue to exist, in light of the value the medical experts bring to the MVC in carrying out its responsibility to keep the roadways safe for the public.

Should you have any additional questions regarding this information, please feel free to contact me.

RPM/rmg

c: Denise L. Coyle, Chief of Staff

**ADDENDUM TO MEMORANDUM OF JULY 12, 2010**

Please accept this addendum to the Motor Vehicle Commission's ("MVC") July 12, 2010 Memorandum addressing the above-referenced subject. The purpose of this addendum is to address the State Commission on Drunk Driving, a commission that the MVC may have overlooked consideration of in accordance with Executive Order 15 (Christie 2010).

1. State Commission on Drunk Driving: This Commission, created pursuant to a Joint Resolution that was approved and became effective in 1984, was not under the jurisdiction or authority of the then Division of Motor Vehicles ("DMV")(now the MVC). The DMV in 1984 was a division within the Department of Law and Public Safety, and the DMV Director was named as a representative to the State Commission on Drunk Driving. The Attorney General was named as the Chair of this Commission and, therefore, although not clear, the Commission appears to have been under the authority or jurisdiction of the Attorney General. A lack of any existing historical DMV records and the absence of any current MVC records related to this Commission seem to indicate that there has been no recent involvement or participation by any immediate past DMV Director or MVC Chief Administrator.

A 1998 report issued by the Senate Task Force on Alcohol Related Motor Vehicle Accidents and Fatalities indicates that the State Commission on Drunk Driving "studied the problem of drunk driving in this State from the mid-1980s through the early 1990s" and recommends the creation of a permanent study commission to perform functions similar to those conducted by the State Commission on Drunk Driving.

Therefore, the MVC concludes that the State Commission on Drunk Driving has not been active since the early 1990s and, as such, the MVC recommends that the Commission be formally eliminated.

Should you have any additional questions regarding this additional information, please feel free to contact me.



**State of New Jersey**

DEPARTMENT OF STATE

TRENTON, NJ 08625

(609) 984-1900

CHRIS CHRISTIE  
*Governor*

LT. GOVERNOR KIM GUADAGNO  
*Secretary of State*

July 15, 2010

Michele Brown, Esq. Appointments Counsel  
Deborah Gramiccioni, Director, Authorities Unit  
Office of the Governor  
State of New Jersey  
PO Box 001  
Trenton, NJ 08625

Dear Ms. Brown & Ms. Gramiccioni:

In response to the Executive Order 15 request to review Boards, Commissions and Authorities allocated to the Department of State, attached please find a list of final recommendations.

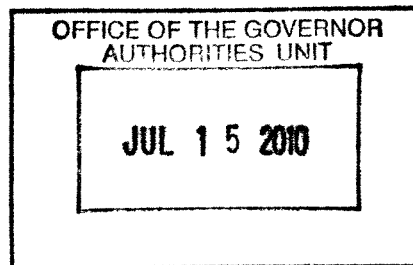
If I can be of any further assistance, please feel free to contact my office.

Sincerely,

A handwritten signature in black ink, appearing to read "John Hutchison".

John Hutchison  
Chief of Staff to the Lt. Governor

C: Kathy Kisko, Assistant Secretary of State



**DEPARTMENT OF STATE  
SUMMARY RESPONSE TO EXECUTIVE ORDER #15  
PRIVILEGED AND CONFIDENTIAL**

- *It is recommended the following boards within the Department of State be retained:*
  - New Jersey State Historical Records Advisory Board
  - State Historical Records Coordinator
  - Board of State Canvassers
  - New Jersey Heritage Tourism Task Force
  - New Jersey Commission on American Indian Affairs
  - New Jersey Cultural Trust Board of Trustees
  - New Jersey Historical Commission
  - New Jersey State Council on the Arts
  - Martin Luther King, Jr. Commission
  - Advisory Commission on Faith Based Initiatives
  - New Jersey State Museum Board of Trustees
  - New Jersey Israel Commission
  - Ethnic Advisory Council
  - New Jersey Eastern European-American Heritage Commission
  - New Jersey Hellenic American Heritage Commission
  - Asian American Study Foundation - Board of Trustees
  - New Jersey Arab American Heritage Commission
  - New Jersey Eastern European - American Heritage Commission
  - New Jersey Hellenic American Heritage Commission
  
- *It is recommended the following boards within the Department of State be eliminated based upon inactivity:*
  - New Jersey Tourism Policy Council
  - Election Advisory Council
  - Governor's Youth Advisory Council
  - Ellis Island Advisory Commission
  - Governor's Hispanic Advisory Council for Policy Development
  
- *It is recommended the following boards within the Department of State be eliminated based upon the enabling legislation denoting an expiration date:*
  - Coordinating Committee on Youth
  - The 225<sup>th</sup> Anniversary of the American Revolution Celebration Commission
  - New Jersey Abraham Lincoln Bicentennial Commission
  - Governor's Study Commission on Discrimination in State Employment and Contracting
  - Jewish Heritage Trail Study Commission
  - Governor's Commission on Eastern European History
  - Task Force on New Jersey History

- *It is recommended the following boards within the Department of State be eliminated due to repeal or replacement:*
  - Advisory Council of the State Museum – Repealed
  - Governor’s Asian American Commission - Replaced with the Asian American Study Foundation.
- *The Department of State is deferring to the Department of Education on the following board:*
  - Amistad Commission – Active board transferring to the Department of Education effective 7/1/10)
- *The Department of State is deferring to the New Jersey Higher Education Task Force on the following boards (note: State does not hold any seats nor has any involvement with these boards):*
  - Board of Higher Education Student Assistance Authority
  - New Jersey Commission on Higher Education
  - New Jersey Educational Opportunity Fund Board of Directors
  - State Library Advisory Council
  - New Jersey Word Trade Center Scholarship Fund Board of Trustees
  - The College of New Jersey Board of Trustees
  - University of Medicine & Dentistry of New Jersey Board of Trustees
  - Advisory Graduate Medical Education Council of New Jersey
  - Board of Directors of University Hospital
- *The Department of State is deferring to the Administration proposal to privatize NJN on the following board:*
  - New Jersey Public Broadcasting Authority
- *The following inactive/expired boards were never affiliated with the Department of State:*
  - Ellis Island New Jersey Restoration Advisory Committee
  - Chief Executive Officer and Secretary of the New Jersey Commerce and Economic Growth Commission Board of Directors
  - Governor’s Task Force on Women and Bleeding Disorders
  - New Jersey Commemorative Coin Design Commission
  - Regulatory Impact Analysis Advisory Task Force
  - Commission on Racism, Racial Violence and Religious Violence
  - Commission to Study Sex Discrimination in the Statutes
  - Governor’s Advisory Council on AIDS
  - Governor’s Advisory Council on Minority Business Development
  - New Jersey Citizens’ Clean Elections Commission
  - Video Lottery Study Commission
  - Christopher Columbus Quincentennial Observance Commission
  - New Jersey Governor’s School Board of Overseers (Old)
  - Governor’s Study Group on the Bicentennial of the Polish Constitution



**DEPARTMENT OF STATE  
ACTIVE BOARDS**

<b>Board Name</b>	<b>Recommendation</b>	<b>Justification</b>
New Jersey State Historical Records Advisory Board	Retain	The Board's legal authority is a federally mandated program through the NHPRC/National Archives and is the central advisory and coordinating body responsible for the historical records planning program.
State Historical Records Coordinator	Retain	The Coordinator is appointed to a minimum four year term and serves as the chair of the State Historical Records Advisory Board.
New Jersey Eastern European-American Heritage Commission	Retain	
New Jersey Hellenic American Heritage Commission	Retain	
Board of State Canvassers	Retain	The Board was established by the Legislature and shall convene after state and federal elections to certify election results.
Asian American Study Foundation - Board of Trustees	Retain	
New Jersey Tourism Policy Council	Eliminate	To date, the Council has not met and only two appointments have been made for the 23 seat Council.
New Jersey Arab American Heritage Commission	Retain	
Ethnic Advisory Council	Retain	
New Jersey Heritage Tourism Task Force	Retain	The Task Force provides direction for the promotion of heritage tourism in the state and is charged with improving the state's performance in the regional/national heritage tourism marketplace.

Board Name	Recommendation	Justification
New Jersey Commission on American Indian Affairs	Retain	The Commission is responsible for the development of programs and projects relating to the cultural, educational and social development of New Jersey's Native American Communities and acts as liaison among the Native American communities, the State and federal governments, and educational, social and cultural institutions.
Amistad Commission	Transfer to the Department of Education	The Commission was established for the purpose of incorporating African-American history into the traditional curriculum of New Jersey's schools. The FY 2011 annual appropriations act contains language transferring the Commission to the Department of Education.
New Jersey Cultural Trust Board of Trustees	Retain	The Board of Trustees is responsible for support of the arts, history and humanities by assisting in the funding of capital facilities projects and endowment development.
New Jersey Historical Commission	Retain	The Commission is responsible for carrying out and assisting programs to advance scholarship, public knowledge and preservation of New Jersey history.
Governor's Advisory Council on Volunteerism and Community Service	Retain/Consolidate	Consideration should be given to consolidate this Council with the New Jersey Commission on National Service since they share a similar purpose.
New Jersey Commission on National Service	Retain/Consolidate	Consideration should be given to consolidate this Council with the Governor's Advisory Council on Volunteerism and Community Service since they share a similar purpose.
New Jersey State Council on the Arts	Retain	The Council is responsible for promoting public interest in, and support of, the performing and creative arts in New Jersey.

Board Name	Recommendation	Justification
Martin Luther King, Jr. Commission	Retain	The Commission is responsible for the development of activities in honor of Martin Luther King, Jr.'s birthday, and to create programs designed to educate the people of New Jersey about Martin Luther King, Jr. and the Civil Rights Movement.
Advisory Commission on Faith Based Initiatives	Retain	The Commission is responsible for advising the Governor regarding matters affecting the public faith based organizations including making recommendations concerning the future of existing state programs and initiatives.
New Jersey State Museum Board of Trustees	Retain	
American Indian Implementation Advisory Council	Eliminate	The functions associated with this Council can be consolidated with the New Jersey Commission on American Indian Affairs.
New Jersey Israel Commission	Retain	The Commission was established to promote the development of trade, culture and educational exchanges; encourage the development of capital investment and joint business ventures; and foster a spirit of cooperation between the citizens of the State of Israel and the State of New Jersey.

*Note: For all Boards/Commissions recommended for retention, compensation is allowed for necessary expenses incurred in the performance of duties; however, members have not received or sought reimbursement.*

**DEPARTMENT OF STATE  
INACTIVE / EXPIRED BOARDS**

<b>Board Name</b>	<b>Recommendation</b>	<b>Justification</b>
Coordinating Committee on Youth	Expired	The Committee was created to assess successful faith-based and nonprofit youth programs that currently exist and establish a Statewide Corporate-Business Youth Mentor Program. The Committee expired on 6/30/06, per the Public Law.
The 225th Anniversary of the American Revolution Celebration Commission	Expired	The commission was created to promote and coordinate programs and activities of government in honor of the 225 <sup>th</sup> anniversary of the American Revolution. The Commission expired on 12/31/08, per the Executive Order.
New Jersey Abraham Lincoln Bicentennial Commission - Federal	Expired	The Commission was created to recommend activities to honor President Lincoln and to educate residents of New Jersey about his life, especially his years of service as our 16 <sup>th</sup> President. The Commission expired 12/31/09.
Advisory Council of the State Museum	Repealed	The Council was created to advise and consult with the Director with respect to the functions of the Division and study and evaluate public services rendered and recommend appropriate items for addition to collections or for discard. The Council was repealed by P.L. 1999, c. 437 of 01/18/00 when the State Museum was transferred to the Department of State.
Governor's Asian American Commission	Eliminate	The Commission was replaced with the Asian American Study Foundation created by P.L. 2005, c. 371 of 1/12/06.
Governor's Youth Advisory Council	Eliminate	The Council was established as an ancillary body of the Governor's Advisory Council on Volunteerism & Community which is active.
Governor's Study Commission on Discrimination in State Employment and Contracting	Expired	The Commission is expired. Prior to expiration, two reports were issued: 1) Mason Tillman, <i>Construction Services Disparity Study</i> , October 2005; 2) MGT of America, <i>Disparity Study of Procurement in Professional Services, Other Services, and Goods and Commodities</i> , June 2005.

Board Name	Recommendation	Justification
Jewish Heritage Trail Study Commission	Eliminate	The Commission was set to expire 30 days after submission of a final report. No report was issued and the Commission is inactive.
Governor's Commission on Eastern European History	Expired	The Commission expired 8/22/93, per Executive Order. The New Jersey Eastern European-American Heritage Commission was created by Executive Order # 65 of 1/11/10 which is recommended for consolidation under the Ethnic Advisory Council.
Task Force on New Jersey History	Expired	Per legislation, the Task Force was set to expire 18 months after the first meeting. A final report was issued June 1997.
Election Advisory Council	Eliminate	N.J.S.A. 19:8-37 established a Voting Accessibility Advisory Committee in each county. This Voting Accessibility Committee at the county level is currently active. An Executive Order was signed by Governor Kean creating an Election Advisory Council which shall review the State's election procedures, recommend to the Governor revisions in the election laws and develop programs to increase voter participation in the election process. After Governor Kean left office, this committee became defunct. As part of the Help America Vote Act (HAVA), a HAVA State Planning Committee was formed. This is a diverse Committee of individuals with a demonstrated commitment to the State's election process and who are notably interested in improving elections for the benefit of all our citizens. This Committee is currently active. Since the HAVA State Planning Committee's mission is similar to that of the Advisory Council, it may replace the Election Advisory Council.

**ACTIVE BOARDS NOT AFFILIATED WITH DEPARTMENT OF STATE**

<b>Board Name</b>	<b>Recommendation</b>	<b>Justification</b>
New Jersey Public Broadcasting Authority	Defer to the Administration proposal to privatize NJN.	This Authority is affiliated with New Jersey Network. The Department of State does not hold any seats nor has any involvement with this Authority.
Board of the Higher Education Student Assistance Authority	Defer to the New Jersey Higher Education Task Force.	The Department of State does not hold any seats nor has any involvement with this Authority.
New Jersey Commission of Higher Education	Defer to the New Jersey Higher Education Task Force.	The Department of State does not hold any seats nor has any involvement with this Commission.
New Jersey Educational Opportunity Fund Board of Directors	Defer to the New Jersey Higher Education Task Force.	The Board is affiliated with Higher Education & Student Assistance. The Department of State does not hold any seats nor has any involvement with this Board.
State Library Advisory Council	Defer to the New Jersey Higher Education Task Force.	This Council is affiliated with the State Library/Thomas Edison College. The Department of State does not hold any seats nor has any involvement with this Council.

Board Name	Recommendation	Justification
New Jersey World Trade Center Scholarship Fund - Board of Trustees	Defer to New Jersey Higher Education Task Force.	The Board is affiliated with Higher Education & Student Assistance. The Department of State does not hold any seats nor has any involvement with this Board.
The College of New Jersey - Board of Trustees	Defer to New Jersey Higher Education Task Force.	The Board is affiliated with the College of New Jersey. The Department of State does not hold any seats nor has any involvement with this Board.
University of Medicine & Dentistry of New Jersey Board of Trustees	Defer to New Jersey Higher Education Task Force.	The Council is affiliated with the University of Medicine & Dentistry of New Jersey. The Department of State does not hold any seats nor has any involvement with this Board.
Advisory Graduate Medical Education Council of New Jersey	Defer to New Jersey Higher Education Task Force.	The Council is affiliated with the University of Medicine & Dentistry of New Jersey. The Department of State does not hold any seats nor has any involvement with this Council.
Ellis Island Advisory Commission	Eliminate	The Commission was created in September 2008 and is responsible for promoting the Ellis Island Institute and to recognize the accomplishments of the State of New Jersey in the rehabilitation, reuse and protection of cultural and historic resources on Ellis Island. To date, the Commission has not met.



**INACTIVE / EXPIRED BOARDS NOT AFFILIATED WITH DEPARTMENT OF STATE**

<b>Board Name</b>	<b>Recommendation</b>	<b>Justification</b>
Ellis Island New Jersey Restoration Advisory Committee	Eliminate	The Committee was created as an "in-but-not-of" entity of the Department of Environmental Protection. In December 1999, the Advisory Committee on the Preservation and Use of Ellis Island fulfilled its charge and effectively completed its work by delivering to the Governor and the State Historic Preservation Officer a Report recommending a plan to maintain, restore, and put to beneficial use the structures on Ellis Island, New Jersey.
Chief Executive Officer and Secretary of the New Jersey Commerce and Economic Growth Commission Board of Directors.	Eliminate	This was affiliated with the NJ Commerce Commission and was abolished.
Governor's Hispanic Advisory Council for Policy Development	Eliminate	The Council was created as an "in-but-not-of" entity of the Department of State. The Council advised the Governor on substantive policy matters affecting the Hispanic community including, but not limited to, health, education, economic development, housing and urban revitalization, employment, and other public policy issues affecting Hispanics Statewide. The Council is inactive.
Governor's Task Force on Women and Bleeding Disorders	Eliminate	The Task Force was created under the Department of Health & Senior Services. A final report was issued in June 2006. The work shall be concluded upon completion of the report to the Governor and shall be dissolved 30 days from the date of that report.
New Jersey Commemorative Coin Design Commission	Eliminate	The Commission's final report was issued 3/10/98 and the New Jersey quarter has since been minted. Their final meeting was held on 3/10/98.

**INACTIVE / EXPIRED BOARDS NOT AFFILIATED WITH DEPARTMENT OF STATE**  
Page 2

<b>Board Name</b>	<b>Recommendation</b>	<b>Justification</b>
Regulatory Impact Analysis Advisory Task Force	Eliminate	The Task Force was created as an advisory body to the Governor and Legislature on efficiencies in the regulatory processes. The Task Force may be expired. There is no conclusion as to whether a final report was issued.
Commission on Racism, Racial Violence and Religious Violence	Eliminate	The Commission submitted a final report in December 1993.
Commission to Study Sex Discrimination in the Statutes	Eliminate	The Commission was created to study the statutes and decisions of the courts in the state in relation to sex-based classifications in the statutes. This Commission expired 1/8/80.
Governor's Advisory Council on AIDS	Eliminate	The Council was replaced by the Governor's Advisory Council on AIDS and Related Blood-Borne Pathogens, created by Executive Order # 61 of 5/27/03 and is affiliated with the Department of Health & Senior Services.
Governor's Advisory Council on Minority Business Development	Eliminate	The Council was created under the Commerce Commission, Division of Minority and Women Owned Businesses and later transferred to the Office of Economic Growth and is inactive.
New Jersey Citizens' Clean Elections Commission	Eliminate	The Commission expired on the 180th day following the day it issued a final report. The final report was issued 5/8/2006, and the Commission expired on 11/9/2007.
Video Lottery Study Commission	Eliminate	The Commission was set to expire 90 days after appointments were made. It was decided not to move forward with putting VLT's in the 2004 budget and the Commission expired.
Christopher Columbus Quincentennial Observance Commission	Eliminate	The Commission expired 01/01/93.
New Jersey Governor's School Board of Overseers (Old) -	Eliminate	The Commission is affiliated with the Commission on Higher Education and not the Department of State and is inactive.

INACTIVE / EXPIRED BOARDS NOT AFFILIATED WITH DEPARTMENT OF STATE  
Page 3

Board Name	Recommendation	Justification
Governor's Study Group on the Bicentennial of the Polish Constitution	Eliminate	The Study Group expired 5/4/92 per Executive Order.



## State of New Jersey

DEPARTMENT OF TRANSPORTATION

P.O. Box 600

Trenton, New Jersey 08625-0600

CHRIS CHRISTIE  
*Governor*

KIM GUADAGNO  
*Lt. Governor*

JAMES S. SIMPSON  
*Commissioner*

Privileged/Confidential

### M E M O R A N D U M

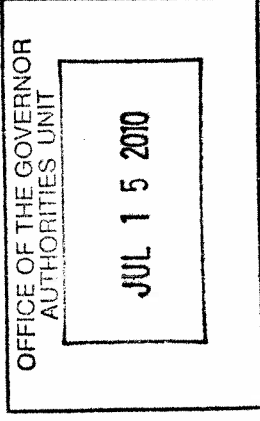
**TO:** Michele Brown  
Appointments

Deborah Gramiccioni  
Authorities

**FROM:** James S. Simpson  
Commissioner

**SUBJECT:** Executive Order No.: 15 – Boards, Commissions and Authorities

**DATE:** July 14, 2010



As required in Executive Order 15, we are providing our recommendations for consideration as to the continuance, consolidation or elimination of existing Boards, Commissions and Authorities.

Executive Order 15 requests a recommendation regarding compensation and expense reimbursements for a position in a State Authority.

Since only 2 out of 22 Boards, Commissions and Authorities compensate their members, we would recommend that all positions on said Authorities be without compensation (salary, benefits or pensions). We note that they FY2011 Budget provides for a major reduction in compensation at the Pilotage Commission.

We do not feel that compensation should apply to only 2 Authorities when 20 have persons serving without compensation.

We would support the reimbursement of reasonable expenses if members were serving without compensation. We view this as a matter of equity. They should serve out of an interest in serving the public good and as such should not be compensated with a salary. On the other hand, members should not be out of pocket for serving and modest and reasonable expense reimbursement should be considered.

Should you require additional information, please feel free to contact me at (609) 530-3536 anytime.

c: Deputy Commissioner Joseph Mrozek  
David Reiner



## State of New Jersey

DEPARTMENT OF TRANSPORTATION  
P.O. Box 600  
Trenton, New Jersey 08625-0600

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### Executive Order #15 Boards, Commissions and Authorities Directive #8

#### Executive Summary

New Jersey Department of Transportation  
July 13, 2010

Pursuant to Executive Order #15 - Directive #8, NJDOT has reviewed a total of 22 Boards, Commissions and Authorities that are affiliated with NJDOT.

A review of all 22 resulted in the following recommendations:

- 16 – Continuances as presently constituted
- 0 – Consolidations
- 3 – Eliminations
- 2 – Transfer to the jurisdiction of another State Agency
- 1 -- Repeals

Only 2 out of 22 Boards, Commissions and Authorities we reviewed compensate their members (the Pilotage Commission and the Waterfront and Airport Commission of NY & NJ).

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It seems inconsistent and unfair to compensate to only 2 Boards, Commissions and Authorities when 20 Boards, Commissions and Authorities have persons serving without compensation.

We would support the reimbursement of reasonable expenses if members were serving without compensation. We view this as a matter of equity. People should serve out of an interest in serving the public good and as such should not be compensated with a salary. On the other hand, members should not be out of pocket for serving, modest and reasonable expense reimbursement should be considered.



Department of Transportation

Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Comments Reported 3/25/10	Recommendations
New Jersey Transportation Trust Fund Authority	7	7	0	0	None	Advice & Consent/Direct	OK	Continue required by Statute and Bond Holder covenants
New Jersey Maritime Pilot and Docking Pilot Commission	6	6	0	0	Compensation of the Commissioner's shall be \$28,000 per year		Compensation of Commissioners also includes pension. Commissioner's salaries and Commission budget is covered by licensing fees	Continue – Pursuant to the FY2011 Budget Pilotage Commission compensation has been reduced to \$100 per month and eliminates benefit participation
New Jersey Turnpike Authority	8	8	0	2	None	Advice & Consent/Direct	OK	Continue
Travel Demand Management Advisory Council – Inactive	10	*8 Now 0	*1 Now 0	3	None	Advice & Consent	Repealed	Repealed 11/1/96

Blue Star Memorial Highway Council	7	7	0	4	None	Direct		Continue – A veterans oriented council dedicated to the men and women who have served in the Armed Forces. Provides good will at minimal cost.

Specials – Department of Transportation

Board Name	Seats	Members	Vacancies	Holdovers	Compensation	Board Type	Comments Reported 3/25/10	Recommendations
Delaware River Port Authority	8	8	0	0	None	Advice & Consent	OK	Continue
Delaware River and Bay Authority	6	6	0	0	None	Advice & Consent	OK	Continue
Delaware River Joint Toll Bridge Commission	7	7	0	1	None	Advice & Consent	OK	Continue
AC RIGHT (Atlantic City Regional Implementation Group for Housing and Transportation)	10	9	1	0	None	Direct	OK	A task force established in 5/09 by Executive Order - Continue

Waterfront and Airport Commission of New York and New Jersey	2	2	0	1	*43,500/yr	Advice & Consent	*Salary and pension are provided to the Commissioner of this board from NJ	Continue
North Jersey Transportation Planning Authority	8	8	0	1	None	Direct	OK	Continue
Smart Freight Railroad Study Commission	10	6	4	2	None	Advice & Consent/Direct	Commission has not met since established in 2005.	Eliminate – Has not met since establishment in 2005
Port Authority of New York and New Jersey	6	5	1	2	None	Advice & Consent	OK	Continue
South Jersey Transportation Authority	9	9	0	3	None	Advice & Consent	OK	Continue

## Additional Boards/Commissions

Board Name	Seats	Members	Vacancies	Compensation	Comments Reported 3/25/10	Recommendations
New Jersey Motor Vehicle Commission	8	7	1 (chair)	Members receive no compensation. Chair receives a salary determined by the Governor	In but not of - NJDOT	Continue – Currently a separate entity
South Jersey Transportation Planning Organization  FHWA and FTA oversee and manage the MPOs.	11	11	0	Unknown	Metropolitan Planning Organization that covers all of South NJ	Continue
Delaware Valley Regional Planning Commission	18	9 from NJ and 9 from PA	0	None	Bi-State Metropolitan Planning Organization that covers all of Central NJ	Continue

South Jersey Transportation Authority Advisory Committee	No Limit	0	All	None	SJTA recommends re-activating this Board to support the new development activity associated with the ACY airport	Eliminate – Currently inactive. The SJTA should be sufficient to lead new development activity at ACY
North Jersey Transit Advisory Committee	15	10	5	None	Represents North Jersey customer perspective to NJ Transit	Established by NJ Transit statue to focus on customer service. These two committees should be transferred to the direction of NJ Transit
South Jersey Transit Advisory Committee	15	11	4	None	Represents South Jersey customer perspective to NJ Transit	
Financial Policy Review Board	5	5	0	None	Board meets annually to provide statutorily-required certification of Transportation Trust Fund	Eliminate – Not necessary as principal TTF activities are conducted by the NJ Transportation Trust Fund Authority

# Inactive, Expired, Defunct or Abolished Boards and Commissions

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Department Associated With	Board/Commission	STATUS
Transportation	Delaware and Raritan Canal Transportation Safety Study Commission	Inactive - Needs to be terminated by statute.
Transportation	Governor's Air and Space Medal Nominating Committee	Inactive - Needs to be terminated by statute.
Transportation	New Jersey Railroad and Transportation Museum Commission	Inactive - Needs to be terminated by statute.
Transportation/Special	Regional Intergovernmental Transportation Coordinating Study Commission	Inactive - Needs to be terminated by statute.
Transportation	General Aviation Study Commission	Already terminated by statute.
Transportation	New Jersey Expressway Authority	Already terminated by statute.
		Already terminated by statute.
Transportation	New Jersey Highway Authority	
Transportation	Transportation Trust Fund Advisory Board	Already terminated by statute.
Transportation	Travel Demand Management Advisory Council	Already terminated by statute.
Transportation/Special	Task Force on Driver Distractions and Highway Safety	Already terminated by statute.
Transportation	World War II Veteran's Memorial Highway Committee	Already terminated by statute.
Transportation/Special	Blue Ribbon Transportation Commission	Inactive - may be terminated by Executive Order.
Transportation/Special	Toll Road Consolidation Commission	Inactive - may be terminated by Executive Order.



STATE OF NEW JERSEY  
DEPARTMENT OF THE TREASURY

EXECUTIVE ORDER NO. 15  
AUTHORITIES, BOARDS AND COMMISSIONS REVIEW SUMMARY

The following is a summary of recommendations resulting from the Department of the Treasury's review of all Treasury aligned entities, including authorities, boards and commissions, in response to Governor Chris Christie's Executive Order No. 15.

I. Authorities:

- i. Recommendation: Remain as constituted

New Jersey Building Authority  
New Jersey Schools Development Authority  
New Jersey Lottery Commission  
Capital City Redevelopment Authority  
South Jersey Port Corporation

- ii. Recommendation: Pending J. Hanson committee review

Atlantic City Convention & Visitors' Authority- *Options may include merging with Wildwood Convention Center.*  
Casino Control Commission  
Casino Reinvestment Development Authority- *Options may include merging with New Jersey Economic Development Authority.*  
New Jersey Gaming, Sports and Entertainment Advisory Commission

- iii. Recommendation: Merge with other agencies

Garden State Preservation Trust- *Merge with Environmental Infrastructure Trust*  
New Jersey Educational Facilities Authority- *Merge with Health Care Facilities Financing Authority and Higher Education Student Assistance Authority.*

- iv. Recommendation: Allow to sunset

Fort Monmouth Economic Revitalization Planning Authority- *Transfer plan to newly created implementation commission.*

- v. Recommendation: Partial or total dissolution

New Jersey Economic Development Authority- *Retain authority but dissolve the Economic Revitalization Board for Camden in accordance with the Authority's recommendation.*

II. Treasury Aligned Boards and Commissions

- i. Recommendation: Remain as constituted

Casino Revenue Fund Advisory Commission- Reports out to Legislature  
County Tax Boards- Pending salary reduction FY2011. Restructure proposal under development  
Deferred Compensation Board- Pension system oversight  
Governor’s Council of Economic Advisors- Recently created  
Minority & Women’s Business Development Advisory Council- Pending budgetary change  
New Jersey Capital Budgeting and Planning Commission- Legislative membership  
Pension & Health Benefits Review Commission- Reports out to Legislature  
Police & Firemen’s Retirement System Board of Trustees- Pension system oversight  
Public Employees retirement System Board of Trustees- Pension system oversight  
Sales & Use Tax Review Commission- Reports out to Legislature  
State Investment Council- Pension fund guidance  
State Police Retirement System Board of Trustees- Pension system oversight  
Stem Cell Institute of New Jersey- Scientific research.  
Supplemental Annuity Collective Trust of New Jersey- Pension system oversight  
Teachers’ Pensions & Annuity Fund Board of Trustees- Pension system oversight  
Tobacco Settlement Financing Corporation- Debt management agency

- ii. Recommendation: Change structure or merge into other agencies

New Jersey Council of Economic Advisors- Merge into Governor’s Council of Economic Advisors  
New Jersey Economic Growth Council- Merge into Governor’s Council of Economic Advisors  
Public Safety Communication Commission- Transfer to Homeland Security  
School Employees Health Benefits Commission- Merge with State Health Benefits Commission  
State Health Benefits Commission- Merge with School Employees Health Benefits Commission

- iii. Recommendation: Dissolve

Highlands Municipal Property Tax Stabilization Board- Redundant layer of government  
New Jersey Commission on Science & Technology- Reconstitute as advisory group to “Choose NJ”  
New Jersey Employee Awards Committee- Allow departments to manage optionally  
New Jersey Tax & Fiscal Policy Study Commission- Minimal activity  
Prosperity New Jersey- Already dissolved  
State Economic Recovery Board for Camden- EDA recommends dissolution  
Tax Lien Financing Corporation- Use Division of Administration’s dissolution recommendation

iv. Exempt from review

**Board of Governors – Rutgers University-** *Rutgers asserted it is exempt per statute*  
**New Jersey Board of Public Utilities-** *Regulatory oversight of utility companies*  
**State Comptroller-** *Executive branch oversight*

v. Recommendation: Continue current activity suspension

**Project Review Board-** *Aligned with OIT*  
**Technology Governing Board-** *Aligned with OIT*

**III. Treasury Aligned Inactive/ Abolished Boards and Commissions**

vi. Recommendation: Determined Inactive and should be dissolved

**Cable Television Advisory Council**  
**Citizen’s Committee on Permit Coordination**  
**Consolidated Police and Firemen’s Pension Fund Commission**  
**Construction Trade Training Council**  
**Corporation Business Tax Study Commission**  
**Health Service Corporation Conversion Temporary Advisory Commission**  
**Managed Care Task Force**  
**New Jersey Advanced Technology Vehicle Task Force**  
**New Jersey Geographic Information Council**  
**New Jersey World Trade Center Victims Memorial Commission**  
**\*Office of Information Technology Governing Board**  
**Prison Officer’s Pension Commission**  
**Benefits Review Task Force**  
**Budget Efficiency Savings Team Commission**  
**Deferred Balances Task Force- Board of Directors**  
**Property Tax Convention Tax Force**  
**State Revenue Forecasting Advisory Commission**  
**Tourism Advisory Council**  
**Women’s Business Advisory Council**  
**Economic Development Council**  
\* Abolished by E.O - This is now called the New Jersey Information Technology Governing Board

vii. Abolished

**Dredging Project Facilitation Task Force - Abolished by statute**  
**Economic Development Site Task Force - Abolished by statute**  
**Export Financing Company Advisory Council - Abolished by statute**  
**New Jersey Commerce Commission - Abolished by statute**  
**Student Assistance Board - Abolished by statute**  
**New Capital Sources Board - Abolished by statute**  
**New Jersey Development Authority for Small Businesses, Minorities and Women’s Enterprises- Abolished by statute**



**Authorities Recommendation Summary Sheet**

<b>Authority Name</b>	<b>Authority Synopsis</b>	<b>Number of Members &amp; (Seats)</b>	<b>Compensation</b>	<b>Recommendation</b>
Atlantic City Convention & Visitors Authority	Continued support of the Atlantic City economic development efforts. Funded by dedicated revenue sources without general revenue funding.	7 & (7)	None	Pending review by J. Hanson's Committee. Option: Merge with Wildwood Convention Center
Capital City Redevelopment Authority	Continued implementation of the Captial District Redevelopment Plan and strategic vision. Funded by fees and other revenue generated from development.	9 & (9)	None	Remain as constituted
Casino Control Commission	Benefits include strong regulatory oversight of the casino industry. Funded by fees levied on the casinos as well as assessments paid by the industry.	5 & (5)	Members \$125,000. Chair \$141,000 and Eligible for pension benefits	Pending review by J. Hanson's Committee. Option: Remain as constituted with reduction in size consistent with pending legislation
Casino Reinvestment Development Authority	Continued support of development projects in the Atlantic City region as well as throughout the state. Fully funded by dedicated sources with no general revenue funds.	17 & (17)	Apointed and voting public \$18,000 per year. Chair \$23,000 per year	Pending review by J. Hanson's Committee. Option: Merge into EDA
Fort Monmouth Economic Revitalization Planning Authority	This agency will dissolve upon the completion of the plan to redevelop Fort Monmouth. Funded through a federal grant with a \$150,000 state matching grant.	9 & (10)	None	Sunset
Garden State Preservation Trust	Continued support and acquisition of land for the preservation of open space throughout the State. Claim a "minimal" cost to the taxpayer, but dollar amount not specified.	9 & (9)	\$150 per meeting per member	Merge with Environmental Infrastructure Trust
New Jersey Building Authority	Continued support for construction and rehabilitation of State owned facilities. Claim no expense to the state although it does have an operating budget of about \$1 million.	12 & (12)	None	Remain as constituted
New Jersey Economic Development Authority	Continued project development and economic stimulation throughout the state. Sources for funding operating budget not specified in response.	17 & (17)	None	Dissolve its Economic Revitalization Board for Camden
New Jersey Educational Facilities Authority	Continued funding of capital construction projects at various higher education locations. No state appropriations support this agency but, rather, funds are received from fees assessed on colleges and universities.	6 & (7)	None	Merge with Health Care Facilities Financing Authority and Higher Education Student Assistance Authority
New Jersey Schools Development Authority	Continued project development and completion of new and rehabilitated educational facilities for various districts throughout the State. \$52 million operating budget apparently funded through the several bond initiatives.	15 & (15)	None	Remain as constituted
South Jersey Port Corporation	Continued operation of the ports under the authority of this commission. Port fees cover the operating costs. Debt service and Payments in Lieu of Taxes (PILOTs) to host communities are currently paid by the State at a cost in excess of \$20 million.	11 & (11)	None	Remain as constituted

Authorities Recommendation Summary Sheet				
Authority Name	Authority Synopsis	Number of Members & (Seats)	Compensation	Recommendation
New Jersey Lottery Commission	Continued input on the nature and payouts on various lottery games. Claim no cost to the state.	7 & (7)	Public members reimbursed for reasonable expenses	Remain as constituted



<b>Board Recommendation Synopsis Sheet</b>				
<b>Board Name</b>	<b>Board Synopsis</b>	<b>Number of Members &amp; (Seats)</b>	<b>Compensation</b>	<b>Recommendation</b>
Board of Governors - Rutgers University	Authority and responsibility to: determine policies for the organization, administration and development of the University	12 & (12)	None	Rutgers indicated this board is exempt from review
Casino Revenue Fund Advisory Commission	Report to the Legislature on the disposition of the Casino Revenue Fund	14 & (15)	None	Remain as constituted
County Tax Boards-Taxation	Comprised of State employees, the Boards are primarily focused on hearing local property tax appeals.	119	FY11 Reduces compensation substantially.	Remain as constituted
Deferred Compensation Plan Board	Manages respective plan and adjudicates disputes	3 & (3)	None	Remain as constituted
Governor's Council of Economic Advisors	Development and implementation of statewide economic development policies.	1 & (5)	None	Remain as constituted
Highlands Municipal Property Tax Stabilization Board	Monitor for the decline in the assessed values of vacant land within the Highlands zones.	3 & (3)	None	Dissolve
Minority & Woman's Business Development Advisory Council	Advise the Office of Small, Minority and Women Owned Business on the development of this segment of New Jersey's economy	9 & (13)	None	Continue as required pending budget adoption
New Jersey Board of Public Utilities	Responsible for the supervision, regulation, jurisdiction and control of all public utilities which includes their equipment, property, facilities, property rights, and franchises.	5 & (5)	In 2005 President rec'd \$140,000 & members \$125,000	Exempt from review
New Jersey Capital Budgeting & Planning Commission	Review and approve state facility capital improvement plan	11 & (12)	None	Remain as constituted
New Jersey Commission on Science & Technology	Assists with the establishment of scientific related businesses and initiatives. Not funded for FY11	14 & (17)	None	Dissolve and reconstitute as an advisory group to "Choose NJ"
New Jersey Council of Economic Advisors	Council is to assure that public policy yields the optimum economic benefits for all of the State's citizens.	5 & (5)	None	Merge into Governor's Council of Economic Advisors
New Jersey Economic Growth Council	Assist the Office of Economic Growth with respect to the development and implementation of statewide economic development policies.	46 & (53)	None	Merge into Governor's Council of Economic Advisors
New Jersey Employee Awards Committee	Manage the commendations of and suggestions from State employees	7 & (7)	None	Dissolve and allow Departments to manage optionally



<b>Board Recommendation Synopsis Sheet</b>				
<b>Board Name</b>	<b>Board Synopsis</b>	<b>Number of Members &amp; (Seats)</b>	<b>Compensation</b>	<b>Recommendation</b>
New Jersey Gaming, Sports and Entertainment Advisory Commission	Charged with developing recommendations for the Governor for a comprehensive, statewide approach to New Jersey's gaming, professional sports, and entertainment industries	7 & (7)	None	Remain as constituted
New Jersey Tax & Fiscal Policy Study Commission	Available for special project assignments studying tax policy	9 & (9)	None	Dissolve
Pension & Health Benefits Review Commission	Review all legislation and provide report on pending bills affecting this subject matter	9 & (10)	None	Remain as constituted
Police & Firemen's Retirement System of NJ Board of Trustees	Board/Commission manages respective plan and adjudicates disputes	11 & (11)	None	Remain as constituted
Project Review Board/ Office of Information Technology	Reviews large technology projects for potential savings.	0 & (5)	None	Continue suspension pending review of IT direction
Prosperity New Jersey Commission	Create, develop, refine and implement strategic plans for economic activity.	27 Seats	None	Already dissolved
Public Employees Retirement System Board of Trustees	Board/Commission manages respective plan and adjudicates disputes	9 & (9)	None	Remain as constituted
Public Safety Communication Commission	Formerly the 9-1-1 Commission. Coordinates local, county and state emergency communications development efforts	23 & (30)	None	Transfer to Homeland Security
Sales & Use Tax Review Commission	Provide analysis on pending legislation affecting Sales and Use Tax	10 & (10)	None	Remain as constituted
School Employees Health Benefits Commission	Board/Commission manages respective plan and adjudicate disputes	9 & (9)	None	Merge with State Health Benefits Commission
State Capitol Joint Management Commission	Responsible for the custody and management of the State Capitol Complex	8	None	Aligned to Governor's Office
State Comptroller	Responsible for conducting routine, periodic and random audits of State government, independent State authorities and local units of government.	1 & (1)		Exempt from review
State Economic Recovery Board for Camden	Preparation of a strategic revitalization plan for Camden		None	Dissolve
State Health Benefits Commission	Board/Commission manages respective plan and adjudicates disputes	6 & (6)	None	Merge with School Employees Health Benefits Commission
State Investment Council	Advise on investment strategies for pension funds managed by Div of Investments	10 & (13)	None	Remain as constituted
State of New Jersey Technology Governing Board/Office of Information Technology	Establishes the overall direction, standards and priorities for the information technology community in the Executive Branch	3 & (9)	None	Continue suspension pending review of IT direction



Board Recommendation Synopsis Sheet				
Board Name	Board Synopsis	Number of Members & (Seats)	Compensation	Recommendation
State Police Retirement System of NJ Board of Trustees	Board/Commission manages respective plan and adjudicates disputes	4 & (5)	None	Remain as constituted
Stem Cell Institute of New Jersey - Joint Board of Managers	The mission of the Institute is to carry out research, training and clinical studies on the application of stem cells to the treatment and cure of human disease.	11	None	Remain as constituted
Supplemental Annuity Collective Trust of New Jersey	Manages respective plan and adjudicates disputes	3 & (3)	None	Remain as constituted
Tax Lien Financing Corporation	Provide accelerated foreclosure and tax lien sales for Camden	4 & (5)	None	Dissolve in accordance with Division of Administration's recommendation
Teachers Pensions & Annuity Fund Board of Trustees	Board/Commission manages respective plan and adjudicates disputes	7 & (7)	None	Remain as constituted
Tobacco Settlement Financing Corporation	Manage the bonds issued to leverage the tobacco industry settlement	2 & (3)	None	Remain as constituted